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## CHARLOTTE, N. C., TUESDAY MORNING, MAY 22, 1906.

## PRICE FIVE CENTS.

## JAIL FOR SENATOR BURTON MARINES TO THE ISTHMUS CALDWELL CASE UP TO-DAY that it was in his opinion, the work of a newspaper reporter, and that the reporter and not Alexander, the coppersmith in this instance, had

ansan Who Was Convicted in Mis-souri Federal Court of Practicing Before Postofice Department Loses His Lass Hope, Barring the Chance of a Re-Hearing, He Being Granted 60 Days to Prepare Petition— Three Justices Dissent—Seat In Senate Is Not Legally Forfeited and Senate Must Itself Declare It Va-cant, to Get Rid of Him. Washington, May 21 .--- The Su-

reme Court of the United States to- 600 marines will confront . Liberal day rendered a decision in the case party leaders on , the Isthmus of report of the judicial committee which of United States Senator Joseph R. Burton, of Kansas. The ducision was mote riots and revolution at the time sion of the General Assembly, created against Burton, affirming the decision of the election in Panama on June against Burton, amrming the deduaton of the United States Circuit Court for the eastern district of Missouri, by which Burton was sentenced to aix months' imprisonment in the jall of Iron county, Mo., required to pay a fine of \$2,500, and deprived of the right to hereafter hold office under the secretary of War, there is no will have any troops near the isth-mus at the time of the approaching election, and Secretary Tait must ron the Marine Corps to protect the canal sone. Only 200 marines are on the isth-mus at present. These are in comthe government.

The opinion was by justice Harlan. All of the points made in Burton's Interest were overruled.

Senator Burton was prosecuted on the charge of violating section 1782 of the Revised Statutes, which prohibits Senators and Representatives receiving compensation for services rendered before any of the government Departments in any matter in which the government may be Interested. He was specifically charged with accepting a fee of \$500 per month for five months from the Rialto' Grain & Securities Company, of St. Louis, for services rendered of St. Louis, for services rendered that company in an effort to prevent the issuance of an order by the Postoffice Department prohibiting the use of the mails by the company. Justices Brewer, White and Pack-ham united in a dissenting opinion, delivered by Justice Brewer. The court granted a motion to give 69 days to Senstor Burton in which to prepare a petition for a re-hearing. The action will have the effect of taking the case over until

hearing. The action will have the effect of taking the case over until the October term of court.

That the Senate will be compelled to take cognizance of the case is indicated by the decision. Justice Har-lan held that the sentence could not cover an election to the United States Senate, "as they do not hold their places under the government of to intervene in disturbances which the United States." [Because Con- will delay the canal work or affect gress is itself one of the three conit in any way. stituent parts of the "government." Observer.]

To the newspaper men who called To the newspaper men who called to see him, Senator Burton said: "I shall adhere to my original policy of saying nothing until my case is finally determined." He would not say, in reply to a question, that he intended to take further le-gal steps, but from the fact that he gai steps, but from the fact that he does not regard his case as finally decided, in view of the 60 days granted for a re-hearing, it is inferred that he will do so. If Senator Burton does not resign "at once," as a prominent Senator puts It, a resolution will be intro-duced to declars his sent vecent.

scher as is thought to endanger its passage. There are several members of the Sendte committee on naval af-fairs who have expressed themselves as opposed to the building of "the

Uncle Sam Wants No Revolutions While He is Diaging the Canal and the 400 Marines Now Aboard the Columbia Bound for Gunntanamo, Cubs, Are Intended to Serve as Re-Enforcements Within Call-Riots and Upheaval in Regulation South American Style Threatened by Idberal Party for June 20, Election Day. On Recom

mittee, Question as to Whether Case of Caldwell Against Synod of Texas for Action Will be Heard in Open Session-Dr. Caldwell to De-fend Himself-Report of Committee on Education Adopted-Question of Polygamy in Mission Territory Discussed-For Reprint of the "De-stingive Principles." Washington, May 31 .- More than Special to The Observer. Greenville, S. C., May 21.-The first

Panama in case they attempt to prowas submitted at this morning's sessome surprise in that it recommended that the complaint of Rev. S. S. Laws, D. D., and others against the Synod of Virginia, be heard upon the floor of the Assembly this afternoon, and that counsel for the plaintiff and defendant be given an hour each

Charlotte Daily

nendation of Judicial Com-

for the discussion of the case. The Only 200 marines are on the isth-mus at present. These are in com-mand of Major C. G. Long. More than 400 marines are on the Co-lumbia. which is on its way to Guantanamo and will be within easy call in case the politics become stormy in Panama. This large de-tachment of marines is in command of Major Lejeune. The Marblehead, which is now salling southward down the Maxican coast and is only a few days from the isthmus, carries only one, annulled before being received. days from the isthmus, carries only one, annuled before being received a small detachment of marines and into the Church. The Synod of Vircannot add much strength to any ginia, of which Dr. Laws is a memsary to quiet the political situation ber, ruled that such action on the part of the Church would be unwise. part of the Church would be unwise,

which is so threatening. The zone police force has been strengthened materially and is so well equipped that it is in reality a miniature army and is ready for service at any time. Under the leadership of the well-trained marines, it is believed that the police force will be able to quell any dis-turbances which a may arise. The should be forbidden to take other marriages. The Synod ruled further that all converts with but one wife should be forbidden to take another, and that all unmarried men turbances which may arise. The Panama Railway affords such excel-The should be forbidden to marry but one lent' transportation facilities that troops can be hastened to any possible woman. The argument of this case will elicit much interest.

scene of trouble in the canal sone without delay. This insures the pro-tection of all American property interests. Secretary Root and Sec-retary Taft have also made it clear The Observer's correspondent has an informed by commissioners who are prominently connected with the Caldwell case that, in all probability, this case also will be argued on the floor of the Assembly, but nothing that they will take a hand in dis-turbances outside of the zone and if has been said as to the time of the the Liberals begin any movement argument. against the present government of Panama it will be with full knowl-MORNING SESSION.

The General Assembly convened at edge that the United States expects 9:30 o'clock this morning and Rev. F. E. Rogers, of Louisiana, conduct-ed the devotional exercises, reading the thirty-second Psalm as the morn-TO SURPASS THE DREADNAUGHT ing lesson.

- The moderator took the chair at 10 o'clock, and called for the reading of Battleship Proposed in House Bill Would Have 12 12-Inch Guns-Some Opposition in the Senate. the minutes of Saturday's sessions They were read and approved. Washington, May 21,-The naval COMMUNICATION.

communication from the Austin rogramme, providing for the construction of one great battléship of a tonnage equal to any affoat or now building, will meet opposition in the Senate, but not of such stubborn char-Theological Seminary was read and referred to the committee on theological seminaries. A letter from Rev. E. B. Coe, of the Reformed Church in America, was read. He was appointed by his Church to bear fraternal greetings from that Church to this and this letter conveyed the same. The letter was referred to the

A communication from the com-mittee on Sabbath observance and

family religion was the next read. It

of family worship, of the establish

correspon

observance and

ne the Church great harm. PUBLICATIONS.

This report of the committee or publications and Sabbath schools submited its report which was adopted. The report recommended an organi-sation for men similar to the Baraca movement. With regard to the need of this movement, Rev. A. L. Phillips addressed the Assembly on the need of the men of to-day.

This committee recommended that \$5,000 be raised in the Church this year for the publishing interests. ANIMATED DISCUSSION.

Rev. Eugene Caniel addressed tho seembly in favor of the overthre from Greenbrier Presbytery which re-quested that the book, now out of print, entitled, "The Distinctive Prinprint, entitled, "The Distinctive Prin-ciples of the Presbyterian Church in the United States," bs reprinted. This subject was ably discussed by Dr. Daniel, Dr. William McPheeters and others in favor of republishing this book, and by Rev. Dr. H. R. Hemp-hill and Rev. Dr. J. R. Howerton and others favoring the revision of the others favoring the revision of the book before publishing. This discus-sion was carried over until the afternoon session.

Assembly adjourned at The clock.

AFTERNOON SESSION.

The Assembly met at 3:30 o'clock and the discussion as to the republi-cation of the book on the "Distinctive Principles" was continued and was concluded by the adoption of a mo-tion made by Dr. Howerton to the effect that an ad interim committee e appointed to consider this book and other publications and report its decision to the next Assembly. Assembly to decide as to the publiations.

Numerous overtures were acted upon by the Assembly that were recom-mended by the committee on bills and overtures.

REPORT OF COMMITTEE CALDWELL CASE. ON

The judicial committee in the case of the complaint of Rev. W. E. Caldwell, against the Synod of Texas and against the Presbytery of Fort Worth, and the complaint of the seasion of the First Presbyterian Church of Fort Worth against the Synod A Texas and against the Presbytery Fort Worth reported that it would, for the present, pass over the com-plaint of the session of the First Church, and that the committee desired the Assembly to decide whether Dr. Caldwell has a right, under his complaint, to appeal to this body. It recommended further that the time for this case to be heard before the Assembly be set for to-morrow, (Tuesday) morning, at 11 o'clock, and ' the order of hearing be as follows:

Reading of the records; hearing of the appointed for the purpose the complainant; hearing of the res- made to the recent protest pondent; that the court consider sep-arately these two items: First as to taken and severe in its action.

NEW TACTICS BY MR. WILLIAMS TO EXPLOIT THE COTTON TRADE "FAITH REVISION" EXPLAINED.

Observer.

Last Day of Methodist Body's Session at Birmingham is Marked by Rapid Dispatch of Business, Including Re-ply in "Sorrow and Amazement" to Protest Against Restatement of Faith—Only "Adequate Statement of the Common Faith of John Wess-ley's Followers" Meditated—Con-gress Asked to Make Jamestown Exposition Close on Sundays. Birmingham, Ala., May 21. --- The fifteenth session of the quadrennial having received enthusiastic encour-agement from his party in his course of obstrucing legislation, began a sys-tematic oposition to bills in the House General Conference of the Methodist

Episcopal Church, South, came to a close shortly after 5 o'clock this afternoon with a few words of paternal advice and a touching benediction by

the venerable Bishop A, W. Wilson, the senior bishop of the Church. The last day was marked by the rapid dispatch of business. The features of the morning were the reading of the answer to the pro-test of several delegates argingst the test of several delegates against the plan adopted looking to a revision and restatement of the Church creed; a debate on who should control the publishing house in Japan, which was finally decided in favor of the book committee the present custodians; and the adoption of a resolution striking out the paragraph of the discipline relating to worldly amuse-ments and empowering the college of bishops to draw up a new paragraph

on the subject. . Bishop Candler resigned as secretary of the college of bishops and Bishop Tigert were elected in his place.

of no quorum was raised, the chair readily found a sufficient number AS TO UNORDAINED MINISTERS At the afternoon session provision was made for more evangelistic mis-

sionaries and a change was made in the rule recently adopted allowing unordained ministers to perform the ceremony of baptism and marriage, by making the rule apply only in States where it is in conformance with the civil laws.

The sixteenth business day of the

Conference began with devotional services, led by Rev. J. C. Reed, of Virginia. Bishop J. J. Tigert, who was ordained yesterday, presided. A motion fixing the first Wednesday in May, 1910, as the time for holding the next Conference prevailed. A discussion arose over the report of the Church extension committee. which made several changes in the personnel of the board, but the report was adopted. The report recommended hearty support of the Church extension work, especially in the new fields of Cuba, Oklahoma and Indian Territory and the rural districts of the South.

REPLY TO RECENT PROTEST. An answer by the special commitwas against the new statement of faith. The answer was signed by C. M. Bish-11- op, O. E. Brown and J. C. Scruggs, to and said that the protest had been whether the Synod of Texas was il-legal in its action; second as to whether the Synod of Texas was mis-read "with sorrow and amazement." The reply also stated that it had not The report recommended further been suggested by any representative that Dr. Caldwell be allowed to speak of the majority that there should be in his own defense if he so desires, of the majority that there should be and that two hours each be given to the hearing of each member of the counsel of both sides: Dr. C. P. Bridewell and Dr W H Leavell for to units in commission to invite

House Minority Leader, With Enthu-sinstic Encouragement From His Party, Demands Second on Every Bill and Follows this up With Point of "No Quorum".--Humorous Tilts With Speaker Cannon Elicit Hearty Laughter on Both Sides.--Increased Proportion of Buillon in Reserve Fund Authorized and 21 Other Bills Paged Bill for Appropriation

Tellers were demanded on the or-

During the consideration of a House

"The chair will count-" and Mr.

The Speaker:"The chair has counted

up to 193 and has not finished the

ount." (Loud Applause.) Mr. Williams (with a shrug of his

shoulders): "There's no telling what he would have found if he had fin-

QUORUM ALWAYS FOUND.

by what arithmetical process

Democrats and Republicans.

House measures.

Speaker reached the conclusion that a quorum was present.

CHANGE IN RESERVE FUND.

Williams.

House.

CONFERENCE AT A CLOSE DELAYS ALL LEGISLATION THE OVERMAN BILL PASSES

Exploitation of the Cotton Trade the Orient Passes the Senate Messrs, Pry, Bacon and Clay Su plement Efforts of Senator Overms —Blackburn's Parting Thrust Judge Pritchard—Dr. R. H. Low in Address at Washington, Declar Prevention of Tuberculosis Greate Single Problem for Sanitarian. Washington, May 21 .- The minority BY W. A. HILDEBRAND. ender, Mr. Williams, of Mississippi

Observer Bureau, 1417 G Street, N. W., Washington, May 21.

to-day by demanding a second on every bill coming up on suspension of the rules. Senator Overman to-day secured the passage of his bill designed chiefly to exploit the cotton trade in the Oridering of a second and when the vote was announced Mr. Williams invari-ably made the point of "no quorum." ent. As stated in this correspondence Sunday the appropriations committee approved the item but limited the joint resolution amending pension laws, "no quorum" was noted by Mr. amount to \$30,000, while the members of the Southern Cotton Association contended that \$50,000 should be made available. When the matter Cannon waved his gavel over the came up to-day Senator Overman moved to amend the provision so as to carry \$60,000, but some one raised a point of order against this. The Senator contended that the provision was of the greatest possible importance, This sally brought forth renewed reminding the Senate that more good came to the United States from the During another interruption to the sale of cotton than from the sale of assage of a bill and when the point any other single commodity and arsale of cotton than from the sale of gued that the amount contemplated would be the best sort of a business Mr. Beall, of Texas, rose and asked investment. Senators Fry, Bacon and Clay supplemented the efforts of the North Carolina Senator and the provision was finally so amended as to

Instantly Mr. Cannon replied: "The hair counted in blocks of ten and make available \$50,000. there is a quorum present." which brought a hearty laugh from both A THRUST AT PRITCHARD.

the

Representative Blackburn has re-Notwithstanding that Mr. Williams turned from Craven county, where he insisted upon the presence of a quo-rum throughout the day, delaying as went to speak on the occasion of a school commencement at Dover. It is much as he could the orderly procedure of legislation, the House to-day apparent that Mr. Blackburn is viewpassed 22 bills-six Senate and 16 ing the political outlook without alarm, in so far as the approaching convention of his party is concerned. Among the bills passed was one His friends contend that the western amending section 6 of an act to decounties generally will be with him in fine and fix the standard of value. The law of March 14, 1990, provided, the chairmanship contest, while the among other things, for a reserve fund in gold of \$150,000,000. The law east will be divided.

as it now stands practically provides that \$100,000,000 of this reserve fund When shown the article which appeared in The Salisbury Post, in which Judge Pritchard is quoted as confirmshall be in coin and virtually restricts the bullion of the reserve fund to \$50,ing the story of his declination to speak to the Congressman, Mr. Black-000,000. The amendment covered by the bill permits the holding of a less burn observed, with a decided trait of bitterness in his words, "I do not amount of coin and an increased amount of bullion in the reserve fund. Under the amendment, of the \$150,-If the care to discuss the matter. judge finds comfort in making the incident an object for comment, it is a matter of indifference to me. I 000,000, one hundred millions may The Senate bill incorporating the am not a judge upon the bench, but Archaeological Institute of America also passed the House, Mr. Long-worth, of Ohio, guiding its passage dextrously, notwithstanding that the bill was opposed by Mr. Champ Clark. I am content to know that I have violated the laws of the land, nor have I plead ignorance of the law, taken shelter behind the statute limitations.

Mr. Clark's objections were not aimed at the bill, but at the policy of DR. LEWIS ON TUBERCULOSIE. Dr. R. H. L.

ced to declare his seat vacant CAPITAL WAS HOT AIR.

eribers to Capital of Tanopiline mpany, of Columbia, Must Pay Enough to Liquidate Concern's

Observer Bureau. 1209 Main Street, Columbia, S. C., May 21.

This is estimated at about 20,000 tons. Its speed must be at least 21 knots and its draft will be about 28 feet. A highly entertaining civil suit just disposed of in the Circuit Court here fis that of the now justly celebrated Tanopiline Company, a local concern which had a gay five months' run with flaming advertising banners on a capital of \$50,000, all but about \$4,000 of which was mostly, if not, It is in the armament that it will surpass the Dreadnaught. According to the plans for this giant defender for the British navy, it will have ten 12-inch guns. Chairman Fors, of the House committee on naval affairs, said the battleship for the United States should have 12.12-inch guns. The South Carolina and Michigan, plans for which have recently been completexclusively, hot air. The title of the sult in which judgment has just been rendered is that of George P. Logan. receiver, against Juilus H. Walker and ed, are the biggest ships now author-ized for the United States navy and Le B. Dozier and other large stock-holders, to compel them to pay in they will have eight 12-inch guns. on their subscriptions to

stock of the concern to satisfy the debts, amounting to some \$2,500, and reimburse the small stockholders for CANAL WORK'S COST NEXT YEAR Estimates Aggregating \$26,346,281 for Fiscal Year Ending June 30, 1907, Transmitted to the House by

their loss. Judgment was obtained against the defendants, though they

against the defendants, though they will likely appeal. The proceedings disclosed that Mr. Walker subscribed to \$13,000 of the stock, to be paid for in services as president; Mr. Dozier for an equal amount, to be paid for as manager and treasurer, and U. C. Roumillat was given \$13,000 in stock for his formula for making the remedy indi-cated by the name of the company. The other \$11,000 was scattered. Nearly \$5,000 of it was taken. John Selby paid \$3,000 cash for his share at par, while Allen. Deas and R. D. Washington, May 21 .- The detailed estimates for all expenses incident to the construction of the Panama canal for the fiscal year ending June 30, 1907, were sent to the House today by Secretary Taft, transmitted through the Treasury Department. The estimates aggregate \$26,548,-281. They are contained under five heads, and are given in such detail as to occupy twenty printed pages. The sub-divisions include: Pay of officers and employes other than skilled and unskilled labor on the isthmus, \$3,-915,398; for skilled labor on the isth-mus, \$5,593,020; for unskilled labor Selby paid \$3,000 cash for his share at par, while Allen Deas and R. D. Wells, young North Carolins lambs, subscribed and partly paid for \$500 each, those three and Mr. Roumillat going on the road with pretty dress suit cases and mileage books as the traveling representatives of the con-chase and delivery of material, sup-

cern. Of the money Mr. Selby put in he will get nothing back for the reason that when the crash came he signed a that when the crash came he signed a plies and equipment for Isthmus of Panama, \$10,374.511; to authorize the loan to the Panama Railroad Com-pany, under the terms expressed in release as to himself to Messra Doz-ier and Walker in consideration of the assets, consisting mostly of the noted formula, being turned over to him. The other smaller stockhold-ers will get back what they paid in less their proportionate share of the debts—that is, if a higher court does not decide otherwise. Messra W. G. Belser and Hunter A. Gibbes appeared for the receiver and Mr. W. H. Lyles for Messra Walk-ar and Dosler.

dison's Prospectors Find the Rare Metal in Seven Counties—Great In-ventor and Party En Route to Ida-

dling.

secial to The Observer.

the battery 50 per cent.

er and Dozier. The case has created much talk in the community.

MORE CANDIDATES

MORE CANDIDATES. Three more candidates filed pledges as candidates for State offices to-day— R. H. Jennings, for re-election as State treasurer, A. W. Jones for re-election as comptroller general, and A. Summersett for railroad com-missioner. Col. John T. Sloar filed his pledge as candidate for Governor Saturday afternoon, but State Senator Manning, who has amounced his platform for Governor, has not yet filed his pledge. Both are State dis-pensary candidates, M. L. Smith, of Camden, and M. F. Ansel, of Green-ville, the former a State dispensary and the latter & county dispensary and he is much encouraged. Cobalt

mden, and M. F. Ansel, of Green-le, the former a State dispensary A the latter a county dispensary bernatorial candidate, are yet to nounce. And the political prohis-tonists and the pure prohibitionists we so far put out nobody. The talk in political circles just now that the dispensary gubernatorial tings may be weeded out to one the hill by some process of elimi-loon not yet definitely worked out. This is all talk and guessing so Some more talk is to the effect t the anti-dispensary people—pure hibitionists, political prohibitiont the anti-dispensary people-pur-hibitionists, political prohibition high license and plain old bar a-will concentrate on B. A. Mor-of Greenville.

great, unwieldy type of the Dread-naught," now being construced for the avy of Great Britain.

The battleship proposed by the pro-gramme and provided for by the bill as it passed the House, in some features will be greater than the Dreadnaught. The tonnage must be as great as the biggest battleship now planned.

ecretary Taft.

Inton-To Revolutionize Auto

tered a warning against the tendency of the present time to emphasize the work of the Sunday school and young people's societies to the point of neg-lecting the work of the home, which is the only God-appointed institution for the religious training of young people, and stating that no institu-tion of the Church can relieve the home of its responsibility. Several communications, those woman's societies, systematic beneficence and young people's societies were referred without reading.

mmittee on foreign

The judicial committee reported that the committee recommended that the complaint of Rev. S. S. Laws and others against the Synod of Virginia be heard on the Assembly floor this afternoon. **REPORT ON EDUCATION ADOPT-**

ED. The discussion of the report of the

committee on Church and Christian education was resumed, having been left as unfinished business from the The reion of Saturday morning. port, was read again and the liems adopted seriatim, all except the rec-commendation that Asheville, N, C., be selected as the headquarters of the secretary and central committee education. The recommendation of the committee for the appointment of a secretary and central committee was adopted unanimously. The following commissioners were appointed by the commissioners were appointed by the moderator to constitute the central committee: Revs. T. H. Rice, chair-man; A. C. Hopkins, president: H. L. Smith, Revs. W. E. Boggs and M. M. Scott. To this committee the As-sembly voted to leave the selection of the place to be the headquarters of the committee and the secretary to be appointed. The committee will announce their selection to the As-sembly for its approval or disapproval. REV. DR. BOGGS ON EDUCATION. Rev. W. E. Boggs, D. D., addressed the Assembly on the duty of the Church to the young people being educated in State institutions. He stated that the Church cannot af-ford to neglect the men in State unj-

ford to neglect the men in State uni-versities, for many young men of the Church will always be educated in these institutions. Dr. Boggs has spent much of his life as a minister in educational work, and he spoke with great carnestness. In closing he said that the pulpit was a far more potent agency than Christian education, and urged the ministers present to pray until their emotional natures should be awakened, and make their sermons practical and reach the hearts as well as the heads of hearers, and expect God to con-vert while the sermons are being preached. The Assembly yoted favorably to Roanoke, Va., May 21 .- Thomas A. Edison arrived here in an automobile to-day en route to Lincolnton, N. C. He announced that, after a search of two years by a number of prospectors

working for him in the mountain preached. The Amembly voted favorably to the request of Rev. J. R. Howerton, D. D., for an ad interim committee to visit Montreat in June to consider the advisability of establishing a sum-mer school of theology at that point. CALDWELL CASE AGAIN. countles of North Carolina the rare metal cobalt, with which he will be able to rebate the weight of his new battery 50 per cent., has been found

CALIDWELL CASE AGAIN, Rev. Josephus Johnstob, D. D., rose to a point of personal privilege and read the following telegram, which had been forwarded to him from Fort Worth, Texis:: "The organiza-tion of the Assembly is very favorable o Dr. Caldwell and the First-hurch." heretofore has only been found in Germany and what little Edison has used has been imported. It has lately been found in the following North Carolina counties; Mitchell, Wake, Jackson, Clay, Catawba, Lincoln and Gaston. There are five persons in the

The telegram bore the sig but was sent to John C. Bou ider in the Pirst Church, Worth. It was sent from Gre ast Thursday. It is not know, and the telegram, as all the co Edison party and they are traveling in two machines. They left Orange, N. J., last Wednesday. Edison de-clares cobalt will revolutionize autonobiling by reducing the weight of

Dr. Caldwell, and Dr. Josephus John-ston and Dr. J. V. McCall for the Synod of Texas. The recommenda-ply was severe in some p tion of the committee was approved and dealt with the subject in con-

recommended very strongly a revival by the Assembly. siderable detail. Dr. McCall asked to be allowed to distribute the printed report of the action of the Presbytery of Fort ment of more family altars, and ut-Worth, and CoL Bullock made a motion for distribution, but this was opposed upon the ground that this printed record might not agree with the record in the hands of the judicial the gates of the Jamestown Exposi-tion be closed on Sunday. committee. Rev. A. J. McKelway made a motion that a committee be appointed to compare the printed record with the record in the hands of the judicial committee. Dr. A. C. Hopkins and Col. B. H. Young made the point that, to appoint such a com-mittee, would be unfair to the judiand J. G. Brown. mittee, would be untail to the judi-cial committee and to the Synod of Texas. Dr. G. W. Bull made s' mo-tion that the printed record be given into the hands of the stated clerk to be kept until the case is decided, and this motion was carried.

The Assembly adjourned at o'clock

The case of Dr. Laws will come be-fore the body at some future time during the session. Just before adjournment the Cald-

well case, which had been set for a hearing to-morrow morning, was thrown on the docket to be taken up and heard at the call of the Assembly. The impression is prevalent that it will be called to-morrow morning, and many believe that the case will be thrown out with the decision of be thrown out with the action of the the Assembly; that the action of the Synod of Texas was illegal. When i Dr. Caldwell's orthodoxy was ques-tiomed by a minister in the Fort Worth Presbytery, the Presbytery sustained Dr. Caldwell and appeal was made to the Synod by those who opposed him, and the Synod re-ferred the matter back to the Pres-bytery, and the Presbytery again sustained him by a larger majority than at first, but the Synod then ruled that Dr. Caldwell was no longer a member of the Fort Worth Presbythat Dr. Caldwell was no longer a member of the Fort Worth Presby-tery and, upon this decision, the complaint against the Synod and the Presbytery is brought before the As-sembly by Dr. Caldwell and his church, which has sustained him throughout the entire proceedings. Dr. Caldwell is at the Assembly. No night session of the Assembly. in case of a revolt. No night session of the Assembly was held, as the body sitended the commencement exercises of Chicora College by special invitation.

BY COMMITTEE ON FEDERATION

Majority Report Recommends tion of Articles of Agree Formulated in Charlotte, Greenville, S. C., May 21. - The committee of 13, one from each synod, to report on the articles of deration, was organized this after-

federation, was organised this after-noon, by the election of Dr. A. J. McKelway, of North Carolina, as chairman. The lines between the union and anti-union forces were drawn in the election. A majority and a minority report were decided upon. The majority re-port, recommending that the South-ern Church shall adopt the Southers of agreement. creeting a federative council, is signed by the chairman and six members. The report by Dr. Eugens Daniel, of Virginia, and four other members. The report will be presented to-morrow and will be the most important matter brought be-fore the Southern Assembly at this sension.

Mrs. Davis Further In New York, May 21 .--- Mrs. Jefferst rin was reported to-day as gr

ederal incorporation of statement of the common faith of the this character. The re-A demand was made by Mr. Clark ply was severe in some particulars that the bill be recommitted.

The Speaker overruled the request. After the documant stating that as this was suspension day, "if it were physically possible the House could suspend the rules had been read, Bishop Ward took the day, chair. An amendment was made to the report of the committee on Saband pass an elephant," which remark bath observance, which was adopted, calling on Congress to require that convulsed the House.

AMERICAN VICE CONSUL SLAIN.

A telegram of greeting was receiv-ed from the Cumberland Presbyterian atest Russian Assaudination Has a Leading Foreign Merchant of Ba-toum, a British Subject, as Its Vic-tim---Was Fired on From Clump of Trons General Assembly at Decatur. III. The Epworth League board w Bishop A. W. Wilson, president; J. Bishop A. W. Wilson, president; J. M. Barcus, A. F. Watkins, W. T. McClure, T. B. King, E. P. Peabody W88 of Trees.

Batoum, May 21.-W. H. Stuart, the American vice consul, was shot and kill-od last night. The assault escaped and the police have no clew to his identity.

icinity, where he expired two hours

**BID NOT CONVENE** 

Failure of Justices to Arrive Causes Delay in Convening of United States Circuit Court at Asheville.

Asheville, May 21.-The United States Circuit Court of Appeals did

not convene here this morning in ad-

Marine Band Not in Parada

American ny, dt T

rner of Tryon and Se

Special to The Observer.

time this week.

first reading.

Mr. Stuart was a British subject and one of the largest ship brokers and ex-porters of Batoum. During the revolu-tionary troubles of last fall his life was ISLE OF PINES WILL REVOLT. many times threatened by longabore-men and at Christmas s deputation visit-ed Mr. Stuart's office and practically crmpelled him to give them \$1,500 under the guise of a boliday gratuity for dock laborers

One of the Leading American Land Owners so Declares to Secretary Hoot, Provided the Island is Not Taken Over From Cubs.

Taken Over From Case. Washington, May 21.—According to a statement by S. H. Pearcy, a large land owner in the Isle of Pines, a revolt against Cuban authority in that island will occur in the near future unless the United States re-future unless the United States re-sumes control over it. Mr. Pearcy, called at the White House to-day, but the President declined to see them, and they were referred to Secretary Root. Mr. Pearcy declared that he did not come to Washington to threaten the President with a revu-lution in which hundreds of Ameri-can lives would be endangered, but t simply to tell him the facts. He did not come to Washington to threaten the President with a revu-jution in which hundreds of Ameri-can lives would be endangered, but simply to tell him the facts. He said that Americans now own nine-tenths of the property in the island, which they purchased solely on the assurances of President McKinley and the War Department that the island was American soll. Condi-tions, he says, have reached a criti-cal stage and the majority of Americans have stated that they will stand their oppression no longer. Mr. Pearcy said that these American Mr citizens have received many offers of aid from persons in the United States

## CAPT. W. P. BEAM DEAD

Well-Known Citizen of Shelby Pa Away at Advanced Age-Brave Confederate Soldier, Was a

Special to The Observer.

Special to The Observer. Shelby, May 21.—After 10 days' ill-ness from pneumonis, Capt. W. P. Beam, one of Shelby's most promi-nent citizens, died yesterday. The fu-neral services were conducted from the Shelby Baptist church this after-noon. Deceased was 73 years old. By his exemplary life he won the esteem of everyone. He was a good man. He was a deacon in the Baptist church and superintendent of the Baptist Sun-day school at the Shelby Cotton Mill. Capt. Beam was a gallant Confederate soldier. Some of his old comrades acted as pall-bearers. Deceased leaves a widow and three grown sons.

first reading. It carries appropria-tions aggregating \$29,815.559, an in-croase of \$59,345 over the amount reported to the Benate. A number of unimportant measures were past d and at 3.30 o'clock consideration was given to unobjected pension bills. At 4.45 o'clock the Benate adjourned. German Vice Consul at Panama Port Killed.

Killed. New Orleans, May 21.—A. Cannich, vice consul of Germany at Bocas del Toro, Panama, and Cashier of the United States Erult Company. was killed by a native named Meler. Can-nich was seated in a restaurant with Consul Beckmann and several gentle-men, when Meler entered and without warning opened fire. It is claimed that Meler inteded to kill Bockmann, but missed him and shot Cannich, The murderer was arrested and it took the entire police armed with rifles to prevent a lynching. Cannich was buried in Bocas del Toro the following day. On account of government regula-tions, the Marine Band will not sp-pear in the parade this morning, During the parade, however, it will give a concert at the stand at the Staten Island County 1. - T New York, May 21. - T docks of the American D Company, st Tom

dent of the National Conference of State and Provincial Boards of Health for North America, addressed that so ciety to-day. After discussing functions of the great organiza of which he is president in its relation to government, both Federal and State, and to the public, Dr. Lewis declared that the most stupendous single problem that confronts the sanitarian is admittedly the prevention of tuberculosis. While admitting the great value of sanitoria, from the recent point of view of cure and of prevention, as well by their educational influence through the patients after they return to their homes, he discussed the practicability of educat ing the people by direct agencies and through agencies working under the direction of the national board, which should maintain a paid force whose duty it would be to visit various com-munities throughout the United States delivering lectures and exhibiting stereoscopic views. This would, in the opinion of Dr. Lewis, do much towards arousing the public for intelligent action in fighting the great white plague. The education of the people on the subject of tuberculosis. Dr. Lewis said, is by far the most important feature of this great movement. of this great movement. FOR SALISBURY AND KINSTON.

Postoffice Nominations Made, Measrs, Ramsay and Parrott, Respectively, Being-Named.

Washington, May 21.-The Presi-dent sent to the Senate to-day the following nominations:

Consul general-Ernest A. Man, -Florida, at Copenhagen. Commissioner General of Immigra-

tion-Frank P. Sargent, Illinois. Postmasters:

North Carolina-J. F. Parrott, Kinston; J. H. Ramsay, Salisbury, Tennessee-D. A. Tate, South Pittsburg.

STRUCK BY TRAIN,

John Hall Sustainst Injuries Boone's Mill, Va., Probably Provo Fatal. special to The Observer.

not convene here this morning in ad-journed session as was expected. Ow-ing to the fallure of the justices to arrive the opening session of the court was deferred until Wednesday morning at 11 o'clock, when the court will sit to transact such business as may properly come before it. Judge Pritchard, of the United States Cir-cut Court arrived Friday account Winston-Salem, May 21.—The in-coming passenger train from Roan-oke to-day ran into and fatally in-jured John Hall, a white man 16 oke to-day ran into and fatally in-jured John Hall, a white man 18 years old, one mile north of Boune's Mill, Va. Mr. Hall was lying near the track, but on account of a sharp curve, the enginese did not see him in time to stop his Irain. The wounded man was picked up, pisced in the baggage cur, and brought to Rocky Mount, his home, where he was attended by a physician. He was attended by a physician He was unconscious when the train ar-rived and the doctor, after examining him, said that the man had very lit-tic pulse and was practically dead. Pritchard, of the United States Cir-cuit Court, arrived Friday, accom-panied by his brother, Marshall George K. Fritchard, of the Indian Territory, Judge Pritchard went to Marshall this afternoon for a brief stay. The Unit-ed States marshal will continue his journey from that place to the far West, arriving in the Territory some time this week. Scuato Passes Omnibus Bill Washington, May 11.—The legisla-tive, executive and judicial appropri-ation bill was passed by the Senate to-day within three hours from Ha first reading. It carries appropria-

SANDBAGGED AND ROBBED

Itobber-Thieves Hold Hi

Special to The Observer. Burlington, May 31.—Thi robbers held high carnival urday and Sunday nights. sht. ad by an