

HARGIS CASE MUST HAVE NEW TRIAL

Jury Unable to Agree in Big Kentucky Feud Case of Patricide.

STORY OF HARGIS' CAREER

Murdered Man Was Feudal Baron and Ruled With Iron Hand, Putting to Death Those Who Opposed His Will.

IRVINE, Ky., Dec. 26.—The jury in the case of Beach Hargis, charged with the murder of his father, Judge James J. Hargis, reported its inability to agree this afternoon and was discharged. The jury stood nine for acquittal and three for conviction.

Beach Hargis had been on a debauch a few days before the time of the murder of Judge Hargis and he had finally been brought home by the police some days before the neighbors declared that Judge Hargis had been dragging the boy to the streets of the wild little mountain town.

Beach entered his father's store and, after a few words with the judge, grappled with him. They fell to the floor, Beach on top, and with the judge's own pistol the boy fired several shots into the body of the prostrate man.

Mother Blames Father. "The defendant's mother testified that the judge had early taught the boy bad habits, and when Beach was a child had given him whiskey and buckled a gun on his hip. Beach, or Beatenamp, his rightful name, is 23 years old and has always been what in the Kentucky mountains, is termed "feverish."

Judge Hargis was admittedly a baron in Breathitt County, and even in the Tenth Congressional district. His ministers occupied all the county offices, he was himself Democratic committeeman and was chairman of the district conventions. Men rose up to question his rule and to make personal attacks on him, and these men suddenly were done away with.

Many Lived in Fear. The Marcums, the head of which family walked the streets of Jackson for months with a baby in his arms to avert his final assassination; the Cockrills and others disputed the scepter of the feudal king, and paid the penalty with their lives. This summary and violent rule bred the school of murderers and bad men who gave to their county the world-known title of "Bloody Breathitt."

One of them, Curt Jett, called by his picturesque-speaking neighbors the "wild dog of Breathitt," is serving a life sentence; some are dead and others have fled the state or are living quietly since the death of their chief.

Hargis had vast mineral interests in this section, on which he lived, though the ostensible producer of his wealth was a dry goods and general store at Jackson, in which the king reigned.

A week before his death Judge Hargis purchased a \$1000 casket in Louisville.

PLAN FINE BALL GROUNDS Chicago to Have One of Best Grounds in Country.

CHICAGO, Dec. 26.—The formal transfer of the National League Baseball Park from John R. Walsh and A. G. Spalding to Charles W. Murphy, as president of the park, took place today. The amount paid was not made public, but it is stated that the cost of the grounds and improvements which are to be made within the next three years will aggregate \$500,000.

BLOODY ROW IN CHURCH Colored Baptists Celebrate Christmas With Fracas.

GALLIPOLES, O., Dec. 26.—A bloody battle took place in the Baptist church at Bigwell at a Christmas entertainment last night, causing a panic. Many men, women and children jumped from the windows and narrowly escaped serious injury.

NOT ONE RESISTS GOMEZ (Continued from First Page.) He and the island of Curacao. A Dutch steamer left here this morning for Maracaibo for a cargo of wood, which, following the announcement of the Venezuelan government that it would no longer enforce the trans-shipment decree, will be brought to Curacao and transferred to another vessel.

EXILES SAIL FOR VENEZUELA Rolando and Followers Start to Aid Gomez Government.

NEW YORK, Dec. 26.—Cheers and Venezuelan flags speeded the steamer Maracaibo when she swung out from her pier today bearing General Nicholas Rolando, General Ramon Ayala, General Felix Ampard and other exiles of the Castro regime on their way back to Venezuela at the special invitation of the new head of the republic, Juna Vincente Gomez, to assist in the new order of things following the overthrow of Castro.

position to General Castro foreshadowed a new and brighter era for Venezuela. General Rolando, the central figure of the day, was smiling and calm and full of confidence in the promises of Acting President Gomez. He declared no harm would come to himself or his lieutenants or he would not be taking with him practically all the leaders of the insurrection against Castro, which has been in secret preparation for many months in this city and which was on the point of being launched when the revolution of a week ago swept Castro out of power.

GOMEZ IS FILLING JAILS New President of Venezuela After Castro's Friends.

NEW YORK, Dec. 26.—A special cable dispatch to the Tribune from Port of Spain, Trinidad, says that passengers arriving there from ports in Venezuela report that Acting President Gomez has taken drastic steps to suppress friends and supporters of Castro. In order to check any possible rebellion on behalf of the overthrown executive, Gomez, the dispatch says, is having every prominent sympathizer with Castro placed under arrest.

NEW GOVERNOR OF IOWA.



WARREN GARST. Warren Garst, who became Governor of Iowa when Cummings went to the Senate, is a native of Ohio of Dutch-Irish descent. He began life keeping a general merchandise store, and afterward became interested in farming and banking. He became Governor November 24, 1908.

rest. The jails are thus being filled to overflowing with political prisoners. The leading followers of Castro, it is said, will be deported as further precaution against a revolutionary outbreak. It is believed here that the energetic measures of the Gomez government will prevent any possibility of an uprising. All of the soldiers in the Venezuelan army who sympathize with Castro have been discharged and the ranks filled with supporters of Gomez.

JEALOUS MAN SLAYS GIRL

TERRIBLE TRAGEDY SHOCKS MASSACHUSETTS TOWN.

His Suit Rejected, Police Sergeant's Son Kills Young Woman and Surrenders.

SOMERVILLE, Mass., Dec. 26.—(Special.)—Maud Hartley, daughter of Mrs. E. Agnes Hartley, a physician of West Somerville, was shot and almost instantly killed on Highland avenue today as she was about to board an electric car for Boston, and her rejected suitor, James M. Harmon, son of Police Sergeant James Harmon, after running away, gave himself up at the police station in Medford, where he was locked up on a charge of murder. It is said that Harmon was jealous of the young woman, Miss Hartley, who was 19 years old and Harmon is the same age.

After he had shot the girl Harmon picked her up in his arms and carried her into a store at the corner. He laid his burden down, saying "I have finished her," and before the gathering crowd realized what was going on the young man had rushed out of the door and was in flight toward Medford.

Miss Hartley was active in church affairs. Harmon had been paying attention to her for about two years. At every turn reached by the police in their investigation to discover the motive for the crime, mystery surrounds the tragedy. The one person who possibly could clear up the problem, the one person who could tell of the reason that the beautiful girl was wantonly slain, is in his cell at East Cambridge, constantly protesting: "I remember nothing; I remember nothing."

Acute insanity was the theory of Dr. Hartley when she assigned a reason for the killing of her daughter. "I cannot state too positively," she said, "the feeling of deep sympathy I have for poor Jimmy. If Bow street had not been so far away this morning I should have gone to the police station and told him that I had nothing but a mother's feeling of sympathy and pity for him. The poor boy could not have been in his right mind. I know him well and know that he could not have harmed a hair of anybody's head if he had been right."

What he did he did when an attack of acute insanity came over him. It is a well-known fact that persons who play while insane never turn on their enemies or upon those whom they fancy may have done them wrong, but they may or kill their dearest friends. "Jimmy turned on Maud, the girl with whom he associated as a pal, a comrade, a girl with whom he had gone to school. They were both good pals, good comrades, and spent many evenings in each other's company here in my home. I feel so sorry for his going to the police station and being in my right mind. I know him well and know that he could not have harmed a hair of anybody's head if he had been right."

Arrested for Entering Country. NEW YORK, Dec. 26.—Five Chinese accused of violating the Chinese exclusion act in slipping over the Mexican boundary into Texas and afterward sliding off a cliff at Chicago, were held today for further examination by United States Commissioner Rowe. The Chinese were arrested in Jersey City as they were leaving a train.

FULTON WORRIES RAILROAD TOOLS

Members of Senate Interstate Committee Dodge Vote on Rate Bill.

MUST SHOW HOW STAND

Oregon Senator Gives Nervous Railroad Senators Certain Time to Act—Will Force Senate to Take Bill From Them.

OREGONIAN NEWS BUREAU, Washington, Dec. 26.—It became known today that members of the Senate committee on interstate commerce, before whom Senator Fulton's rate bill is pending, are very nervous about the threat of the Oregon Senator to compel them to take action. Several members have been frank enough to say they do not want to vote on this bill one way or the other. They are obligated to the railroads and therefore do not want to favor a bill which is opposed by the transportation companies. Yet, in view of the present state of public sentiment, they are not anxious to vote against a bill that is generally demanded by the public.

CUBA'S FREEDOM IS NEAR

Plans for Final Evacuation of Island Are Completed.

WASHINGTON, Dec. 26.—Plans for the evacuation of Cuba, the ending of the Provisional Government and other details coincident with President Gomez's inauguration, on January 28, arrangements for which were agreed upon three weeks ago at a conference between President Roosevelt, Secretary Wright and Governor Magoon and made public at the time, were officially set forth in a cablegram received at the War Department from Governor Magoon. The plans were today formally approved by General Clarence R. Edwards, of the Bureau of Insular Affairs. The only new feature in the arrangements was disclosed when the War Department called Governor Magoon authority to call the new Cuban Congress for organization at any time prior to January 28. It is stated that the Congress probably will be assembled soon after New Year's day. The congress, after receiving the electoral college, the credentials of Senators and Representatives, clearing up contests and other details of organization, provided for in the Cuban constitution, will take a recess until January 28.

CHANGES FINGER TO NOSE

Surgical Operation to Beautify Jerseyman's Countenance.

PATERSON, N. J., Dec. 26.—If a surgical operation performed in this city proves successful, Cornelius Snyder of 152 Goffie road, Highland Borough, will be going around before long with one of his fingers sewed to the place where his nose used to be. Snyder suffered from cancer for several years, and about a year ago the greater part of his nose was amputated in order to remove the malignant growth. There have been no symptoms of a recurrence of the disease.

When Mr. Snyder was informed by physicians that it was possible to replace the lost nose with a finger he decided to have the operation performed and it took place last week at the general hospital, being performed by Dr. John C. McCoy. The third finger of Snyder's left hand was used.

BAY STATE ADDS TAXES

Over \$30,000,000 of Property Included in Rolls for First Time.

BOSTON, Dec. 26.—Nearly thirty millions of personal property which heretofore has escaped taxation has been added to the rolls of the state, today by a recent law and the efforts of the local assessors. Returns from 210 out of 354 cities and towns have been received, showing an increase of \$26,458,336 over last year. Several cities, including Boston, are yet to be heard from.

DALZELL IS FOR OLIVER

Withdraws From Senatorial Fight for Knox's Seat.

PITTSBURG, Dec. 26.—Congressman Dalzell, who last week at Washington announced his candidacy for election by the next Pennsylvania Legislature to succeed Senator Knox when the latter resigns to enter the Cabinet, today withdrew and tendered his support to George T. Oliver, a newspaper publisher of Pittsburgh.

Miss Cahall Will Name Craft. WILMINGTON, Del., Dec. 26.—Governor Lee today selected Miss Anna S. Cahall, of Bridgeville, to christen the battleship Delaware, which will be launched about February 6 at Newport News, Va. Miss Cahall is a daughter of Dr. and Mrs. Lawrence M. Cahall, of Bridgeville, and niece of Governor-elect Simon S. Pennewill and of Judge James Pennewill of this state.

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J. HAM LEWIS OFF AGAIN

ATTORNEY GOING TO ORIENT PERHAPS FOR GOVERNMENT.

Rather Coy in Admitting That He Is Special Envoy, Especially After Denial.

CHICAGO, Dec. 26.—The Inter-Ocean today in a new article says: Colonel James Hamilton Lewis, well-known attorney, who left Chicago for New Orleans two weeks ago, and who is now in San Francisco, will go to Japan and China on a secret mission for the State Department. It is said, before returning to this city. The nature of Colonel Lewis' mission is not known even to his private secretary, according to a statement made by the latter, but it is known he is carrying letters from President Roosevelt and the Secretary of State.

TALKS VAGUELY OF MISSION But It Is Believed to Concern Relations With Orient.

LOS ANGELES, Dec. 26.—Colonel James Hamilton Lewis, of Chicago, was seen at his apartments today by a representative of the Associated Press and asked regarding the report that he is on his way to Japan and China on a secret mission for the Government. While refusing to discuss the matter in detail and admit that he was delegated on important work in the Orient, Colonel Lewis said he would probably sail for Japan, China and the Philippines in a few days, provided he was able to make a satisfactory arrangement of some personal matters. "I may say," said Colonel Lewis, "that I am not engaged on a mission that is at this time of any immediate importance to the public. It is true that I have some letters from Secretary Root and some others given me by direction of the President, but they are not of general interest."

SHIP IS WRECKED IN GALE

William Larmar Goes to Pieces, but Crew Is Saved.

NORFOLK, Va., Dec. 26.—Meager advices of the wrecking of the schooner William Larmar and the rescue of the nine men composing her crew by the Australian steamship Columbia, have reached here by wireless from the Diamond Shoals lightship. The Larmar was wrecked 20 miles east of Currituck, N. C.

The schooner is reported to be still afloat and a menace to navigation. It is presumed that the ill-fated vessel came to grief during the severe northeast gale last week. The three-masted schooner Zachus Sherman, wrecked by the recent storm and abandoned by the crew, was towed into Hampton Roads late last night by a wrecking steamer.

NOT ACTING FOR GOVERNMENT State Department Only Gives Lewis Letters to Consuls.

WASHINGTON, Dec. 26.—In reference to a report from Chicago that Colonel James Hamilton Lewis, who is now in San Francisco, will go to Japan and China on a secret mission for the Government, the authoritative statement was made at the State Department that James Hamilton Lewis is not going to the Far East on any mission for the Government. Such letters as he may have from the officials are those of a nature commending him to the good offices of the diplomatic and consular representatives abroad, and perhaps to foreign officials.

Congressman Davey Expires. NEW ORLEANS, Dec. 26.—Congressman Robert C. Davey, of Louisiana, died here today, after an illness of several months. Mr. Davey was a conspicuous member of the committee on interstate and foreign commerce. He was born in New Orleans in 1853 and was first elected to the 33d Congress as a Democrat. Death was due to complication of diseases. Congressman Davey was a member of the House committee on expenditures in the Department of Agriculture and was also a member of the Interstate and for-

NAVAL MEN BEAT PRINCETON

ANNAPOLIS, Md., Dec. 26.—The Midshipmen today defeated the Princeton basketball team 29 to 25. The winners snatched victory from their opponents in the last few minutes of play.

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