

THE DAILY PRESS is the only newspaper published in Newport News that receives the full news service of the Associated Press.

Daily Press

THE WEATHER.
Fair, continued cool Sunday;
Monday increasing cloudiness
cloudy and slightly warmer;
light north to northeast winds.

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FIFTEEN WITNESSES YET TO TAKE STAND

Annexation Proceedings Can- not be Concluded Before Tuesday Afternoon.

RESIDENTS OF COUNTY OBJECT TO COMING IN

Various Citizens, Most of Whom Live
in the Salter's Creek Section, Tell
Court They Do Not Want to Live
Within City Limits—County
Officers.

(From a Staff Correspondent.)
HAMPTON, VA., May 14.—Fifty-five witnesses have been examined in the Boulevard annexation proceedings during the four days Judge R. Carter Scott has been sitting in the Circuit Court, and fifteen of the witnesses for the county remain to be heard. Judge Scott adjourned court at 4:10 o'clock this afternoon and took the evening train for Richmond. The judge is scheduled to sit in the Circuit Court of Richmond Monday morning, but he expects to arrange to have some other jurist take his place there so he can return to Hampton Monday and resume the trial of the annexation case at 10 o'clock. All of the witnesses yet to be placed on the stand were recognized in the sum of \$100 to appear Monday.

Although it was hoped at one time that this case would be concluded tonight, it is now apparent that it will be impossible to close the argument before late Tuesday afternoon. Elizabeth City county's witnesses hardly can be disposed of before late Monday afternoon, and then the petitioners and the city of Newport News will have some evidence in rebuttal.

Making Good Progress.

This morning the hearing progressed very slowly; the attorneys battled continually over the admission of evidence and the county's witnesses were severely cross-examined by Messrs. Batchelor and Massie. In the afternoon, however, things went along at a more lively pace and during the closing hour witness after witness was heard. Various people living in the territory proposed to be annexed, especially in what is known as the Salter's creek or Germantown section, took the stand this afternoon and testified that they strongly oppose annexation to the city. Messrs. Batchelor and Massie did not cross-examine these witnesses, depending upon the appearance of the men and the nature of their direct testimony to accomplish the purpose of cross-examination.

Fifteen Witnesses Heard.

Fifteen witnesses were examined today, a majority of them being on the stand during the brief afternoon session.

When court opened today T. H. Smith, who was on the stand at adjournment last night, was recalled. Mr. Smith formerly lived in Newport News, but moved to the Boulevard in order to run a dairy farm. He came out of the city to avoid city taxes and to have the privilege of keeping cattle and hogs. He was opposed to an annexation.

S. J. Hopkins, a joiner employed at the Newport News shipyard, testified that he lives near the old street car line in the territory proposed to be annexed. He said he did not want to live in the city and was opposed to the proposed extension of the limits. Witness declared that he owns several houses in Newport News and that their rental value has depreciated recently.

Jefferson Sinclair.

Jefferson Sinclair, a civil engineer, submitted to the court a map showing the number and location of the houses in the territory desired to be annexed, and C. I. Sinclair, who assisted in making the map swore as to the authenticity and correctness of the papers.

Frank Lake, son of John B. Lake, one of the largest property owners in the section between Hampton and Newport News, testified in opposition to annexation. He gave the figures showing the assessment of the Lake property and said that his father paid taxes on the land assessed at \$653 in the territory proposed to be annexed. He compared the assessments of property in Elizabeth City county with that in the city of Newport News.

Mr. Lake was closely cross-examined as to the taxes paid on his county property as compared with the taxes on his property in the city. He had said that the city taxes amounted to 1300 percent the county taxes. The witness had considerable trouble trying to explain this.

Commissioner of Revenue Booker.

Commissioner of Revenue Harry W. Booker, of Elizabeth City county, gave an interesting statement showing the reasonable value of the several tract included in the territory to be

(Continued on Seventh Page.)

VICIOUS ATTACK BY CAT ON MOTHER AND CHILD

After Battle With North Carolina Family the Feline is Killed—Will Examine Head.

(By Associated Press.)
ASHEVILLE, N. C., May 14.—A large gray cat this afternoon attacked the four-year-old son of William Ward, of Reems Creek township, seven miles from this city, biting the child in one eye and badly lacerating its face and hands. The child's mother, who rushed to the rescue of her boy on hearing his cries, was badly scratched about the face and neck. The mother's screams brought Mr. Ward from his yard and he in turn was attacked by the infuriated feline. The father ran into an adjoining room and, returning with a shot gun, killed the cat as it was about to renew its attack on his child. It is supposed that the animal was seized with a fit and the head will be sent to the State department of health at Raleigh.

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OFFICER KILLS NEGRO.

Durham Policemen Have Trouble
Raiding Gambling Joint.

(By Associated Press.)
DURHAM, N. C., May 14.—In an alley tonight Patrolman W. A. Cobb shot and instantly killed Tom Hawkins, colored, while attempting to arrest a gang of gamblers. The negro had shot and burned the eyelashes off of Sergeant Pendergrass and had a shotgun leveled at Cobb when the officer shot him through the heart. The coroner's jury tonight exonerated the officer.

Railway Comptroller Dead.

(By Associated Press.)

PHILADELPHIA, PA., May 14.—Max Rybenack, comptroller of the Pennsylvania Railroad Company, died at his home in Atlantic City tonight after a long illness. Death was due to a complication of heart and kidney diseases.

WILL NOT TRY BISHOP

M. E. Conference Committee Throws Out Charges.

HIS CHARACTER UP NEXT

High Church Officials is Accused of Mal-Administration and Investigation Will Take Place Tomorrow.

(By Associated Press.)

ASHEVILLE, N. C., May 14.—After strenuous labors of the delegates to the general conference of the Methodist Episcopal Church, South, great satisfaction is expressed that tomorrow will be a day of rest. Nearly every Protestant pulpit will be filled by distinguished ministers and great crowds at the churches are expected. Bishop Morrison, against whom charges of mal-administration are lodged, and whose case is now before a committee of investigation to decide whether or not a trial is necessary, seems not to be much disturbed by the charges and his friends declare that the committee will find that no trial will be necessary. The matter will come before the conference Monday when the result of the findings of the committee will be made known. Judge E. C. O'Rear, of Kentucky, is representing Bishop Morrison.

Bishop Not Disturbed.

The election of bishops will take place Monday and the consensus of opinion is that Rev. J. C. Kilgo and Collins Denny will be elected on the first ballot. In the midst of the morning session Dr. Collins Denny, chairman of the committee of episcopacy, announced that he had received a letter charging Bishop Morrison with mal-administration. The letter, he added, came from W. F. Packard, of the Texas conference. Considerable debate ensued as to whether a complaint, brought against Bishop Morrison by the Clay Street Church, Richmond, Va., should be referred to the committee of investigation to be appointed by bishops. It was finally so referred.

Charges Thrown Out.

An additional report from the same committee raised salaries of bishops from \$4,000 to \$4,800 per annum and retired bishops from \$2,000 to \$2,400. At a late hour tonight the committee on investigation in the case of Bishop Morrison decided unanimously that no trial on any of the charges lodged was necessary and all were thrown out. The matter of the bishop's character now goes back to the committee on episcopacy and it is generally believed that it will report against suppression. In case of an adverse report, however, the question will be fought out on the floor of the conference.

JAIL DOORS CLOSE ON CITY GRAFTERS

Former Pittsburg Councilmen are Sentenced and Heavily Fined.

PLEA OF NO DEFENSE FAILS TO SAVE THEM

Convicted Men Appeal Their Cases to
Superior Court on Ground of Al-
leged Promise of Immunity Because
of Pleading Guilty to Charge—Bank
Employs Are Sent to Work House.

(By Associated Press.)

PITTSBURG, May 14.—Sentence was imposed today in the Criminal Court on five of the men who pleaded no defense to charges of graft in connection with Pittsburg municipal affairs. Five former councilmen faced a court of four judges and learned their fate. The sentences ranged in length from four to eight months in jail. In addition to the jail sentences heavy fines are also imposed. In every case the men sentenced today were ordered committed to the Allegheny county jail, but later Hugh Ferguson and Charles Stewart, former councilmen, were granted a respite on a writ of supersedeas, and were released on \$10,000 bonds.

Appeals have been taken to the Superior Court which meets in Philadelphia in July. The appeals are based upon an alleged promise of immunity because of their plea of no defense. The five men sentenced and their fines are as follows: Charles Stewart, former select councilman, sentenced to eight months in the county jail and fined \$500. Hugh G. Ferguson, former common councilman, eight months in the county jail and fine of \$500. Dr. W. H. Weber, former select councilman, six months in the county jail and fine of \$500. P. B. Kearns, former common councilman, four months in the county jail and fine of \$250. Morris Einstein, former select councilman, six months in jail and fine of \$2,500.

Employees Caught.

Two years in the work house and \$100 fines were imposed upon Harry E. Muehlbronner and Charles Veverka, by Judge J. M. Swearingen, today. Both were former employees of the Workman's Savings & Trust Company and were charged with embezzlement. Although not officially connected with the graft cases, these men were called before the grand jury to testify and were called for sentence at the same time today as the bankers and councilmen.

FAVORS APPLAUSE ON CONVENTION FLOOR

Baptists Put Down Effort to Make Change in By-laws.

(By Associated Press.)

BALTIMORE, MD., May 14.—The greater part of the morning session of the Southern Baptist Convention was devoted to the consideration of the reports of committees. These reports presented the work and needs of the board to further enlarge its work. The convention voted to request the churches to contribute \$500,000 to the foreign mission board next year. Mr. J. H. Elliott, of Richmond, Va., called attention to the fact that the board paid more than \$17,000 interest on borrowed money last year because of the tardiness of mission treasurers in forwarding money and the convention adopted a resolution requesting the churches to make monthly remittances to the board. President F. W. Boatwright, of Richmond College, Va., read a report on the Baptist colleges in the South, showing the number of such institutions for men to be seventeen, with permanent endowment of \$2,529,167 and nineteen colleges for women, with an endowment of \$213,900. Quite a ripple of excitement was provoked by a motion to repeal that section of the by-laws of the convention which forbids applause on the floor. First it appeared that the motion was lost. A division was called for, and it appeared that the motion prevailed by a majority of two votes, in a voting strength of 1,684. Charles A. Smith, of the south Carolina delegation, who was opposed to the motion, called for the yeas and nays, but

before the call was made there was a demand for the regular order, and the matter was left in the air, the by-laws remaining as they have always been.

ALL AGREE TO STAND BY THE PRESIDENT

Conference is Held at White House Over Legislative Program.

(By Associated Press.)

WASHINGTON, D. C., May 14.—A decided step in the direction of assuring the adoption by congress of practically all of the administration legislative program was taken at the White House tonight. From 10:30 o'clock until long after one o'clock President Taft discussed the situation with a large majority of the western Republican senators and five of the party leaders from eastern states. President Taft talked with great freedom about the situation. He said that he did not care about criticisms of himself, but that he believed every thing possible should be done to prevent attacks upon the party. In that connection he referred incidentally to the statement of Frederick M. Kerby, the interior department stenographer, who gave out a story today against officials in connection with the preparation of the Taft letter dismissing Glavis from the government service. The President cited the instance to the sort of attacks being made against the administration. He thought that the administration senators should help cut in dissipating the effect of such attacks. Every man present agreed to stand by the President. Certain amendments to the railroad bill were agreed upon and through these it is planned to get the support of some of the insurgent Republicans. This statement is regarded as very significant and looking to the avoidance of clashes between party factions wherever they can be avoided. The railroad bill, the anti-injunction measure, the statehood bill, if possible and the public land withdrawal bills were agreed upon as a revised legislative state and all of the senators present pledged themselves to vote for these measures.

WICKERSHAM WILL NOT FURNISH FACTS

Attorney General Declines Request of House Anent Cotton Pool.

(By Associated Press.)

WASHINGTON, D. C., May 14.—Because a grand jury already is investigating the alleged pool in cotton, Attorney General Wickersham today refused to furnish the house with the facts in the possession of the department of justice on which the investigation was based. The attorney general voiced this declaration in a reply to a house resolution calling on him for the public interest as to the alleged violation of the Sherman anti-trust law, by persons forming an alleged illegal combination to advance the price of cotton. Incidentally he advised the house that no investigation or inquiry has ever been begun by the United States against any person charged with violating that law by conspiring to advance wheat prices last May and July. Mr. Wickersham says the cotton pool is being investigated with the aid of a grand jury and the proceedings are necessarily secret.

JAMESTOWN EXPOSITION DEBTS TOTAL \$1,780,333

Special Master Wilcox Files Report Showing Condition of the Company.

(By Associated Press.)

NORFOLK, VA., May 14.—Special Master J. Westmore Wilcox, in the Jamestown Exposition litigation, today filed his report in court, showing total debts against the company at \$1,780,333 and the total book assets of \$1,652,152. The value of the real estate, with improvements, is placed at \$1,000,000 and with what other assets that may be realized upon those, there is a possibility of all indebtedness being met except that to the government of something less than \$900,000. Letters Differ. It was further pointed out, both at the White House and by Attorney General Wickersham himself, that a comparison of the Lawler draft and the President's letter would show that the inferences of the Kerby statement were unwarranted. Attorney General Wickersham declared that it was quite obvious that Lawler did not prepare the letter signed by President Taft. "There is only one clause which, in a measure, the President adopted," said Mr. Wickersham. "What Mr. Lawler prepared was what might be termed a suggested form of letter which the President could adopt if he saw fit—a practice of every day occurrence in the executive departments of the government."

ROOSEVELT LEAVES FOR LONDON.

(By Associated Press.)

BERLIN, May 14.—Ex-President Roosevelt's visit to Berlin will end tomorrow morning when he will leave at 11:40 o'clock for London. It was expected that Colonel Roosevelt would

PRESIDENT DENIES CHARGES OF KERBY

Taft Says He Dictated His Own Letter Exonerating Ballinger.

AFFIXED SIGNATURE TO THOUGHTS OF ANOTHER

Stenographer in Office of Secretary
of Interior Makes Public How Head
of Department Was Whitewashed
of Accusations Made by L. R.
Glavis—White House Statement.

(By Associated Press.)

WASHINGTON, D. C., May 14.—Oscar Lawler, assistant attorney general for the interior, of which Mr. Ballinger is the head, did in fact prepare a draft of a letter addressed to Secretary Ballinger, and in such form and phrase that it might have been adopted verbatim and signed by the President as Mr. Taft's exoneration of the secretary of the charges of L. R. Glavis, and authorizing the dismissal of Glavis from his position of special agent of the interior department. This draft by Mr. Lawler was delivered this afternoon to the Ballinger-Pinchot committee and ordered spread upon the records of the investigation. Adopted Two Paragraphs. Careful comparison of the Lawler draft, with the letter of the President, shows that Mr. Taft did in fact adopt practically verbatim in two short paragraphs of Mr. Lawler's language. The substance of the two documents is otherwise widely dissimilar. The thing came to a head this afternoon in the publication of a statement attributed to Frederick M. Kerby, one of the stenographers in the office of Secretary Ballinger, in which Kerby related at length the circumstances under which he alleged the Lawler draft to have been prepared. Kerby asserted further that all of the preliminary drafts used in the preparation in the letter were burned in a grate in the interior department at the suggestion and under the supervision of Don M. Car, Mr. Ballinger's private secretary. Prepared by Ballinger. Kerby drew the inference that the Lawler letter had been adopted by the President, essentially as his own. Mr. Ballinger and his legal adviser had, therefore, virtually prepared the exoneration which Mr. Taft had issued over his own signature. Almost simultaneously with the publication of the Kerby statement, Attorney General Wickersham sent to the Ballinger-Pinchot investigation committee, then in session, a copy of the Lawler draft, accompanied by a letter to Chairman Nelson, in which the document had been overlooked in sending the papers reconstituted by the committee at the behest of Attorney Brandegee. The following statement was given out at the White House late this afternoon: "With reference to the published affidavit of F. M. Kerby, a stenographer in the office of the secretary of interior to the effect that the President's letter of September 13, 1909, exonerating Secretary Ballinger, was substantially prepared for the President's signature by Assistant Attorney General Lawler, it was said at the White House today, that there is absolutely no foundation for any such statement. The President dictated his letter personally as the result of his own investigation of the records and consideration of documents and papers in his possession at the time and upon the report to him of the attorney general."

REPUBLICANS WILL JOIN WING OF DEMOCRATS

Independent Judicial Ticket Will be Outcome of Dissatisfaction in Tennessee.

(By Associated Press.)

WASHINGTON, D. C., May 14.—Leaders of the Republican party in Tennessee held a conference at the White House today and practically decided to put a judicial ticket in the field in the coming elections, but to join the anti-Patterson Democrats in the support of an independent ticket. Since the pardoning of Colonel Duncan B. Cooper, who was convicted of the murder of former Senator Carmack, there has been much disagreement in the Democratic ranks and the attitude of the Republican, therefore, was a matter of great moment. Nine Injured in Wreck. (By Associated Press.) WICHITA, KANSAS, May 14.—Nine persons were injured when Kansas City, Mexico & Orient passenger train No. 2 was wrecked today near Milton, Kansas, thirty miles south-west of here. The injured were taken to a hotel in Milton, where physicians attended them.

DIES IN SAN FRANCISCO.

Prominent Richmond Lawyer Succumbs to Acute Bright's Disease.

RICHMOND, VA., May 14.—Death came suddenly and unexpectedly to Charles Urquhart Williams, 70 years old, of this city, in the Palace hotel in San Francisco, Cal., yesterday. He was in San Francisco on business. His death was due to acute Bright's disease. Mr. Williams had been in good health and while he was away from home his letters and telegrams gave no intimation of illness. His death, therefore, comes as a great shock to his family, relatives and friends. He had membership in the city, State and American Bar Associations.

T. P. A. CONVENTION ADJOURNS.

(By Associated Press.)

STANTON, VA., May 14.—The nineteenth annual convention of the Virginia division of the Travelers' Protective Association which met here with 200 delegates, adjourned this evening after electing R. W. Price, of Petersburg, president, and choosing Danville as the next meeting place. H. L. Harwood, of Richmond, was re-elected secretary-treasurer. A loving cup was presented to Mr. Harwood by his fellow travelers.

Virginia Wins Track Meet.

(By Associated Press.)

CHARLOTTESVILLE, VA., May 14.—Virginia won the annual track meet with Johns Hopkins today by sixty-five points to thirty-nine. Stanton, of Virginia, won the 100 yard dash in ten seconds flat, covered the 220 yard wash in 22.5 seconds, and made his debut in low hurdles, winning in 25.5 seconds.

VIRGINIA BEACH WINS Controversy Over State Camp Site Comes to End.

NORFOLKS OFFER ACCEPTED

Conference in Office of Governor
Mann Between Military Directors
and Committee Settles Matter of
Place for Holding Encampments.

(Special to Daily Press.)

RICHMOND, VA., May 14.—The controversy regarding the site for the State camp, which has been on for some time past, was finally settled tonight at a conference held in the governor's office, at the capitol, between the State military directors and a committee from Norfolk. The committee offered the State the deed for the site at Virginia Beach, which, after discussion, was accepted by the directors without dissent and will be the future place of encampment for all military camps in Virginia. The members of the board, consisting of Governor W. H. Mann, Adjutant General W. Sale, Inspector General Jo Lane Stern, Secretary of Commonwealth B. O. James and Brigade Commander C. C. Vaughan, were all present. The Norfolk committee was composed of Dr. Southgate Leigh, Harvey M. Dickson and E. T. Lamb, the latter being president of the Norfolk and Southern Railway.

JURY FAILS TO AGREE IN HYDE MURDER CASE

Twelve Men Sent to Hotel For Night and Will Again Deliberate in Court Today.

(By Associated Press.)

KANSAS CITY, MO., May 14.—Having failed to reach a verdict at 11:15 o'clock tonight the Dr. Hyde murder jury was sent to its hotel by Judge Ralph S. Latschaw. The jury will be returned to its room in the criminal court building tomorrow morning at 9 o'clock. If, however, the jury can arrive at a verdict at the hotel they have the court's permission to do so. By law a verdict may be given on Sunday. Judge Latschaw said tonight that in case of an agreement being reached tomorrow he would immediately read the verdict in open court.

MONEY FOR REBUILDING THIMBLE LIGHTHOUSE

Secretary MacVeagh Puts \$65,000 Item in General Deficiency Estimate.

(By Associated Press.)

WASHINGTON, D. C., May 14.—Among the general deficiency estimates sent to congress today by Secretary MacVeagh was an item of \$65,000 for the Thimble Shoals Virginia light station. Thimble Shoal lighthouse, between Old Point and Cape Charles, was destroyed last December. The schooler Malcom Baxter Collins with the lighthouse, and fire started from an overturned stove did the deed. Since December a temporary light on the steel foundation of the house has warned mariners of the presence of the shoals.