code. Then Mr. Klutts arose, exsolar that there was no use to disthe question whether Gentie had
de a declaration to H. C. Keneriy
not. The defendant admitted that.
Hammer read another opinion on
question of weight to be given a
fession not forced or procured by
thee. The point had been made
t Gentle was a man who told of
at things he did and would make
the wildest stories therefor. Mr.
alts reminded the prosecution that
had asked that a witness be aled to give an instance of this kind.
the State had not allowed it.
torness differed as to who and what
ught this out. Mr. Hammer then
no to address himself to the atheye on the side of the defense.
said Mr. Carlton had said, by way
desperation, he supposed, that if
presence of Gentle in the crowd
i at the court house was discredita, such circumstances would inde the best people in town. "And
since Mr. Carlton knows so
ch." the solicitor said, "I have
inim subposence and he will have
specar before the grand jury and
what he known."

his riled Mr. Klutts and he was upa second: "May it please the court,
solicitor knows that it is improp-

This riled Mr. Klutts and he was up a second: "May it please the court, so solicitor knows that it is impropter for him to testify and I object to Mr. Hawimer said, after Judge erguson told him not to do so again, hat if it was improper, he would githdraw it. "Oh, yes." said Mr. clutts, "you withdraw it after it has the into the jury box. You knew cons into the jury box. You knew it was improper when you made it."

Mr. Hammer retorted: "You can't make me mad nor can you swerve me from my purpose. I am going to finish my speech and every time there an interruption I want the jury to know why I take so long to complete my argument. I do not intend to be threatened or intimidated."

There were no other incidents and

ere were no other incidents and Mr. Hammer made a very exhaustive frgument. The State had heavy hanip in which to begin and the prosrs were as vigorous as there are ere. The solicitor has received this court the highest praise that has yet had as an officer. All of bar took occasion to pay tribute to m and say the district has never

the bar took occasion to pay tribute to him and say the district has never been more ably represented. His thankless job is made tolerable by it.

INDICTED ON FOUR COUNTS.

The testimony in the George Gentle case was concluded yesterday aftermoon and this morning the jury took the matter under deliberation after argument by counsel. The State is not trying to prove that he took any part in the killing of the negroes, but indicted him upon four counts, for conspiracy and jail breaking.

The trial was amusing without being designedly so, a farce-comedy carsied on in utter seriousness. The State relied upon Deputy Sheriff H.

C. Kenarly, to whom Gentie told the story of his part in the crime, to give the evidence that would send the fellow to the penitentiary and the defense depended entirely upon Gentle's reputation to save him from the trouble that he brought upon himself by wild talking. It admits Mr. Kenerly's statement but denies that Gentle was telling the truth when he made it.

It took but ten minutes to select

negroes. He seemed to be sober and said the reason that it took them so ng to get the negroes was because by were not all in the same cell. The cross-examination did ittle good or harm for anybody. Mr. Clutts announced that he would ob-ect to nothing brought out but that, as there was no charge against his client further than jail breaking, the about what took place at the of execution could serve no purpose further than impeachment of the man. But it was allowed to go, Mr. Bluttz asked the witness if he did not know that Gentle has a reputation for "blowing and to be the base of the blowing and the blowing and the base of the blowing and the blowing and the base of the blowing and the blowing and the base of the blowing and the base of the blowing and the blowing and the base of the ba for "blowing and talking big" the State objected. It tried to p this method of examination and of the State against Lewis. Here udge Ferguson interposed, saying this ase was familiar to him because he and been over-ruled on it and he been over-ruled on it and he s had not heard this of Gentle until

W. P. Sloop was then called. He was put up for the purpose of proving that a mob came there and took the sees and lynched them. He told of three shots that came close to his head and of the battering down of the jail door. He did not see the de-fendant and did not know h/m.

W. T. Bost was the next State re-liance, but his cross-examination end-ed all to Gentle's good. He said: "I saw Gentle twice that day and he has lience, but his cross-examination ended all to Gentie's good. He said: "I saw Gentie twice that day and he has told me since that he was there but did not take any part in the killing of the negroes. I saw him first at the session of the special term of court and later in the crowd going to the lynching." The direct testimony was dropped here by beth sides and the pewspaper correspondent made to rehearse the affair from the standpoint of the press. He said he was with the crowd that made up the fall-breaking party until if shot has last time into the bodies of the dead negroes. He recognized two men who took part in the lawlessness had does not know their harms. One of these he interviewed after the affair store, He saw another man whom he has since seen on the streets and he ram when McLeedon was shot those of these men had he ever seen before and some was Gentile. Here and claimer and when McLeedon was shot took of these men had he ever seen before and some was Gentile. Here and claimer and the rope. This was answered and the rope. This was answered made of these men had he ever seen before and some was Gentile. Here and claim that many of the men who was clually taking part in the killing ware maked with spoted blue handberchiefs over their mouths. The man and that Tom Brown, who was made of the rope that was an addition that many of the men who was clually taking part in the killing were maked with spoted blue handberchiefs over their mouths. The man waid that Tom Brown, who was made of the rope of the man of the seed of the correlated his was decided. The man and that the man of the fore hand he rope to the same and that Tom Brown who was remained from a cell by the mob and the seed of the correlated his was decided. The man of the seed of the correlated his was decided. The man of the seed of the correlated his was decided. The man of the seed of the correlated his mouth shut. The man of the seed of the correlated his mouth shut. The man of the true and claim to the correlated his of the correlated his co

GENTLE NOT GUILTY GUILTY, SAY DEFENDANTS Georgie Saw Mill Men to Doctre GHT REVENUE AGENTS SUBSIT

Former Employes of Uncle Sam in Revenue Service, All From the "State of Wilkes," Plead Guilty to Charges of Conspiracy and Violations of Other Laws—Sentences Not Yet Pronounced—Fitteen Witnesses Testify in Case Against R. H. Hardin, Charged With Faisifying Reports and Negligence — Taking of Evidence May be Concluded To-Day.

Special to The Observer,

Greensboro, Sept. 5.—Fifteen witnesses testified in the case of the United States vs. R. H. Hardin in Federal Court to-day. The evidence in large measure related to visits of the revenue officers to the stills of James Ledbetter and W. W. McEwen, which they reported destroyed. Witnesses testified that the stills were not destroyed. It was also stated by witnesse that the defendant was the member of a firm that sold produce and grain in Wilkesboro and that he sold corn to some of the illicit distillers.

Those who testified were: A. L. Webster, John Mahaffy, Jr., A. E. Phillips, W. H. Higgins, Ed. Parsons, Malcolm Fax, A. M. Burchard, Stokes Lane, Lafayette Milum, A. L. Clement, A. L. Gregory, Marion McCann, Ell Smith, Harrison Dillon and A. P. Grace. ecial to The Observer.

The district attorney stated this evening that he thought the taking of evidence for the government would be concluded to-morrow. This means the case will go to the jury sooner than was first expected. The defense has a num-ber of witnesses, among them being several of the men indicted for conspiracy and other charges with Har-

EIGHT DEFENDANTS SUBMIT. Eight of the defendants in cases of lilicit distilling submitted to the charge to-day in open court. The sentences of the court have not yet been announced. Those pleading guilty were James Combs, Call Eller, W. S. Smithey, Garfield and Adney M. Foster, James Eller, James Ellis and Poley Hafer. All of the defendants Poley Hafer. All of the defendants are from the "State of Wilkes."

Hardin is charged with violating section No. 3169 of the Revised Statutes, to wit: making false returns of illicit distilleries destroyed. He is also charged with negligently permitting James Combs, W. W. McEwen, James Eller and James Ellis to conduct tillicit distilleries.

by wild talking. It admits Mr. Kenerly's statement but denies that Gentie was telling the truth when he made it.

It took but ten minutes to select the jury and Solicitor Hammer, aided by L. H. Clement, Esq., opened the prosecution with Mr. Theo. F. Kluttz appearing with Pritchard Carlton for the defence.

Mr. Kenerly said: "I was in Salisbury the night of August the 6th. I saw the defendant that night out where the negroes were hynched. I don't know anything except what he told me. Gentle came up to me in the streets, as well as I remember, and was going in the direction of the negroes. He seemed to be sober and said the reason that it took them so MANY INDICTMENTS ON DOCKET.

MANY INDICTMENTS ON DOCKET. 'As soon as I got in the cell.' Gentle said to me, 'I saw old Noase Gilleppie, who said he knew me and said Hoss, I used to work for your daddy and you ought not to do this.' He wouldn't confess anything until we got him out to the grounds and then I asked him if he did that up yonder and he said he did. Then we swung department under indictment are: There are many indictments on the department under indictment are:
A. C. Bryan, S. E. Davis, R. H.
Hardin, J., W. Hasty, G. H. Walker,
Starky Hare, J. H. Smith, Z. C. Davis,
A. S. Patterson and G. W. Samuel.
In addition to this the omnibus bill

In addition to this the omnibus bill includes the names of about 28 distillers and paid "hush" money to the revenue officers.

Two of the cases have been tried. In the case against G. W. Samuel, the jury returned a verdict of guilty in 11 of 30 counties. Z. C. Davis pleaded guilty to the charge of filing false expense accounts. Patterson took approximations of the charge of the superior accounts. ed guilty to the charge of filing false expense accounts. Patterson took appeals to the higher court in his cases. These cases were tried at a special term last spring. At that time court adjourned until September on account of the illness of ex-Governor Charles B. Aycock and Cy. B. Watson, counsel for the defense.

Hardin was formerly a deputy col-lector in the Unitel States internal revenue department. For some time he was stationed at Wilkesboro, and afterwards at Winston, Hamlet and Rockingham.

San Francisco Street Car Strike Ends.
San Francisco, Sept. 5.—The strike
of the carmen of the United Railroads, which has been completely tled up since August 26, is practically ended, the carmen voting to return to work and submit the question of wages and hours to arbitration.

th about the cough to hear rope that the sollcitor has drawn new bills against the un-typiched negroes in the Charlotte jall and will take no chances upon their being able to escape by any technicality. Little Henry Mayhew was before the grand jury and the negroes will probably be people in it. tried Thurpday.

Macon, Ga., Sopt. 5.—A special from Savannah, Ga., says:
The Georgia members of the Inter-State Saw Mill Association will shut down a percentage of their saw mills in order to decrease the output. This is brought about by a slump of \$2 to \$5 in prices due to combination of building inspectors in New York and Philadelphia declaring against the use of short-leaf pine lumber.

THE WEATHER.

winds.
Western Florida, Alabama, Mississippi and Louisians, showers Thursday and Friday; variable winds mostly east.
Eastern Texas, fair Thursday and Friday; fresh south winds on the coast.
Arkapsas and Tennessee, showers and thunderstorms Thursday and Friday.
Western Texas, fair Thursday and Friday.

day.

Kentucky, fair Thursday and Friday except showers in extreme southwest portion.

LOCAL OFFICE U. S. WEATHER BUREAU. Charlotte, Sept. 5.—Sunrise 5:58 s. m Charlotte, Sept. 5.—Sunrise 5:58 a. uneet 6:45 p. m. TEMPERATURE (in degrees.) lighest temperature ....

Lowest temperature 68
Mean temperature 71
Deficiency for the day 4
Accumulated excess for the month 11
Accumulated excess for the year 96
PRECIPITATION (in inches) 7
Total for the 24 hours ending 8 p. m. Total for the month 40
Accumulated deficiency for month 25
Total for the year 18
Prevailing wind direction 18
Prevailing wind direction 18
W. J. BENNETT, Observer.

FOR QUICK SALE-14 ACRES WELL enclosed, 6-room cottage, barn, chicken houses, ground faces two streets, sunny aide. East of city, \$1,800 cash, but it will take quick action. You know I mean what I say. E. L. KEESLER. 'Phone 34.

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FOR RENT: 33 E. Ninth, modern 10 rooms; 1906 S. Tryon, modern 7 rooms; 306 24. Ninth, modern 6 rooms; 506 E. Ninth, modern 7 rooms; 60 N. Brevard, 6 rooms. J. ARTHUR HENDERSON & BRO.

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out of town please write or telephone
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Charlotte, N. C.

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Warrenton, N. C., Aug. 29, 1904.

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