THE CHARLOTTE NEWS. THE ONLY EVENING ASSOCIATED PRESS NEWSPAPER IN CHARLOTTE.

MITCHELL GRAHAM

IS THE SPOKESMAN

In an Interview with the News

Man the Negro Suspected of the

Lyerly Murder Declares that he

Knew Nothing of the Crime

The Other Four Suspects Declare

their Innocence, not One of

the Five has Ever Made Any

Statement that Could be Con-

the Lyerly family, were brought to

Charlotte Saturday night by Sheriff

Julian of Rowan county. The names

strued as Confession.

lingham and Henry Gillespie.

Until Saturday Morning.

FOR FIVE SUSPECTS

VOL. XXXV--NO. 6369

CHARLOTTE, N. C., MONDAY EVENING, JULY 16, 1906

PRICE: 5 CENTS

TRIAL OF ALLEGED

LYNCHERS OF J. V.

The Trial of the Alleged Lynchers

of J. V. Johnson at Wadesboro

Began To-day at Monroe with

Judge Shaw Presiding. Town

Grand Jury was Selected. Judge

Shaw Makes Strong Charge to

the Jury. Says Justice and

Fairness Shall Mark Trial.

is Crowded.

His Charge.

Special to The News.

JOHNSON BEGINS

MESSRS.W.G.CLARK AND WM. WHITTAM APPOINTED AGENTS

Appointment by Secretary Metcalf of Two North Carolinians as Special Agents to Investigate Markets for Cotton Products of U. S. is Aanounced.

Messrs, W. Graham Clark of Jonesboro, N. C., and William Whittam, Jr., of Charlotte at e Appointees. Reports to be Transmitted to Congress.

By Associated Press.

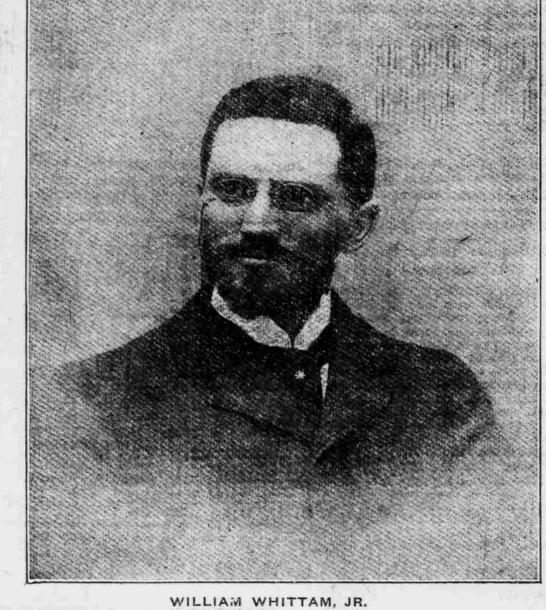
Washington, July 16 .- Secretary Metcalf announced the appointment of two special agents to investigate the markets for cotton products of the United States.

The appointees are: W. Graham Clark, general manager of the Eugenia Mfg. Co., of Jonesville, N. C.; and William Whittam Jr. of Charlotte, editor of the American Cotton Manufact-

Both men are generally endorsed by Republic Invaded-Whole Country to Republican Member of Legislature the cotton manufacturers and growers By Associated Press. throughout the East and South. New York, July 16 .- The Associat-

Mr. Clark is a son of Chief Justice Court: a graduate of Cornell as me- public of Honduras: chanical engineer, and has worked his way up in the cotton business from telma without justification or reason holds

Mr. Whittam has for many years come to the national defense. been recognized as a cotton expert. The appointments were made an .:



WAR NOT DECLARED. HAVING A HARD TIME.

Has Many Troubles. Special The News. Greensboro, July 16 .- The Republi-

to this city was made without incident, eq Press received the following tele- can member of the Legislature from though Sheriff Julian thought he would Clark of the North Carolina Supreme gram from the President of the Re- Swain county, Mr. Patterson, has cerencounter trouble at the station in tainly had a hard time of it since he was asked to resign as United States Honduras has not declared war. Gua- Deputy Collector two short years ago. His Republican constituents prompt-

cars and got them aboard the second grganization. class car without any one knowing the bottom to the position he now has invaded the territory of this Re- ly vindicated him from being allowed of their presence. public and the whole country has to "resign" as deputy collector by Yesterday afternoon a News man tures. Prominent among those who will Iredell began to assemble at the old

sending him to the Legislature where went to the county jail and had a be in attendance are: Governor Blanch- ancestral home of the Lyerly family, he made a good representative for them and made friends among his col-oners All with the excention of North Carolina, Hen John Temple them and made friends among his col-long conversation with the exception of North Carolina, Hen John Temple sand persons were gathered together leagues of the House, regardless of Mitchell Graham, declined to talk Graves of Atlanta, Ga.; Hon John G. and by the time the funeral procespolitics. The federal court indicted very much. Graham, however, was Gray of Seattle Wash., and Hon. F. L. sion reached the church graveyard Patterson for rendering false and very conversant and seemed both Siddons of Washington, D. C., ex-presi- the number had been swelled to two 16 .- John C. fraudulent accounts of expenses to the willing and eager to tell his side of dent of the league. President Charles' thousand or more. The Rev. Mr. Scofield, chief clerk of the War De-partment, has been designated as the conspiracy with the distillers to de-He decl He declares that he knew nothing and Secretary Charles L. Purves are and preached a beautiful sermon. make the investigations and report to anvisory member of the government fraud the government. He was tried of the Lyerly urging all members to attend this meet- Many beautiful floral offerings were Secretary Metcalf. The secretary will board for the Jamestown Exposition here last winter on the expense ac- family until a Mr. Barber informed ing. and will have the supervision of the count, Governor Aycock, Mr. Watson, him of the crime about 5 o'clock Sat- It is estimated that fully 600 dele- towns. Judge Bynum and other big legal urday morning. He says that he was gates and their families will attend the lights making terrible efforts to have in bed at his home ween Mr. Barber convention, and the people of Asheville guilty. Sentence was not passed, Judge Boyd saying he would await the re-sults of the other trials before doing the had board what hed here in the sults of the other trials before doing he had heard what had happened down convention will be those of Judge so in any of the numerous cases at old man Lyerly's home. He told Jeter C. Pritchard of the United States against other officers. So Mr. Patter- him he had not and then Mr. Barber Court, of Asheville; and Hon. John G. son will have to come back next Sep- told him of the horrible crime that Gray of Seattle, Wash. tember and when he gets here to see had been committed during the night. The present officers of the league are what Judge Boyd will do with him, Graham says that he was startled George Wentworth Carr, of Philadelhe will be pestered with a capias from and hardly knew what to say or think. phia, president; H. G. W. Dinklespeil He Tells the Lawyers That they pect a vindication. When such is the the death of William Bolan, Jr., the Report States that Honduras is Mayor Murphy for carrying a connceal- He dressed as- quicky as possible of San Francisco, first vice-president; ed weapon. In the convention hall and went down to the Lyerly home, Charles H. Fowler of New Haven, Tuesday Mr. Patterson came near which is a distance of about three Conn. second vice-president; George having a fight with a brother delegate quarters of a mile from his house. M. Napier of Atlanta, third vice-presifrom Swain because he wanted to vote He was standing out in the yard talk- dent; William G. Hart of New Orleans, for an Adams motion, while the Swain ing with one or two other negroes treasurer, Herbert E. Bradley of Chicadelegation had been instructed to vote about the affair when he was arrested. go, recording secretary and Charles L. for Harris or Blackburn for chairman. John Gillespie and Henry Gillespie, Purves, secretary. Policemen interfered and took from step-sons of Mitchell Graham, were Mr. Patterson a first-class shooting plowing in a field about two miles MAN AND WIFE FOUND DEAD iron, which he had attempted to draw from the Lyerly home when an officer Washington, July 16 .- Honduras is on his brother Republican. Taken from arrested them. Both of these boys willing to disarm and submit its the hall Mr. Patterson put up \$25 for are bright mulattoes and have rather Both had Throats Cut and Pistol o'clock, Judge R. B. Peebles, of Jackgrievances to arbitration as soon as his appearance before the mayor the good faces. They, of course, declare son, presiding Guatemala and Salvador agree to do next day and went back to the conven- they know nothing of the crime and By Associated Press. tion. His pistol was given to the ho- claim that they can establish the fact Chicago, Ill., July 16.-Edward F. Mr. Merry, the American minister tel clerk and was placed in his baggage that they remained at their home from Kloss and wife who conducted a small Peebles has presided over a Meckground. It is believed that he was to Salvador, advised the State depart- "unbeknownst" to him. Next day he 8 o'clock Friday night until 5 o'clock millinery store at 231 North Avenue, lenburg court. He has many friends the law.' dead before his body reached the ment that he is still negotiating with forfeited his \$25 and will be re-ar- Saturday morning. were found dead in their rooms above among the members of the Charlotte the Salvadoran authorities trying to rested when he returns in September. Jack Dillingham, another one of the the store. The throats of both had been bar and all were glad to welcome five is a rather squatty negro and much cut, and blood was spattered on the him. darker than either of the Gillespie floor and furniture. In addition to the After the court was organized Judge each conspirator was responsible for HARTJE' DIVORCE CASE. boys. He has piercing black eyes and wounds in the throats, both had been Peebles addressed the bar. He said the acts of every other conspirator. Taking of Testmony Postponed Until there is something about his appear- shot through the head. A revolver was as it was his first visit to Mecklenance that denotes meanness. There is found on the bed by the body of Kloss burg county in the capacity of judge Monroe was to see to it that justice Tomorrow.

The five negroes who are suspected His Satanic Majesty-"Just have a seat on that brimstone until I can think of being implicated in the murder of of a punishment severe enough for you!'.

ANOTHER CONVENTION

of the negroes are: Mitchell Graham, Commercial Law League of America George Irwin, John Gillespie, Jack Dilto Meet In Asheville July 30. Special to The News.

Sheriff Julian, on his arrival at the Asheville, July 16.—One of the most county jail turned the prisoners over to Deputy Sheriff E. O. Johnston who important conventions in Asheville

at once put them behind the bars. All five of the negroes were frightened in an inch of their lives. All the way from Salisbury to Charlotte hotel in this city Monday July 30, to they were trembling and crouching beneath the car seats for fear some ust 2. Delegates from every State in one would do them harm. The trip the union will be in attendance, and those closely identified with the assoclation during the last few years are

Salisbury. He managed to get the looking forward to the greatest gatherprisoners on the "blind" side of the ing ever held in the history of the The program for the Asheville con-

Monroe, July 16 .- Monroe is full of orderly men. About 100 came last even-THE VICTIMS BURIED. ing. Every train is bringing hundreds to the scene of the trial of the Anson county alleged lynchers, of J. V. John-

son, on the evening of May 28. The court convened at 10:30, Judge

T. J. Shaw presiding. The court room was packed with men. Few women were present. Order Commercial Law League of America, murdered members of the Lyerly fam- and quiet reigned. The town is in a ily took place yesterday morning at continuous motion. The streets are 11 o'clock at Unity Presbyterian crowded. Vehicles and horses in the remain in session until Tuesday Aug- church, about two miles from the Lyer- East Monroe woods are camping in great number. Anson county visitors and witnesses are coming in all shapes. The Grand Jury is drawn. Judge Shaw's charge to them was great, Two of this church as were their ances- Grand Jurymen had formed opinions and expressed the same, stating the lynchers ought to be acquitted. They er, hundreds of persons from all over ing from nervousness. Others were excused, being sick with certificates. Judge Shaw declares there will be or-The talk to the Grand Jury was in plain terms. First he said a Grand Juryman should be a man of good common sense; otherwise, should be an honest man; should have the courage of his convictions, not looking brought and sent from the nearby for consequences. It is a hardship for the innocent man to be charged with crime. He must employ a lawyer, employ counsel, leave his business, home and bring his neighbor also. You stand as a bulwark to see that no innocent man is convicted. The guilty man ought to feel towards the court that he would be convicted, not hoping for a mistake in the order of court which would favor him, and release, nor expect his fellows to purge themselves to save him. Innocent men ought to exstate we may expect a most perfect Must Treat Witnesses Fairly law system. The guilty if allowed to go free feels at liberty to act further along the same line, and to lead a life of lawlessness. Also their associates are encouraged to act likewise. "There are three classes of citizens. First, the law-abiding, the largest of all classes, composed of good citizens The July term of Mecklenburg Su- who conform their lives to the law. perior Court for the trial of civil Second, the class who evade because cases convened this morning at 10 they fear to violate the law. Third, the men who defy the law deliberate-

of the Murdered Members of the

Grave.

Special to The News.

Barbers Junction, July 16 .- The fuduring the year will be that of the neral services and interment of the ly home. Mr. Isaac Lyerly, his wife, their little daughter Alice and son Johnnie were all buried in one grave. The Lyerly family were all members

Early yesterday morning notwithstanding the inclemency of the weathvention contains many interesting fea- the counties of Rowan, Forsyth and

Hundreds of Persons Attend Funeral Lyerly Family-Four Buried in One

the authority contained in the legislative appropriation bill recently passed By Associated Press. by Congress.

Messrs, Clark and Whittam will transmit the reports to Congress.

noon-Cadet T. H. Brevard Injured by Train.

Special to The News.

Raleigh, July 16 .- Not in a great while have the people of Raleigh been so shocked as, at the news of 21-year-old son of Mr. William Bolan. of this city, at the Atlantic Hotel, Morehead, yesterday afternoon. He had left Raleigh the day before with a gay party of young friends in the best of healtn and spirits ap-

parently, The young man had been in the sound during the morning and was By Associated Press. dressed for an afternoon dip, waiting

in the room on the third floor for the party to gather. He had eaten very heartily at dinner. He was seen to gasp repeatedly

and before any one could reach him likewise. ground.

Accute indigestion is thought to get them to agree to disarm and have effected a naturally weak heart meet the Guatemalan envoys in Washand caused instant death.

His remains were brought here and the funeral was conducted at 6 o'clock this evening.

Cadet T. H. Brevard, of the A. and M. College, was slightly injured last Sentence of Five Years' Imprisonnight in Pullen Park, near the college

Cadet Irely were walking on the ed States Court of Appeals affirmed other day to allow experts for the detracks at the point where the Sea- the sentence of five years imprison- fense time to examine mandine letboard, Southern tracks are parellel. ment for Henry Lear, former presi- ters. He stepped from the Seaboard to the dent of the Doylestown, Pa., National train. He did not realize that the Keysville train was approaching on the Southern. The baggness clock on Southern to avoid the Seaboard fast bank for abstracting its funds. George

the Southern. The baggage clerk on appeal is pending. the Seaboard shouted warning as his train passed. Young Irely jumped off in time but Brevard was struck and rolled off the to the side of the track. Verdict of Not Guilty of Criminal In-

His leg was badly broken, a shoulder dislocated and severe bruises were By Associated Press. inflicted. He will recover. He is from Buncomb county, his guardian of several ice dealers on the charge of being A. F. P. King, mayor of Hen- combining to raise the price o fice, *uersonville*

30, SPECIAL TRAINS.

Will Carry Elks to Great Reunion at place. Denver.

By Associated Press. Denver, July 16.-Havoc was

Sunday to the elabroate street decorations provided in honor of the Elks' Special to The News. reunion which opens this evening, but

before night.

Mr. Scofield Chosen. Washington, July

("Signed.)

Defense.

"Tegocigalapa, Honduras, July 16.-

"MANUEL BONILLA."

war department work.

DEATH OF WM. BOLAN, JR.

Popular Young Son of Mr. Wm. Bo-lan Died Instantly Yesterday After- WUULD ARBIKALE ALL DIFFICULTIES

> Now Willing to Disarm and Submit its Grievances to Arbi tration when Guatemala and Salvadore Agree to do So.

ington, or elsewhere, to arrange for the settlement of the difficulties.

SENTENCE CONFIRMED.

ment for Henry Lear Confirmed.

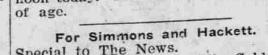
being struck by a Southern passen- By Associated Press.

TRIAL OF ICE MEN.

tent to Defraud.

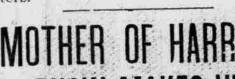
Jacksonville, Fla., July 16.-The trial For the First Time Since the resulting in the veridct of not guilty of

criminal intent to defraud. The verdict was reached after one of the hard-

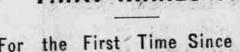


By Associated Press. Pittsburg, Pa., July 16.—The taking far accumulated, that will directly he committed the crime. of testimony in the Hartje' divorce connect Dillingham with the crime

case was again postponed until tomor- It is known, however, that Dillingham row, the counsel for Mr. Hartje' hav- is very intimate with Mitchell Graham ing requested a continuance for an- and this fact may mitigate against







Shooting of Stanford White by Harry Thaw his Mother Saw

Him lo-day in Tombs Prison. A Tender Meeting.

ers. Special to The News. By Associated Press.

New York, July 16 .- Mrs. William | Salisbury, July 16 .- Governor Glenn Thaw, paid a visit to her son Harry today ordered a special term of the Thaw in the Tombs. She was preceed- Rowan superior court for the purpose ed by Thaw's wife but later upon 'as of trying the murderers of the Lyerly

Judge Long to Preside. Special to The News.

fectly satisfied to listen to the story

black, swarthy negro and there is noth-

negroes will remain in the Mecklen-

burg jail. Some think that the best

policy would be for Rowan county to

penitentiary at Raleigh. There they

there is a doubt as to their safety.

would be perfectly safe while here

SPECIAL TERM OF COURT.

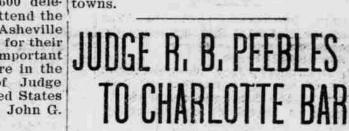
Governor Glenn Orders a Special Term of Court for Trial of Lyerly Murder-

It is not known ...ow long the five

ing attractive about him.

His mother reached the prison at Raleigh, July 16 .- Col. Arrington

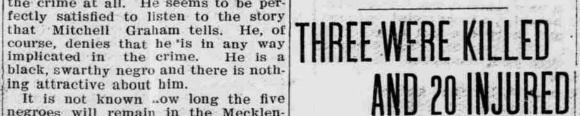
Wentworth Carr of the Law league, Spense conducted the funeral services have the sympathy of the court; must



and that Corporations Must be Given the Same Rights as Individuals. The Court Record.

SOCIAL.

George Irwin, the fifth negro now in this evening for Hiddenite to spend tice was meted out to them. the county jail here will not speak of several days. the crime at all. He seems to be per-



have them transferred to the State Three Men were Killed Outright dict stand. and 20 Injured in Explosion Which Distroyed Powder Mill of the Atlantic Dynamite Com-

pany To-day.

By Associated Press.

Ashland, Wis., July 16 .- The powder

J. L. Pierce, of Wilmington, general two workmen were killed. The neutralizing plant was destroyed. case wherein \$10,000 damages is There were 25 buildings in the group, asked for on account of the death of

Men Ordered to Work.

"Crime has two elements. First, This is the first time that Judge criminal act forbidden by law. Second, criminal intent to do that against

> Judge Shaw then recited the law of perjury and explained in detail what is meant by conspiracy. He said that

Judge Shaw said that his mission to nothing, however, in the evidence, so and it is believed by the police that he wished to give the members of the was done. He said that his court bar his ideas in regard to the trial of would not let a victim be punished certain kinds of cases. He said he unjustly. If the State furnishes evithought that corporations had just as dence sufficient, the defendants will be much right to be treated fairly in the punished; if not they will be freed. Misses Fannie Austin, of Monroe court as individuals and that he would He said that any one who would

and Corinne Wolfe, of the city, leave attempt to see that fairness and jus- listen to popular clamor or be influenced thereby, that one would be He also stated that the court would guilty of moral perjury. The law He also stated that the court would not allow any witness to be unduly criticised and that no lawyer at the bar could practice such tactics. It he found that a lawyer mistreated a witness or a party to a suit, improp-erly, he would set aside the verdict in the case, if was rendered for the party whom the lawyer making such

party whom the lawyer making such skirts shall be clear. The responsiimproper statement represented. It bility or the miscarriage of justice a verdict was rendered adversely he shall not be thrust upon the court." said it was his rule to let such ver-

"If approached by persons on this subject, report the matter to me and In the case of the Queen City I can assure you that such man will Printing Company against the South- not talk for many days to another on

ern Bell Telephone Company, a non the court square." suit with appeal was taken. In the "I understand that there are letters case of L. L. Taylor against the O. L. in the pockets of men now ready to Barringer Company, a continuance by be mailed to you. If you receive same, consent was taken. The same was turn them over to me. I want to see true of the case of W. S. Gray against what influences tney are trying to C. D. Whiley; Craig and Wilson bring to bear upon you." against G. D. Whitley; W. G. Gray The Grand Jury is composed of rep-

against G. D. Whitley. In the case resentative men of the county. Mr. J. mill of the Atlantic Dynamite Compa- of Louise McBeth against the O. L. A Marsh of Marshville, is, foreman. ny blew up killing three men. Twen- Barringer Company a non suit was One juryman was excused because of an attack of indigestion. ... The Grand taken.

The first case for trial was that of Jury has retired and the court is now superintendent of the powder mill and Agnes Todd administratrix against hearing petty jail cases. the Charlotte Cotton Mill. This is a

DEMURRER SUSTAINED.

the husband of the party who has en- Judge Sustains Demurrer of Thomas noon. The police had difficulty in mak- private secretary to Governor Glenn, tered the suit. Mrs. Todd is repre- Taggart and Other Defendants. ASHORE AT GULL SHOAL. ing a line to permit Mrs. Thaw to pass today issued an order for a special term sented by Mr. Crawford D. Bennett By Associated Press. Special to The News. Rowan court for the trial of the ne- By Associated Press. Rescued by Life Saving Crew. Lenoir, N. C., July 10. Inc. and the Charlotte Cotton Mills by Paloi, Ind., July 16.—Judge Bus-Rescued by Life Saving Crew. County Democratic convention at Le-Associated Press. Crew of Grounded Schooner Were Lenoir, N. C., July 16.—The Caldwell into the prison. county Democratic convention and sing Hackett the prison warden who told her in an Isaac Lyerly and family at Barber's "Stand Pat" operators, and the Ohio Mr. A. B. Justice. Taggart and the other defendants, By Associated Press. Washington, July 16.-The schoon- noir met this noon endorsing or Sena- apologetic way that it would be neces- Junction. mine workers signed an agreement! Hon. C. M. Efird, wife and daughter, which means that the receiver will er Matilda D. Borda, coal laden from tor. Ex-congressman Bower took an sary to comply with the prison rules The order is at the request of Sher- and the men were ordered to work. Miss Lucile Efird, of Lexington, S. C., not be appointed for French Lick county, and in compliance with in- some advantage over the agreement of are visiting Mrs. Efird's sister, Mrs. Hotel at this time. Attorney General iff Julian and many citizens of the It is stated the miners were given New York for Savannah, went ashore active part in the convention. It had that all visitors must be searched. The crew of eight were landed by a life saving crew. If e saving crew. The crew of eight were landed by a life was also nominated. If e saving crew. The crew of eight were landed by a life was also nominated. The crew of eight were landed by a life was also nominated. If e saving crew. The crew of eight were landed by a life was also nominated. The crew of eight were landed by a life was

est legal fights in the history of the DEATH AT SALISBURY.

wrought by rains Saturday night and Mr. Morgan, a Well-Known Citizen, Dropped Dead To-day at Noon.

Satisbury July 16.-Mr. John certaining that Mrs. William Thaw had family. The court is ordered to begin ty others were injured. the weather cleared and the damage Morgan, a well-known citizen of Salis- not yet visited the Tombs, declared July thirtieth. was repaired during the day. Thirty bury, dropped dead at his home at that she desired her husband's mother special trains are scheduled to arrive noon today. He was forty-three years to have first opportunity of seeing the prisoner.