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VOL. XI.—NO. 289. PENSACOLA, FLORIDA, WEDNESDAY MORNING, DECEMBER 2, 1908. PRICE, 5 CENTS.

TERMS OF PEACE PACT GIVEN TO THE PUBLIC

Will Encourage Free and Peaceful Development of Commerce on Pacific.

GOVERNMENTS ARE BOTH PLEASED

Japanese Ambassador Says It Will Strengthen Relationship, While Secretary Root Replies That the United States Welcomes the Mutual Expression—Two Countries Will Preserve Interests of All Powers.

By Associated Press.

Washington, Dec. 1.—The notes exchanged between the United States and Japan, "declaring their policy in the far east," which have been the subject of correspondence between Secretary of State Root and Ambassador Takahira for some months, were made public by the state department tonight.

Accompanying the declaration are two letters, one from Takahira and one from Root, the former expressing the belief that a frank avowal of the aim, policy and intention of the two countries holding important outlying posessions in the region of the Pacific ocean, would not only tend to strengthen the relationship between the two nations, but would materially contribute to the preservation of general good peace, and the latter declaring that "this mutual expression is welcome to the government of the United States."

The purport of the five separate notes in explicit terms is as follows:

1. It is the wish of the two governments to encourage the free and peaceful development of their commerce in the Pacific ocean.

2. The policy of both governments, uninfluenced by aggressive tendencies is directed to the maintenance of the existing status quo in the region above mentioned, and the defense of the principles of equal opportunity for commerce and industry in China.

3. They accordingly are firmly resolved to especially respect the territorial possessions belonging to each other in the said region.

4. They are also determined to preserve the common interests of all powers in China by supporting by all pacific means at their disposal the independence and integrity of China, and the principle of equal opportunity for commerce and industry to all nations in that empire.

5. Should any event occur threatening the status quo as above described or the principle of equal opportunity as above defined, it remains for the two governments to communicate with each other, in order to arrive at an understanding of what measures they may consider useful to take.

BIG BENGAL TIGER DEAD.

Chicago, Dec. 1.—Big Ben, the royal Bengal tiger of the Lincoln Park zoo, died last night of pneumonia and old age, he being 20 years old.

The tiger was brought to Chicago 15 years ago from India and was known as the finest specimen of his kind in activity. He was a maneater.

AIRSHIPS FAILURE IN WAR SERVICE.

By Associated Press.

Berlin, Dec. 1.—Experiments which have been going on here for sometime show it is almost impossible for dirigible balloons to escape the fire of field pieces and rifles on the ground by going to high altitudes. The greatest height airships can attain successfully and safely will leave them within range of a special cannon with which experiments are being made.

The Expected Battle Has Been Postponed

By Associated Press.

Port au Prince, Hayti, Dec. 1.—The expected battle between the revolutionists and the troops of the government, which are entrenched a few miles outside the city, will likely be deferred for several days. General Simon, the commander in chief of the revolutionary forces, has decided to attack Jacmel, which lies thirty miles southwest of this city, before resuming the march on Port au Prince.

It is believed the situation, so far as the government is concerned, is lost. The three divisions of government troops stationed at cross roads outside the city are being depleted by numerous desertions. General Simon can enter Port au Prince probably without striking a blow if President Nord Alexis takes his departure before the arrival of the enemy.

The president accuses the minister of war with treachery and threatens, if the revolutionists attack the city, to blow up the palace.

DIAMOND JUBILEE IN VIENNA RESULTS IN FOUR DEATHS

By Associated Press.

Vienna, Dec. 1.—In honor of Emperor Francis Joseph's diamond jubilee, the city was illuminated tonight on a scale of unprecedented brilliancy the cathedral, city hall, and all public buildings being outlined in electric lights and the effect, enhanced by powerful searchlights playing from high towers. In the windows of all private residences were lighted candles.

The pressure of enormous crowds in the streets caused several serious accidents. Four persons were killed and 120 or more injured, twenty-five of them seriously. At one time a papic ensued, and hundreds were trampled to the ground, among them being Parliamentary Deputy Holzi and a woman, both of whom were crushed to death.

FOUR SAFES WERE BLOWN IN ALABAMA

Gang of Six Robbers Looted the Town of Banks, Ala. Two Negroes Who Witnessed the Robberies Were Bound and Gagged.

By Associated Press.

Troy, Ala., Dec. 1.—Four safes were blown open with dynamite and their contents stolen by a gang of six robbers about ten miles south of here last night at Banks, Ala. Out of three of the safes the gang secured about $500 in cash, but found the fourth empty of valuables.

Two negro witnesses to the robberies were bound and gagged but not injured. The robbers escaped safely and bloodhounds which were put on their trail soon lost it on a railroad track.

The safes dynamited belonged to Tatom and Son, Brantley Brothers, Matthews & Mott and J. J. Jordan.

RELATIONS ARE VERY STRAINED

By Associated Press.

Pittsburg, Pa., Dec. 1.—While it is not believed the trouble between the Brotherhood of Locomotive Engineers and the Pennsylvania Railroad will result in a strike in lines west of Pittsburg, it is apparent that the relations are seriously strained.

General Manager W. W. Atterbury, of the Pennsylvania Railroad, arrived here today from the east, accompanied by General Superintendent R. E. McCarthy of the Pan Handle division. Aside from stating he was here to look after some railroad business, General Manager Atterbury refused to talk.

The men assert that their general board had not been given proper recognition in efforts to settle grievances, while the company maintains that the difficulty is entirely over a matter of discipline. Several days ago a strike vote was taken but before the result of the vote was announced it was decided to submit the case to the board of mediation which will hold a number of conferences during this week in Washington.

$5,000 RUBY PROVED TO BE A HUGE JOKE

Was Said to Have Been Sent Miss Katharine Elkins by the Duke of Abruzzi—Its Correct Value is $11.75, According to Experts.

By Associated Press.

Pittsburg, Pa., Dec. 1.—Just a huge joke is the affair of the $5,000 ruby engagement ring said to have been sent by the Duke of Abruzzi to Miss Katharine Elkins. The romantic incident that stirred gossip in two hemispheres, worrying royalty, government officials, society folk and everybody, has been explained. Who the humorist is has not been discovered.

As a matter of fact it was not a ruby ring at all; it was not worth $5,000; it was not sent by the Duke of Abruzzi. Last of all, it was not worth all the fuss made over it, which was probably the reason the Elkins's sent in exchange a check for $4.36, representing the government's interest in the ring.

The ring is valued at $11.75 and it was mailed in a pasteboard box at Turin, Italy, and addressed to Miss Elkins. The box was not delivered by the postmaster at Elkins, W. Va., after he had examined, under his legal right, and discovered the gem. He hurried to Pittsburg, Pa., to consult customs officials, who, in turn, sent the ring to New York. Customs experts there pronounced the ring plain gold with a setting of glass.

APPARITION OF GRAND-SON

As Soon as She Saw It New York Lady Fell to Floor Dying.

By Associated Press.

New York, Dec. 1.—The death of Mrs. Margaret Smith last night while she was visiting friends in this city has all the uncanny surroundings of a real ghost story. Friends believe that she expired after seeing an apparition, for a moment before she fell to the floor the woman raised her eyes to the ceiling and exclaimed:

"Why, Frank, where did you come from?"

Only a few hours previous Mrs. Smith's grandson, Frank Kane, had died at his residence in West Sixteenth street, but Mrs. Smith had not been advised of it.

Physicians pronounced her death as due to heart failure, but those who witnessed the dramatic scene think otherwise despite their non-belief in spirits or ghosts. Mrs. Smith lived at Seaford, N. J.

A PROFITABLE SESSION.

Sacramento, Cal., Dec. 1.—According to two representatives of the body, the country life commission held the most profitable session since it left Dallas, Texas, in Sacramento yesterday.

SUBSTANTIAL APPRECIATION OF SERVICES BY CONGREGATION

By Associated Press.

New York, Dec. 1.—When the Rev. Dr. William R. Huntingdon, rector of Grace Church, sat down to breakfast yesterday he found under his plate a check for more than $40,000. This sum was voluntarily contributed by members of his congregation as a token of their esteem for his long and faithful services.

Dr. Huntingdon recently celebrated his seventieth birthday, and on Sunday the 25th anniversary of his coming to Grace church was observed.

FRANK CHANCE WILL AGAIN MANAGE THE CHICAGO CUBS

By Associated Press.

Chicago, Dec. 1.—President Murphy of the Cubs is satisfied his quarrel with Manager Chance is patched up and that the peerless leader of the world's champions will be back in Chicago to pilot the men on their training tour in the spring.

Mr. Murphy said yesterday that he heard from the manager through a mutual friend, and that Chance wrote of his plans for 1909 just as if nothing had happened.

MYSTERY SURROUNDS DEATH OF FRISCO'S CHIEF OF POLICE

Was Returning in Police Patrol Launch From Visit to Suburb.

DISAPPEARED FROM THE VESSEL

His Absence Was Not Noted Until the Boat Had Almost Reached the Docks. Had Been Prominent in Politics, Holding Office of State Senator and Police Commissioner.

By Associated Press.

San Francisco, Dec. 1.—William J. Biggy, chief of police of this city, was drowned last night while returning across the bay in the police patrol launch. Chief Biggy had been at a suburb to call on Police Commissioner Keil. He boarded the launch to return to the city about 10 o'clock and when the boat was out on the bay he complained of feeling cold to Engineer Murphy, the only other occupant of the launch. Murphy advised Biggy to go to the cabin at the stern of the boat.

Murphy then went forward to attend to his engine and did not see the chief again. He came on the deck as the boat neared the city and noticed that the chief had disappeared. Search of the boat failed to locate him.

Murphy made all speed to the dock where he reported the incident and went out into the bay again to search for the missing officer. Numerous boats were hurried to the scene and a careful search of the bay was begun.

Relations Strained.

Ever since the suicide of Morris Haas, the man who attempted to kill Assistant District Attorney Heney and later took his own life in the county jail, the relations between Chief Biggy and the graft prosecution has been strained to the breaking point. Counter charges have been filed by the parties to the controversy in the attempt to fix the blame for the fact that Haas had secured a pisol while in jail.

Charges of incompetency and dereliction of duty have been filed against the chief and in return he filed similar charges against Captain of Polce Duke, who searched Haas in the court room, and against Detective Sergeant Thomas Burke who was in charge of Haas at the jail.

Biggy was appointed chief of police by Mayor Taylor after the latter had been placed in office following the removal of Mayor Schmitz.

At that time Biggy, who had held several political offices, including that of state senator for San Francisco and later president of the police commission of this city, was elisor in charge of the person of Abraham Ruef, the ex-political boss of the city, who was under arrest in connection with the graft investigation.

Chief Biggy is survived by his second wife, from whom he was estranged, and a daughter. His first wife died many years ago.

In a later statement Engineer Murphy said that the chief came to him in the engine room and complained of feeling ill from the motion of the boat, as well as being cold. A little later Murphy looked toward the stern of the boat and saw the chief leaning over the side vomiting.

Successor Named.

The police commissioners today appointed one of their number, A. D Cutler, chief of police.

It is understood that the appointment is only temporary.

The waters of the bay and shore lines are being thoroughly searched for the body of Chief Biggy.

PROHIBITING IMPORTING OF OPIUM TO THIS COUNTRY

San Francisco, Dec. 1.—The collector of the port has received orders from Washington to prohibit in future the importation of opium containing less than nine per cent morphine, or any opium that might be used for smoking.

The instructions came from Dr. H. W. Wiley, chief of the food and drug chemists of the department of agriculture.

SATTERLEE ACCEPTS PROFFERED POSITION.

By Associated Press.

Washington, Dec. 1.—Herbert L. Satterlee, of New York, who was yesterday offered the position of assistant secretary of the navy, to succeed Secretary Newberry, who has been elevated to the head of the department, today wired the president his acceptance.

Mr. Newberry was sworn in today and participated in the cabinet meeting. The oath of office was administered in the presence of Mrs. Newberry and Miss Carroll Newberry. Mr. Metcalf and the chiefs of bureaus and other officers of the service.

The Atlanta Mayoralty Campaign Has Closed

By Associated Press.

Atlanta, Ga., Dec. 1.—With both sides claiming victory in estimated majorities of from 2,000 to 4,000, Atlanta's mayoralty campaign came to a close tonight. By 8 o'clock tomorrow night it will be known whether James G. Woodward, twice mayor of Atlanta and the regular nominee of the democratic primary, or Robert F. Maddox, placed in the race at a mass meeting of citizens called to protest against the alleged immoral conduct on the part of Woodward, is to serve as mayor of Atlanta for the next two years, beginning January 1st next.

The Woodward supporters concluded their campaign tonight with a torchlight procession and the Maddox followers held final rallies in different wards.

DANIEL J. KEEFE NAMED COMMISSIONER GENERAL

By Associated Press.

Washington, Dec. 1.—President Roosevelt today appointed Daniel J. Keefe, of Detroit, commissioner general of immigration to fill the place made vacant by the death of Frank P. Sargent, and made known his intention to re-appoint to their respective positions W. D. Crum, collector of the port of Charleston, S. C., and Martin Knapp, chairman of the Interstate Commerce Commission. Keefe is president of the International Association of Longshoremen, and sixth vice-president of the American Federation of Labor.

During the recent campaign Keefe announced his support of Judge Taft in defiance of the policy of President Gompers of the American Federation of Labor. He was one of the most loyal Taft workers in labor circles. The president signed Keefe's commission today.

MYSTERIOUS THOMASVILLE CASE ON TRIAL

Miss Lucile Linton, Who, It is Alleged W. H. Mitchell, a Prominent Business Man, Endeavored to Kidnap, Continued Her Testimony.

By Associated Press.

Thomasville, Ga., Dec. 1.—Miss Lucile Linton was again on the witness stand today when the trial of W. H. Mitchell was resumed. She continued her testimony about the alleged attempt to kidnap her, asserting that Mitchell was the kidnapper.

Asked her age, Miss Linton replied, "about 40," but would not say definitely.

Today's testimony only added to the mystery of the case. It was shown that Miss Linton was one of the best friends of Mitchell's wife. Miss Linton's testimony did not give a motive for a man of Mitchell's prominence to enter into such a didnapping plot as she described.

She said that she remained silent about the identity of her would-be kidnapper for several weeks after the adventure in order to give him an opportunity to leave the community.

The defense showed its hand for the first time today introducing evidence about the abandoned house in the woods which was cunningly defended by a trap door and spring gun in front and had convenient augur holes in the walls. The prosecution had attempted to prove that Mitchell intended to hide Miss Linton in this cottage, but the evidence of the defense was that the place was intended as a trap for thieves.

AUTO KILLED NEW YORK LADY

Driver of Car Did Not Slacken Speed or Turn His Head.

New York, Dec. 1.—The police are still searching for the chauffeur who drove the automobile which knocked down and killed Mrs. Caroline Layer last night. Mrs. Layer, who was 64 years of age, was on her way to church and was run down within half a block of her home.

The chauffeur did not slacken speed nor turn his head and an onlooker, enraged at the spectacle, made a leap for the machine, and succeeded in clinging to the mud guard for a moment. Seeing that he was pursued, the chauffeur turned on more power and the would-be captor was brushed off and injured.

BIG BOOST FOR WOOL.

Sheridan, Wyo., Dec. 1.—The executive committee of the National Wool Growers' association was present yesterday at a meeting held here when $25,000,000 and two million and a half pounds of wool were subscribed towards the national wool warehouse proposition.

FOUR MEN HELD UP STREET CAR IN NEW YORK

Third Avenue Car, Crowded With Passengers, Stopped by Desperate Men, Who Robbed the Conductor and Passengers and Escaped.

By Associated Press.

New York, Dec. 1.—Four desperadoes, armed with revolvers, held up a crowded street car in lower Third avenue today, throttled and robbed the conductor, terrorized the passengers, and escaped with a goodly collection of purses and other valuables. A large number of men and women who had just left a dance hall crowded in the car on Third street. Every seat was taken and the aisle was filled.

Just before the car reached Houston street and while the conductor was inside collecting fare, four men who had been scattered through the crowd starter towards the rear door. When they had completely blocked the exit, the men drew revolvers and covered the passengers. Two of them attacked the conductor, one pressing a revolver against his head while the other pushed him through a window and rifled his pockets. In the meantime the other two had robbed the passengers of valuable of all descriptions. Their pockets were stuffed with women's purses, watches and small wads of bills when the screams of the women so frightened them that they bolted from the car and dashed down a side street and disappeared.

KEPT SECRET FOR TWO YEARS

By Associated Press.

New York, Dec. 1.—After two years of silence a belated marriage announcement tells that Miss Edith Augusta Forbes, a daughter of Charles Forbes, of the department of physics at Columbia University, is not "Miss" Forbes at all, but Mrs. John Howard Sturge.

She and young Sturge were married in October, 1906, but because he at the time had not finished his education at Cornell, they kept the marriage a secret.

JNO. E. MADDEN SHIPS THOROUGHBREDS TO FRANCE

By Associated Press.

Lexington, Ky., Dec. 1.—John E. Madden today shipped 25 of the choicest brood mares at the Hamburg stud here to New York and from there they will go to France, where Mr. Madden will establish a breeding plant for thoroughbreds.

With the mares will go the noted sire, Imp Ogden. Several mares to go are by Imp Sandringham, brother to King Edward's two great sires, Persimmons and Diamond Jubilee.

TALK OF PROSPERITY WILL INCREASE IMMIGRATION

By Associated Press.

New York, Dec. 1.—With so much talk of prosperity in this country going abroad with every vessel, indications are, according to experts that new immigration records in the United States will be established during the next year. This belief is expressed by Richard G. Neigabors, one of the commissioners who has been studying immigration conditions in Europe for the government, who has just returned to this port.

Senator Jas. P. Taliaferro Talks to the Chamber of Commerce.

WILL ENDEAVOR TO ASSIST CITY

The U. S. Senate Promised the Late Senator Mallory That a Graving Dock Would Be Placed Here, and Senator Taliaferro Thinks This is the Most Feasible of the Propositions Now Before the Local Body.

Senator Jas. P. Taliaferro, Florida's senior representative in the United States senate, was a visitor to Pensacola yesterday, having come here for the purpose of acquainting himself with the desires of Pensacola's people before returning to Washington for the coming session of congress.

Senator Taliaferro spent the day discussing local conditions and needs with various citizens and in the afternoon he attended a special meeting of the Chamber of Commerce called for the purpose of a general exchange of views. Previous to the Chamber of Commerce meeting he was entertained at luncheon at the Osceola Club by Hon. Jas. M. Muldon, several local guests also being present.

He left on the 5 o'clock afternoon train for Apalachicola, where he goes on a mission similar to that which brought him to Pensacola.

A Graving Dock.

At the meeting of the Chamber of Commerce, which was hurriedly called and attended by thirty or forty members, Senator Taliaferro discussed many matters which have been before the body for a number of months. While he will do all he can for any of the projects fostered by the commercial body, he said that he thought a graving dock for the Pensacola navy yard is the most tangible of any of the propositions, and that all efforts should be centered in securing it.

Prior to this statement Collector Stillman read extracts of correspondence between the late Senator Mallory and Secretary of the Navy Moody in which the latter favored a graving dock for Pensacola.

Senator Taliaferro then explained that during the life of Senator Mallory the latter had secured the passage in the senate of an amendment to the general appropriations bill providing for a dry dock, but the house would not agree to this amendment, and the senate would not consent to striking the item from the bill without the consent of Senator Mallory. The latter agreed, upon the promise of the senate that it would be provided for at the next session.

With matters in this shape Senator Taliaferro believes the prospects are good for securing a dock.

Regarding the scarcity of work at the navy yard he stated that about the same conditions exist at all navy yards due to the fleet being in the Pacific. When Pensacola's delegation to the Rivers and Harbors Congress

(Continued on Third Page.)

PROMINENT COTTON BROKER SUICIDES.

By Associated Press.

Memphis, Tenn., Dec. 1.—C. G. Cowie, formerly a well-known cotton buyer and prominent in Memphis social circles, was found dead with a bullet in his temple late today. The body was found in a locked room in his residence on Union avenue.

The police declare it a suicide. Cowie was 40 years of age. His friends say he has recently been in financial straits.