PRICE ONE CENT On Trains

FND OF THE BEATTIE

Attorney Smith Ends The Argument For The Defendant At Noon To-Day

THE CASE MAY GO TO JURY BY 6 O'CLOCK

Of Day In Last Argument For Prosecution-Verdict May Possibly Come Some Time To-Night

CHESTERFIELD C. H., Va., Sept. 1-Henry Clay Beattie, Jr., on trial for the murder of his wife today garched with unbroken gaze for hours the expressionless faces of the 12 country folk who hold his fate for some manifestation, however re- a white cravat, sat close to Mr. Smith mote, of yielding to the deep voiced while he spoke and assisted him conspeal of his attorney, Harry M. stantly in finding pages in the thick Smith, Jr.

It was a stare of manifest anx- He followed the argument closely and But the jurors held their se- with interest. not Some of the eyes in the jury tor followed carefully the full gesmred speech of the tall man at the har earnestly beseeching them to misider the past good character of once" Others of the jury lookwe of a gaping crowd which for a it will be a conscientious one. formight had concentrated its observation on them.

Mr. Smith reviewed the evidence h detail and continued the impeach-

"Em you not thought," said Mr. the father and the disgrace of the little sixer. Moreover, near here there's a little boy who cannot even in prayers. Its mother is gone mim you are asked to brand the file as the coldest blooded assas-Wi give you wisdom to do your

The ending of the argument for Mry about 5 or 6 o'clock tonight. Prosecutor Wendenburg said at tal. That proposition is made plain that he would occupy the rest to you by the instructions." of the afternoon with his speech.

To Know Fate By Midnight. Before midnight to-night Henry Clay Beattle, Jr., indicted for the murder of his wife, probably will know his fate. Before sunset Harry M. Smith, Jr., counsel for the defense, and L. O. Wendenburg, prosecuting attorney for the Common-Wealth of Virginia, will have concludtheir battle of words and the evidence will be in the hands of the 12 Mymen, who, it is expected, will find verdict to-night. The final arguments began earlier than usual and although they were expected to end at sundown this was by no means an

Judge Thinks Case Will End To-Day len. "I expect the case to go to the jury Don't Know Theory of Prosecution. 0-night," said Judge Watson before the court convened this morning, "but this cannot be foretold as the argument has not been limited as to time. to occupy all afternoon yesterday, but he did so and it is possible that Mr. Smith uses the greater part of to-day, Mr. Wendenburg's concluding remarks may have to go over until to-morrow. I know the jurymen are anxious to get to their homes and if I shall urge the lawyers to endeavor to do so."

A Bitter Fight.

It was a bitter fight enveloping all led speakers they fought to-day for and against the life of young Beattle. Mr. Smith, a tall man of 50, of prohounced Southern dialect, began the last plea for the prisoner with but a meagre crowd in the court room.

Mr. Smith Speaks. Continuing the line of attack begun the purchase of the gun, the alleged gentlemen. tonfession of the chain of circum-

Mr. Wendenburg Prepares.

THE NEW ENTRY

TRIAL DRAWS NEAR

Commonwealth's Attorney Wendenburg To Use Remainder

o'clock.

a spectacled man of florid face, sat calmly at the bar, carefully taking notes preparatory to his rply which will close the case and leave it with the jury. Prisoner Assists Counsel.

Mr. Smith began speaking at 9.20

ypewritten records of the testimony,

Henry Beattie, in a light suit and

Mr. Smith Begins.

"I congratulate and thank you." the accused and the inconceivability he said, addressing the jury, "for the the murder being committed "by very manifest patience with which man of Beattie's alertness and in- you have conducted yourselves during this trial and the attention you gers of circumstantial evidence but distantly through the window op- have given the evidence. I am sure I will show you that the accused poste them, wearied of meeting the that whatever the evrdict may be, must have been only a blundering

Mr. Carter's Speech Referred to.

"The masterful argument of Mr.

Carter yesterday has made it unnecment of Paul Beattie's testimony as essary for me to detain you with a the keystone of his argument. He protracted argument. Of his argugots for four hours, concluding just ment I am sure there found a lodgbefore the luncheon recess. L. O. ment in your heart that he was en-Wedenburg of the prosecution be- deavoring to throw light on this m to closing speech in the trial case, that he was not appealing to your passions or prejudices but to your intellect and conscience. We Anth h conclusion, "that a verdict feel that this is a case filled with a

Cites Kestleberg Incident as Danger-

He cited the Kestleberg incident as an instance of the danger of circumstantial evidence.

"You heard the boys testify," he continued, "of their trip from Ben Mr. Smith, "with newspaper clippings Air, how they saw a man in front of and letters from people from all over an automobile and a woman on the the United States telling of the danrunning board. How must you have felt when Mr. Kestleberg himself came forward and thrust aside all suspicion that Henry Beattle or his wife were in that machine. This. gentlemen, illustrates the danger of making up your minds until a case is closed, a pit into which many jurymen and even judges often have fal-

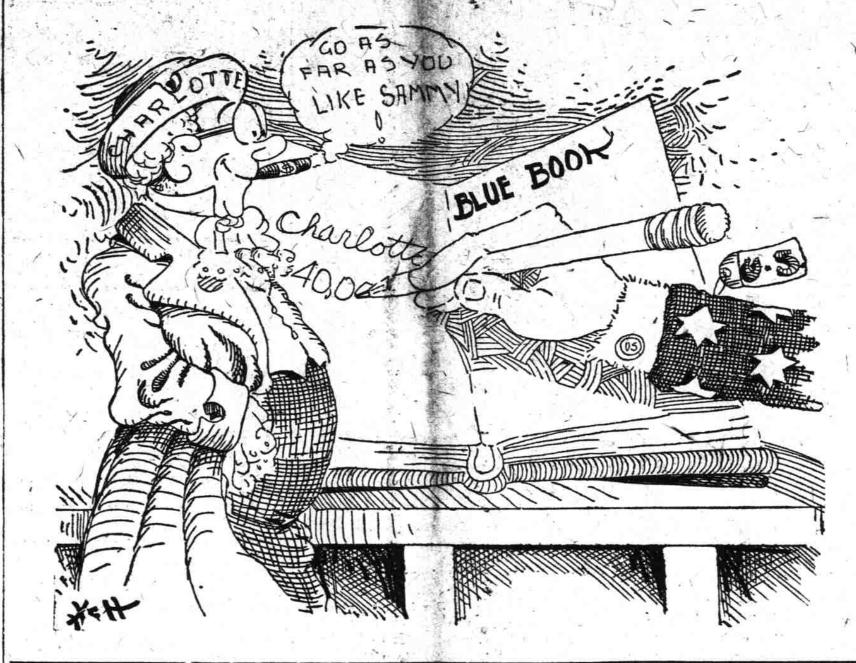
tlemen who opened the case for the Commonwealth we do not yet know expect Mr. Carter, for instance, not the theory of the prosecution. He who closes for the Commonwealth. therefore, has a distinct advantage in weaving together theories from facts we have not known. What can have been the purpose of Mr. Sydnor's testimony that he saw a young man alone on the Midlothian turn-We can possibly get through to-night pike early on the evening of the tragedy? It must be that they think the accused went to the stump they have talked about and placed the gun there a few hours before the crime. But here is a man of intelligence, the finer details of criminal law that who, on the witness stand, must Was staged at the historic courthouse have impressed you, man of kind to day between Attorneys Smith and disposition and yet they want you to tion has probably occurred to you Wendenburg. Close friends and stud- believe that he prepared in this blun- as to what our theory is. But the inmore hellish and brutish has seldom is no necessary for us to locate the been heard of."

question of reasonable doubt rereading the instructions to the jury

on this point.

Beattie's Days at Home. by his colleague, Hill Carter, yester- It is inconceivable, he added, "that Beater the veracity of Paul this young man could for three days Beattie cousin of the accused, who live in the same house with his dear gave the most sensational testimony father and loving family, could kiss sgainst Henry Cliay Beattie, Mr. them each night with this terrible that the crime would be fastened on the them that the crime would be fastened on the state of the crime would be fastened on the state of the crime would be fastened on the state of the crime would be fastened on the state of the crime would be fastened on the state of the crime would be fastened on the state of the crime would be fastened on the crime would be considered on the cr builth battered away at the story of crime on his mind. It's inconceivable him—I ask you does that seem a good the purchase of the shifting of the burden

Mantial evidence forged by the prose-equipment of the chain of circum-"In taking away a manufaction of the chain of circum-equipment of the chain of and unless you are convinved to a moral certainty that this young man of refined sugar were advanced ten Italy and in royal and court circles man imperial stud. The price is said



must of necessity bring in a verdict

Must Have Been An Idiot

"You have been shown the danidiot to have committed the murder. For he then picked out a much travelled road where everybody could see him. In full view he hides a gun. I may as well say that if he thought out or planned this crime why, can you tell me should he have used a shotgun when a pistol, easily procured and easily concealed without taking anybody into his confidence

could have been used." More Than One Life at Stake. "Gentlemen, there is more than one of gully means also the death of great deal of food for reflection. We human life at stake—not only the leaders and is busy analyzing the know full well that upright, intelli- life of this young man but that graygent men may well differ as to cer- haired father, the future of the brotain features of the evidence. We ther and the good name of a sister. do not anticipate and do not fear at They all appeal to you, clarionyour hands a conviction. What we tongued, to give them the benefit of the twentieth century. May are troubled about is those of you the doubt. I want to say here what who are satisfied that you cannot I am glad to say of an old friend that bring in a verdict of guilty and yet I would be glad to rest this case on cannot assent to a verdict of not the testimony of Tom Owen, uncle of the defense at the recess hour indi-guilty. Yet we will endeavor to the dead woman, who was the fairest ated that the case would go to the show you that if that is your frame man I ever saw on the witness stand. of mind we are entitled to an acquit- Tom Owen was the first person to whom this boy opened his lips when he brought in his dead wife. Gentlemen, if there were any discrepancies in his story they would have appeared before and I offer to rest your judgment with that testimony alone."

> Called by the Court. "Our mail has been flooded." said

gers of circumstantial evidence." "I don't think you should have mentioned that," interjected Mr.

"Well, if it is wrong, I hope his honor will rule it out for I want to secue a verdict only by fair and

Mr. Smith's argument was a close review of the evidence with particular stress on the reluctantly given testimony of Kestleberg as a spectre of circumstantial evidence.

Danger of Circumstantial Evidence. "I don't ask you," said Mr. Smith, to believe all the testimony of Kestleberg. I don't ask you to believe that he didn't know the woman he was out with that night, He said that to save trouble in two homes, but what you must believe is that it was his car and not Henry Beattie's. which the boys saw."

Characterizing Paul Beattle as 'moral wreck' the lawyer held up the testimony of the cousin as influenced by stronger minded detectives. Doesn't Think Paul Beattle Guilty.

"I do not believe that Paul Beattle was guilty of this crime. The quesdering fashion for the crime, the structions distinctly point out that it criminal agent. It isn't our duty to Mr. Smith dwelt at length on the do it. Suppose Paul Beattle did buy that gun to use on Mayo's bridge. Suppose Neblitt is telling the truth and Paul Beattle did have a gun in the cement house on Sunday morning. Suppose that gun was stolen by some tramp and the tramp killed Mrs. Beattle and suppose that Paul Beattle was afraid to tell the story for fear reason for the shifting of the burden by this weakling, Paul Beattie?"

L O. Wendenburg, State's attorney, committed this dastardly-crime you cents a hundred pounds to-day.

SWANSON AND MARTIN WIN BY

RICHMOND, Va., Sept. 8 .- Further returns received this morning from yesterday's Democratic primary masked man entered the Citizens Nathat last night's estimated majoity of 30,000 for Senators Martin and Swanson over their opponents, Congressmen Jones and Glass, will not The would-be robber was forced to be reduced more than 1,000 by complete returns.

The so-called "organization" is rejoicing to-day in the victory of its did not take effect. legislative results.

A surprise feature of the returns is the defeat of Rosewell Page, of Hanover, brother of Thomas Nelson Page, by W. B. Walton, for the House of Delegates by 100 majority.

An incident remarked upon is the ing attorney in the Beattie case, to the State Senate in spite of his inathe trial, Judge J. M. Gregory, proscuting the Beattie case, was defeated for the office of Commonwealth's



Dowager Queen Margherita of Italy, who according to rumor, is soon to marry the greatest of Italian poets, Carducci. Since the death of King all over Europe.

BOLD ATTEMPT AT BANK ROBBERY IS

By Associated Press.

LAUREL, Maryland, Sept. 8 .- A (equivalent to an election, indicate fional Bank here shortly after the point of a pistol demanded that the receiving teller hand over all the money lying on the desk beside him. fight before he could secure the money by Cashier Waters, who fired two hots at the fleeing man. -so far as known the cashier's shots

When the stranger appeared in the bank only the receiving teller, A. R. Devans and a customer were in the outer office. Presenting his pistol he commanded both to throw up their hands following with a demand to the teller that he put the money on Ithe desk into a small sack which the hold-up man thrust through the window. At this point Cashier Waters, whose attention had been attracted election to the State Senate of Louis by the sound of loud voices appeared O. Wendenburg, associate prosecut- in the doorway of his office, revolver in hand. He too, was ordered hrow up his hands and his response was a couple quickly fired shots. The bilty to make a campaign because of maurauder did not reply in kind but dashed out into the street, dropping nis mask and cap as he ran. He was chased through the streets but outdistanced his pursuers and gained the year average. Indicated yield per shelter of the woods. A posse is

NEW ORLEANS IS PLANNING FOR CANAL OPENING

searching for him.

NEW ORLEANS, Sept. 8,-G. Grosvenor Dawe, director general of the Southern Commercial Congress with headquarters in Washington and the executive committee of the United Americas 1913 cabinet discussed plans yesterday by which the Congress will invite the convention to this city dur-

"The celebration will be national in scope," said Mr. Dawe, "because the turning of the water into the canal in the summer of 1913 will be in itself a national event. The interest of the Southern Commercial Congress in the matter is logical and We regard the completion of the canal as a means of carrying on our work."

Mr. Dawe left last night for Port Arthur, Texas. He will arrive in El Paso September 11 to meet Col. B. C. Collier, director general of the San Diego Panama-California Exposition. They will make a five thousand mile trip over the Southern States in the interest of the Memphis Congress Oc-

MOURNED OVER BINFORD TRIED TO KILL HERSELF.

By Associated Press.

PENSACOLA, Fla., Sept. 8 .- After Beulah Binford would probably prosecuted in connection with the Beattle murder in Virginia, Mrs. aura Sullivan became despondent yesterday and swallowed laudanum with suicidal intent. The poison not proving fatal. Mrs. Sullivan thereupon stabbed herself in the side and head and tried to blow out her brains, the bullet only making a scalp wound. She will recover.

NEW YORK, Sept. 8 .- It was announced in racing circles, here to-Humbert, the Queen has been discon- day that James R. Keene's Ballot, a solate until lately the visits of the son of Voiter, and one of the leading poet to her began. The matter is horses in training here two or three NEW YORK, Sept. 8. All grades the topic of discussion throughout years ago, has been sold to the Gerto be something over \$50,000.

SEPTEMBER CROP REPORT ANNOUNCED

Department Of Agriculture Record Report Given Out By Gives Monthly Estinate Of Crop Conditions

GENERAL DECREASE AS TO FORMER YEARS

Report Also Gives an Estimate of the Amount of All Crop Productions for the Year as Estimated from Comparisons With Similar Conditions for Former Years-Acreage Yield Shows a Slight Decrease on Nearly All Crops Reported.

WASHINGTON, Sept. 8 .- The September crop report of the United States Department of Agriculture Crop Reporting Board, issued at 2:15 p. m., to-day, shows the condition on September 1 and the yield per acre, as indicated by the condition on that date, of the principal farm crops of the country, and the prefiminary estimate of the total yield of hay, as

Corn: Condition, 70.3 per cent, of normal, compared with 69.6 per cent, on August 1, 78.2 per cent, on Sept. 1, 1910, and 79.3 per cent, the ten-year Sept. 1 average. Indicated yield per acre, 73.6 bushels, compared with 27.4 bushels, the 1910 final yield, and 27.1 bushels, the average for the past five years.

Spring Wheat: Condition, 56.7 per cent, of a normal at time of harvest, ompared with 59.8 per cent, on Aug. 1, 63.1 per cent, at time of harvest last year and 78.7 per cent, at time of harvest for the past ten years. Indicated yield per acre, 9.8 bushels, compared with 11.7 bushels, the 1910 final yield, and 13.5 bushels, the average for the past five years.

All Wheat, Indicated yield per acre, 12.6 bushels, compared with 14.1 bushels, the 1910 final yield, and 147 the average yield for the past five years.

Oats: Condition, 64.5 per cent of normal at time of harvest, compared with 65.7 per cent, on Aug. 1, 83.3 per cent, at time of harvest in 1910. and 79.5 per cent, the ten-year aver-Indicated yield per acre, 23.9 bushels, compared with 31.9 bushels, in 1910, and 28.4 bushels, the average yield for the past five years.

Barley. Condition, 65.5 per cent, of a normal at time of harvest, compared with 66.2 per cent, on Aug. 1, 69.8 per cent, at time of harvest in 1910, and 83.0 per cent, the tenacre, 20.3 bushels, compared with 22.4 bushels, the 1910 final yield and 24.8 bushels, the average yield for the past five years.

Buckwheat. Condition, 83.8 per cent ,of a normal, compared with 82.9 per cent, on Aug. 1, 82.3 cent, in 1910, and 87.1 per cent, the ten-year average. Indicated yield per acre, 19.6 bushels, compared with 20.9 bushels, the 1910 final yield, and 19.6 bushels, the average yield for the past five years.

Potatoes: Condition, 59.8 per cent, of a normal, compared with 62.3 per cent, on Aug. 1, 70.5 per cent, in 1910, and 78.9 per cent, the ten-year average. Indicated yield per acre 74.2 bushels, compared with 94.4 bushels, the 1910 final yield, and 96.9 bushels, the average yield for the past five years.

Tobacco: Condition, 71.1 per cent, of a normal, compared with 68.0 per cent, on Aug. 1, 77.7 per cent, in 1910 and 82.3 per cent, the ten-year average. Indicated yield per acre 714.6 pounds, compared with 797.8 pounds, the 1910 final yield, and 826.0 pounds, the average yield for

the past five years. Flax: Condition, 68.4 per cent, of a normal, compared with 71.0 per cent, on Aug. 1, 48.3 per cent, in 1910, and 81.8 per cent, on Aug. 1, 48.8 per cent, in 1910, and 81.8 per cent, the eight-year average, Indicated yield per acre 7.7 bushels, compared with 4.8 bushels, the 1910 final yield, and .9.9 bushels, the average yield for the past four years. Rice: Condition, 87.2 per cent, of a normal, compared with \$8.3 per cent, on Aug. 1, 88.8 per cent, in 1910, and 88.3 per cent, the ten-year

CHARLOTTE TO GET POSTAL SAVINGS BANK

Continued on page 9

WASHINGTON, Sept. 8.—Fifty postoffices of the first-class to-day designated by Postmaster General Hitchcock as postal savings banks to begin business October 7, included: Mobile, Ala.; Fort Smith, Ark.; Augusta, Ga.; Charlotte, and Durham, N. C., and Beaumont and Waco, Texas,

GINNING OF COTTON UP TO SEPTEMBER 1

Bureau Of The Census Shows 771.415 Bales

300,000 BALES MORE THAN THE RECORD

Report Shows That Ginning Operations Have Been More Active Up to This Time This Year Than in Any Similar Period in the History of the Industry-Texas Leads . With the Number of Bales Ginned and This Condition is Attributed to The Fact That The Weather Has Been Such That the Staple Matured Faster.

By Associated Press.

WASHINGTON, Sept. 8 .- The ginning of cotton of the growth of 1911 was carried on more actively throughout the cotton belt to September 1 this year than in any similar period in the history of the industry, at least as far as accurate ginnings records have been kept. This is shown by the first ginning report of the season compiled by the census bureau from eports of its correspondents in the cotton growing States. A total of 771,415 bales had been ginned up to a week ago. This is greater by almost three thousand bales than the previous record made in 1905,

Dry Hot Weather Responsible.

The continued dry and hot weather n a greater portion of the belt, especially in Texas, was chiefly responsible for the increase, These conditions meant the early maturing of the crop but this alone is considered not the cause of the greater ginning. Farmers have been more active in getting their crop to the ginneries and, it is said, in some counties of Texas, where the bulk of the increased ginnings was reported the entire crop practically already has been gin-

Little Relation to Total Product.

Little relation appears to exist, according to census bureau experts, between the size tof the crop and the quantity of cotton ginned during any period of the season. This is shown in the big crop years of 1904, 1906 and 1908, each of which produced more than thirteen million bales. In these years the total percentage of the crop ginned to September 1 was 2.8, 3.1 and 3.1, per cent respectively, while in 1905, when the crop was 10,800,000 , 4.5 per cent of it was ginned by September 1. Last year 3.1 per cent of the total crop was ginned to September 1.

The Report in Full.

The first cotton ginning report of the season, issued to-day by Director E. Dana Durand, of the bureau of the census, Department of Commerce and Labor, shows that 771,415 bales, counting round as half bales, had been ginned from the growth of 1911 to September 1, compared with 353,011 bales of the growth of 1910 ginned to September 1, 1910, 388,242 bales for

1909, and 402,229 bales for 1908. Round bales included this year are 6.994, compared with 10,976 for 1910, 11,587 for 1909, and 20,842 for

The number of Sea Island bales included is 539, for 1911, 218 for 1910, ,236 for 1909 and 1,221 for 1908. Comparisons of the number of bales ounting round as half bales, ginned to

September 1 for the	past	four yea	rs, rol-
low.			91
States 1911	1910	1909	1908
Alabama 40,500	4,196	13,535	26,298
Arkansas 170	/ 28	449	323
Florida 3,764	608	3,542	2,524
Geirgia 134,075	20,499	106,301	64,693
Louisiana 7616	1,101	3,450	4,618
Mississippi 1,849	538	1,670	4,330
N. Carolina 1,209	4	1,070	101
Oklahoma 4,205	398	1,370	8
S. Carolina 18,907	208	18,949	. 9,399
Tennessee . 5		4	. 6
Texas 559,114	325,435	237,901	289,928
All other			
States 1	4	1	. 1

THE ASTOR-FORCE WEDDING BUT A FEW DAYS OF

NEW YORK, Sept. 8 .- Friends of Col. John Jacob Astor were quoted to-day as authority for the statement that his marriage to Miss Madeline Force will not be delayed more than a few days longer. The Astor yacht Noma was hurriedly coaled and provisioned yesterday as they arrived at the Force home during the late afternoon with sundry big boxes containing various articles of the trousseau and purchases made by Miss

Force during the day. It is reported that a clergyman has been found willing to perform the ceremony, and that it will probably take place in Connecticut, but no records of a license has been traced in that State.