

MALONE'S PLEA
IS SELF DEFENSEEntire Day of Court Taken Up by
Negro Murder Trial

THOMPSON GIRL ACQUITTED

Is Taken in Charge by Salvation
Army and Will Be Carried to a
Home—Defense Offers no Evi-
dence in Malone Murder Case—To
Jury Late This Afternoon.The entire session of superior
court today has been taken up with
the trial of the case of Booker Ma-
lone, who is charged with the mur-
der of Eden Powell.A special venire of 50 men was
summoned Wednesday and a jury
was chosen this morning. Malone
is being defended by Messrs. R. P.
Reade and W. J. Brogden and the
prosecution is being conducted by
Solicitor Gattis in his usual able
manner. The hearing of the evi-
dence in the case was finished at
the morning session and the argu-
ments of the attorneys has taken
up practically all of the afternoon
session. The case will likely go to
the jury late this afternoon.Mollie Norwood was the first wit-
ness introduced. She occupied a
room next to that in which the quar-
rel took place in the house of New-
ton Reade. She had heard the quar-
rel and the shots fired, but was un-
able to throw much light on the de-
tails of the tragedy.Walter Millette was the next wit-
ness introduced. He saw Powell
come out of the door of the house
followed by Malone. He declared
that Malone was standing in the door
when the fatal shot was fired, and
that Powell was retreating from him
at the time and was standing on the
edge of the porch.Officer Markham told of the arrest
of Malone. The murderer was found
at the home of his sister on Peach-
tree alley. He was wrapped in a
quilt with head covered and had
crawled under the bed. When the
officer arrived he objected to being
uncovered and attempted to keep his
face concealed. The officer found a
pistol on Malone with two empty
cartridges in the cylinder.Newton Reade was next called and
gave a dramatic recital of the trag-
edy. Malone was at his house talk-
ing to Minnie Stuart, the woman in
the case. Powell came to the house
and demanded admittance. After
much disturbance had been raised,
Powell was admitted with the under-
standing that he was to keep quiet.
No sooner had he gotten inside, ac-
cording to the story of Uncle New-
ton, than he began cursing Malone.
He told Malone that Malone had a
pistol and that "he was going to
use it." Afterwards he told Malone
that "one of them had to go to
hell tonight." As he was saying

(Continued on Page Two.)

MADERO IS NOMINATED

NO OTHER CANDIDATE MENTION-
ED, BUT THERE IS A ROW OVER
VICE PRESIDENCYMexico City, Aug. 31.—With no dis-
senting voice, Francisco I. Madero
yesterday afternoon received the
nomination of the progressive party
for president, but Dr. Francisco Va-
squez Gomez, his old running mate
and erstwhile agent of the revolution
at Washington, was grilled by par-
tisans of three other candidates for the
vice-presidency.When the convention adjourned last
night the candidacy of no other man
for the vice-presidency than Vasquez
Gomez had been considered. Jose Pino
Suarez continued a favorite in the bet-
ting, with Alfredo Robles Dominguez
as second choice.Madero was the only candidate for
the presidency whose name was placed
before the convention. No speech was
made. The chairman announced his
candidacy, went through the formality
of asking if there were others, and
was greeted by a chorus of "noes."Records Required in
Fayetteville CourtRaleigh, Aug. 31.—Secretary Elias
Carr, of the state department of
agriculture, has been summoned to
go at once to Fayetteville to produce
in Cumberland court there depart-
ment of agriculture records involved
in the suit that the North Carolina
Millers' Association have brought
Company to test the constitutionality
of the application of the 20 cents
per ton inspection tax that the state
department exacts from the North
Carolina millers as well as the mil-
lars of other states selling their prod-
ucts in North Carolina.BEATTIE NOT TO
PLEAD INSANITYPositive Statement Is Made by
Attorney Smith

WOULD RESIST ALIENISTS

If State Should Introduce Sanity Ex-
perts the Defense Would Fight
Against Them—Beattie to Be Last
Witness for the Defense, Which Is
Making Poor Headway.Chesterfield Court House, Aug.
31.—"There will be no plea of in-
sanity made by Henry Clay Beattie,
Jr., under any circumstances. This
is final," said Attorney Henry M.
Smith, of counsel for the defense,
this morning. He also added that
any move on the part of the state
to put on alienists to prove Beattie
of unsound mind would be fought
to the bitter end.The heavy downpour of rain for
the past two nights and days has
made the roads leading to Chester-
field almost impassable, and several
witnesses were delayed in their ar-
rival this morning as a result of road
conditions.David Weinstein, the pawnbroker's
clerk who sold the gun to Paul
Beattie, occupied the stand this
morning. In several instances he
contradicted Paul's testimony, and
on cross-examination he himself was
considerably mixed up, causing
Judge Watson in one instance to
suggest that the witness was testif-
ying to a different matter than that
on which he was questioned.The defense introduced two wit-
nesses at the late session yesterday
who swore to seeing a stranger on
the pike on Monday before the mur-
der. Today the state promises to
produce the "stranger," who is said
to be a hunter, well-known.Henry Beattie, it is predicted, will
be the last witness to take the stand
in his own behalf. So far the de-
fense has made poor headway except
on minor points.Testimony corroborative of the story
told by Henry Clay Beattie, Jr.—that
a bearded highwayman killed his wife
with a shotgun—was introduced by
the defense in the Beattie trial yester-
day when W. H. Holland, who lives
in the vicinity of the Midlothian turn-
pike, where the murder occurred, de-
clared that he had seen a bearded man
with a shot gun there about five hours
before the tragedy.It was the first move of the defense
after the prosecution rested its case
to establish the veracity of the prison-
er, and besides Holland's statement,
concerning a man with a shot gun,
Eugene Hemshaw, a farmer, who travels
the Midlothian turnpike daily, testif-
ied that he saw a strange looking
man prowling around on three differ-
ent days before the murder.It is reported that the prosecution
is ready when it's time for rebuttal
arrives, to put on the stand the man
who passed along the railroad tracks
where Holland said he saw a man with
a shotgun, and that the new witness
will say that he was squirrel hunting
that day.The defense summoned many wit-
nesses. Besides the testimony regard-
ing the bearded man, expert testimony
was introduced as to the bouncing
qualities of automobiles similar to
that driven by Beattie, thereby ac-
counting for the jolting out from the
car of the shot-gun placed in a rear
seat by Beattie after the encounter.

(Continued on Page Two.)

FUNERAL OF MRS. POLLARD

WELL-KNOWN LADY DIED TUES-
DAY MORNING AT LEASVILLE.
WAS BURIED WEDNESDAY.Mrs. John Pollard, who died sud-
denly early Tuesday morning, was
buried Wednesday at Leasville, the
funeral being conducted from the
home here. Rev. O. N. Marshall,
of Durham, conducted the funeral
services.Mrs. Pollard was aged about 34
years. Surviving are her husband,
two children, and these brothers and
sisters, Charles O'Neal, of Leasville;
William M., of High Point; W. A.,
of this city; Mrs. Charles Brown,
of Pittsboro; Mrs. A. E. Maynor, of
Greensboro; Mrs. John Sharp, of
Hillsboro; Mrs. Henry O'Neal, of
Durham, and Miss Flora O'Neal, of
Durham.Mrs. Pollard formerly resided in
this city, moving to Leasville in
February. She was a member of the
Edgemont Baptist church.

Mr. Brown's Leg Broken.

Raleigh, Aug. 31.—R. M. Brown,
of the experiment farm west of the
A. and M. College, was thrown from
his buggy last evening and his right
leg broken. He is recovering nicely
at Rex Hospital.Standing of Contestants
Published In This IssueContestants Taking Interest In Bonus Offer--Votes
Piling In From Everywhere

Miss Alice McCall	1,000	Miss Pattle Spurgeon	1,000
Miss Hester Billings	3,000	Miss Ozle Lassiter	1,000
Miss Clara Levy	1,000	Burlington, N. C.	
Miss Mamie Kates	1,000	Mrs. J. W. Pegram	1,000
Miss Lola Roberts	1,000	Miss Myra Dorsett	1,000
Miss Pearl Jones	1,000	Miss Dechard Davis	1,000
Mrs. Morris Underwood	1,000	Miss Addie Ray	1,000
Miss Lonnie Bagwell	1,000	Blackwood, N. C.	
Miss Roxie Riley	28,000	Miss Mamie Tapp	38,510
Miss Blanche Whitmore	1,000	Bennet, N. C.	
Mrs. Elizabeth Jones	1,000	Miss Roxie Currie	1,000
Master Edward Jones	1,000	Miss Goldie Farthing	1,000
Miss Lonnie Chappelle	3,000	Miss Maggie Lyon	1,900
Miss Carrie Craig	25,000	Creedmor, N. C.	
West Durham		Miss Burnn Sanford	1,000
Miss Ruth Fitch		Miss Lois Rogers	1,000
Edgemont		Mrs. L. D. Mangum	1,000
Miss Dixie Hartsoe	1,000	Mrs. Dr. Rogers	1,000
Miss Ruby Rogers	46,750	Mrs. Dr. Thompson	1,000
Gorman, R. F. D. No. 1.		Rougemont, N. C.	
Miss Kate Nichols	52,500	Miss Julia Carrer	1,000
Miss Annie Brown	1,000	Miss Maggie Bowling	18,250
Durham, R. F. D. No. 5.		Miss Pearl Parker	1,000
Miss Alma Clayton	14,500	Bohama, N. C.	
University Station.		Miss Clyde Lunsford	12,500
Miss — Bell		Roxboro, N. C.	
Carpenter, N. C.		Miss Freddie Allen	1,500
Miss Maudrey Farrell	1,000	Haw River, N. C.	
Miss Grace Carpenter	1,000	Miss Lola Franklin	1,000
Cyana, N. C.		Miss Maud Graham	1,000
Mrs. J. F. Greene		Mebane, N. C.	
Hillsboro		Miss Maud Holt	11,500
Miss Grace Carter	1,000	Roxboro	
Mrs. — Durham	1,000	Miss Edna Brooks	8,250
Miss Roxie Shue	1,000	Chapel Hill	
		Miss Bertie Pickard	1,000

HEAVY SHEDDING
OF COTTON CROPCauses Decline of 14.3 Points for
Month of AugustNew York, Aug. 31.—According to
1,900 replies of special correspond-
ents of the Journal of Commerce and
Commercial Bulletin bearing an aver-
age mail date of August 23-24, the per-
centage condition of the cotton crop,
was on that date 72.6, as compared
with 86.9 a month ago, a deterioration
for the period under review of 14.3
points. This compares with 70.7 per
cent. last year, 66 per cent in 1909,
78.1 per cent in 1908, and 73.9 in 1907.
The ten year average is 72.9 per cent
and the loss of 14.3 points during
August is the greatest in that month
in the past ten years. The most im-
portant declines occurred in Texas
and Oklahoma, respectively 21.4 points
and 19.1 points, where severe drought
and hot winds and storms caused
heavy shedding.Well informed and conservative
correspondents incline to the belief that
the deterioration shown in this
month's crop reports have been un-
duly exaggerated, consciously or un-
consciously, by the active agitation in
the cotton belt against large crop es-
timates. These returns must there-
fore, be accepted accordingly and due
allowance made for inaccuracies.In 1905 the August condition re-
ported in these columns was 72.4 per
cent, or about the same as this year.
In 1905 the crop was 10,726,000 bales,
or a yield of 41 bales an acre. Should
the same rate of yield be realized this
year, it would suggest a crop of not
less than 14,300,000 bales.Since the date of these mail advices
general rains have greatly relieved
conditions and considerable improve-
ment is expected.Other heavy losses occurred in
Georgia, 10.9 points; Alabama, 12.5
points; Mississippi, 12.3 points; Ar-
kansas, 15.6 points and Louisiana,
14.8 points.Failed to Float the
Schooner ValentineWilmington, August 31.—The Wil-
mington tug "Sea King" and the Bal-
timore tug "Tornator" yesterday
made two unsuccessful attempts to
float the schooner Charles H. Valen-
tine, Charleston to London, previous-
ly reported ashore on Bald Head is-
land, near the Cape Fear bar. Dur-
ing the heavy seas the vessel pounded
over her keel and rapidly filled with
water. It was decided last night to
jettison her deckload of lumber and
make another attempt to float the
vessel on high tide, though it is quite
likely that the vessel and cargo will
be a total loss. The crew has been
taken off.

Leaves Navy for Army.

Washington, Aug. 31.—The resig-
nation of Midshipman A. L. Pendle-
ton, Jr., of North Carolina, was ac-
cepted by Acting Secretary of the
Navy Winthrop yesterday, to take
effect August 31. Midshipman Pen-
dleton will go into the army.OFFICIAL VOTE IN
BOND ELECTIONTotal Vote for the School Was
581; Against 429

THE VOTE CANVASSED

County Board of Elections Held
Meeting Today—The Proposition
Was Defeated at Nearly Every
Polling Place—Every Registered
Vote Cast for School at Stagville.The official returns from the farm
life school election show that the
total vote cast in favor of the school
was 581. The total vote cast un-
favorable to the school was 429.
Official figures as to the number of
voters registered cannot be given at
this time, because these figures have
not been returned from several pre-
cincts. The number that has been
returned is 1,486. The complete re-
turns will increase this number to
more than 1,600. From these fig-
ures it will be seen that the election
was lost by something like 300 votes.The county board of elections met
at the court house this morning and
canvassed the returns. The official
result of their canvass is as follows:

	For.	Against.	Reg.
Rougemont	19	3	—
Mangum Store	24	2	42
Bahama	29	5	—
Stagville	18	0	18
Cox Store	17	14	49
Couch Store, no report.			
Ray Store	37	10	88
Smith's Store	26	8	60
Barbee Store	10	11	50
Nelson	5	15	41
Hornor Store	10	45	71
Pickett Mill	15	8	38
W. Durham, S. S. 18 ..	41	75	
W. Durham, N. S. 17 ..	28	86	
Bratton	23	5	52
Lakewood	24	29	
Foray's Store	7	10	23
E. Durham	86	49	181
Five Points	29	3	57
Parrish W. House	26	5	46
Ferrell's Store	44	30	136
Brady's Store	16	32	95
Court House	16	3	34
Hunt's Store	49	44	93
Sikes' Store	31	20	65
Eakes' Store	13	4	37
Total	581	429	1486

From this report it will be noticed
that the school suffered defeat at
almost every precinct in the county.
There are a few exceptions, such as
Stagville, where every vote regis-
tered was cast in favor of the school.
At Hunt's store and also at Man-
gum's store a majority of the qual-
ified voters were favorable.Sergeant Aldridge Very Ill.
The many friends of Sergeant J.
W. T. Aldridge will be grieved to
know that he is very ill at the Watts
Hospital and is not expected to live.HEROISM OF BOY
SAVES STEAMER
FOR DEMOLITION
OF AEROPLANES16-Year-Old Wireless Operator
Shows True BraveryUnited States Army Men Have
Perfect Gun

WORKED IN THE RIGGING

ELEVATED AT ANY ANGLE

After Wireless Station Was Wrecked
on the Lexington the Operator
Climbs Into Rigging With Instru-
ments and Sends Out Calls for As-
sistance—Stories of Passengers.Charleston, Aug. 31.—Passengers on
the ill-fated steamer Lexington, which
was beached on Edisto Island during
the hurricane Monday afternoon, lived
ten years in the space of twenty-four
hours with the ship almost entirely
submerged time and again while
driven before the gale. This was the
statement made by some of those taken
from the ship by the revenue cut-
ter Yamacraw, and who are stopping
here in care of Chief Steward Berliner
awaiting orders from headquarters.
Yesterday afternoon the passengers
were given the privilege of proceeding
to Savannah by rail and there taking
passage for Philadelphia, but with the
horrors of their recent experience
fresh in mind, they promptly declined
the offer.Lack of power to resist the gale
caused the Lexington to be beached.
With five feet of water in the engine
room, every pound of steam that could
be raised was used to man the pumps
and keep the ship afloat.With the boat under water Steward
Berliner managed to cook food for the
passengers and creeping on hands
and feet, served it to them in the
cabin where they were unable to move
through fear of being washed over-
board.Mrs. W. J. Mansfield, of Philadel-
phia, wife of the clerk to the chief of
police of Philadelphia, was warm in
her praise of Captain Connolly. "Had
it not been for the superior seamans-
hip of the captain," she said, "we
would all be dead today. In the hour
of trial, which came between 1:30
and 2:30 Monday afternoon, Captain
Connolly displayed the greatest her-
oism and inspired all of us with hope.
Chief Steward Berliner and Wireless
Operator Sheetz also performed her-
oically and aided in our final rescue."But for the heroism of Wireless
Operator Sheetz, there would have
been no chance of rescue. After the
storm had wrecked the wireless sta-
tion, Sheetz climbed into the rigging
and adjusted his instruments, flash-
ing the calls for immediate assistance.
The signals were caught by the Yama-
craw, which hastened to Hunting Is-
land. Sheetz, a 16-year-old boy, was
in imminent peril of his life while
operating the wireless, the wind almost
tearing him from his insecure posi-
tion. The lad was utterly exhausted
by his desperate work.Passengers incessantly prayed for
abatement of the storm and when the
government steamer hove into sight
a mighty cry of relief went up from
the sorely stricken people on the Lex-
ington. When the captain realized the
danger of the liner's breaking up at
any minute, he had life preservers
strapped on every passenger.A wireless message received shortly
before 7 o'clock last night by the
wireless operator on the Clyde liner
Apache, which is lying in this port
from the stranded steamer Lexing-
ton, stated that the steamer was still
on the beach. Officers of the United
States revenue cutter Yamacraw have
little hope that the Lexington will be
floated.

WON BY NARROW MARGIN

GORMAN WILL HAVE ONLY ONE
MAJORITY IN THE MARYLAND
DEMOCRATIC CONVENTION.Baltimore, Aug. 31.—On the face
of practically complete unofficial re-
turns from the democratic primary
election in Maryland Tuesday, State
Senator Arthur Pue Gorman defeated
State Senator Blair Lee for the
gubernatorial nomination by one
vote in the state convention to be
held next month. Senator Gorman
will have 65 votes as against 64 for
Senator Lee.A factor that contributed to Sen-
ator Lee's defeat was the loss of one
vote each in two of the counties he
carried because of a decrease in pop-
ulation as shown by the last census.

Camorrist Insulted the Judge.

Viterbo, Italy, Aug. 31.—Eurio
Alfano, the alleged head of the
Camorristi, and Giuseppe Mili-
chello, another member of the
Camorra now on trial for the mur-
der of Gennaro Cuocolo, and his
wife, were condemned to three
months imprisonment yesterday for
insulting Cavaliere Bianchi, the pres-
ident of the court.Six-Pounder to Be Loaded With Dun-
nite or Other High Explosive and
When Bursting Will Send Forth
Shower of Shot in a Cone-like
Area—Army Ahead of Navy.Washington, Aug. 31.—A new six-
pounder gun, equipped with specially
adapted high explosive projectiles
and shrapnel shells, to demolish aero-
planes and balloons in battle has
been perfected by the United States
army. It can be elevated at any
angle and possesses a maximum
effective range of seven miles. The
construction of the new rifle has just
been completed at the Rock Island,
Ill., arsenal. Experiments with it
will begin at the Sandy Hook prov-
ing grounds within a fortnight. The
army thus is in advance of the navy
toward solution of the problem of
defense against airships. The navy
only a few days ago conducted its
first tests with the carriage of a one-
pounder gun.The shells which this army gun
will hurl into the skies are described
as remarkable devices. They will
be loaded with dunnite or other high
explosives, and upon bursting will
send forth a shower of shot in a
cone-like area, similar to the per-
formance of a sky rocket, almost cer-
tain to strike an airship if aimed
with any degree of accuracy. Other
projectiles, which have been de-
signed for the new gun, contain only
a high explosive, which upon explod-
ing, would wreck any airship in its
vicinity.Following in the wake of these
powerful projectiles will be tracers,
which will aid in accurately aiming
the gun in the course of a hostile
airship. The tracers to be used in
the daylight hours will be of smoke,
while sparks will show the path of
the shell at night.The sight of the new gun also has
been perfected, designed to meet the
changing conditions of the trajectory
of a projectile fired at varying
angles. As soon as the angle of the
aeroplane has been detected, the
sight will automatically set the gun
to the proper elevation.The gun is the result of experi-
ments held at Sandy Hook several
months ago. In the experiments at Sandy Hook
the army will shoot at balloons and
box kites and possibly a real aero-
plane will be used for the purpose of
sighting great distances. The signal
corps will be asked to cooperate with
the ordnance department and send
one of its airships now at College
Park, Md., to the proving grounds.Credit for the invention belongs to
ordnance experts of the army work-
ing under direction of Brig.-Gen.
William Crozier, chief of ordnance.

SHOT TO DEATH AT WAKE

QUARREL OVER TOY ELECTRIC
BATTERY WHICH LASTED SIX
MONTHS ENDS IN DEATH.New Orleans, Aug. 31.—A quarrel
of six months' standing over a toy
electric battery ended yesterday in
the killing of Joseph Hasselback,
aged 23, a cotton worker, by his
brother-in-law, Charles Romback,
aged 28, an iceman, at a wake over
the body of their mother-in-law, Mrs.
Henry Brink.Hasselback was shot through the
right breast and died a few minutes
later. The shooting took place in a
room adjoining that in which the
corpse lay. Romback immediately
surrendered to the police. He said
that he and Hasselback had quar-
reled six months ago because the
latter insisted that Romback grasp
one of the electrodes of a small
battery. Romback says Hasselback
came to the wake yesterday, renew-
ed the quarrel, struck him twice
and in the scuffle which followed
Romback's revolver was fired.Woman "White Slave"
On Trial at SalisburySalisbury, Aug. 31.—The "white
slave" case in which Mrs. Janie Noel,
wife of Charles Noel, who was con-
victed at Lexington last week of ab-
duction and given 15 years in the
penitentiary, was called in Rowan
superior court yesterday afternoon,
having been removed here from
Davidson. The woman, who is rather
good looking, is charged with the ab-
duction of Clara Bell Gibbs, 13-year-
old daughter of W. H. Gibbs, a mill
operative of Lexington. Charles
Noel, who is a witness for the de-
fense, was also brought over hand-
cuffed.