

THE ROBESONIAN

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MONDAY, MAY 13 1907.

THE GRADED SCHOOL ELECTION.

We wish to direct the earnest attention of the citizens of our town to the election which is to be held here on the eighteenth of this month to determine upon the issuance of \$25,000 in bonds for the establishment of a system of graded schools, and also to determine upon the levy of a special tax of twenty cents upon the hundred of property for the support and maintenance of the graded school system.

If you stay at home you vote against the schools. Don't say, "Your wife wants you to vote." It is your duty to your child to vote.

It is needless for us to point out the many advantages accruing to our town and her people by the establishment of this system of graded schools. The very fact that all progressive towns have an excellent school system, and that in no place can you find a progressive town without finding also a good system of schools, is, in itself, a sufficient reason why our town should establish the system.

our people at heart, should give some attention to this matter and have an interest in the result of the movement. We issue bonds for water, for lights, for streets. How much more important is intelligent, well directed citizenship. And how is this possible without a system of good schools!

It can not be denied that the movement is in the hands of some of our very best citizens. The trustees have already been elected and are even now making arrangements for the building—so great is their confidence and faith in our people—and they hope to have all ready for the opening by the fall session.

CONCERNING OUR MILL CASE. The act of submission of the Lumberton Oil & Gas Company in the United States Court in Wilmington on Saturday, published in another column of the Robesonian, will, no doubt, be quite a surprise to many of our readers.

The corporation, all of its directors and officers, were indicted under an act entitled "An Act to Further Regulate Commerce with Foreign Nations and among the States." This statute provides that it shall be unlawful for any person or persons, or corporation, to offer, grant, or to solicit, accept or receive any rebate, concession, or discrimination in respect to the transportation of any property in interstate or foreign commerce by any common carrier subject to said act to regulate commerce and the acts amendatory thereof whereby any such property shall by any device whatever be transported at a less rate than that named in the tariffs published and filed by such carrier, as is required by said act to regulate commerce and the acts amendatory thereof, or whereby any other advantage is given or discrimination is practiced.

The statute further provides that any person or corporation so offending, shall be punished by a fine of not less than \$1000 nor more than \$20,000, and may, in addition, be imprisoned not exceeding two years in the discretion of the Court.

This act further provides that the act, omission, or failure of any officer, agent or other person being for or employed by any common carrier, or shipper, acting within the scope of his employment, shall in every case be deemed to be the act, omission, or failure of such carrier or shipper as well as that of the person. This act as amended became effective June 29th., 1906.

Under Section 10 of the Act to Regulate Commerce, known as the Elkins Act, there is also a penalty provided for false weighing providing that the fine shall be five thousand for each offense or imprisonment not exceeding two years in the discretion of

the court. While there was considerable doubt about the guilt of the corporation, because of the fact that it was clear beyond doubt that the directors had not in any way consented to or authorized the practice, yet on account of the considerable amount involved, and the great expense attendant upon the defence of such suits in the Federal Court, it was deemed wiser, as we understand it, to submit the corporation.

So far as the directors of the corporation are concerned, they are all known to our people as honest and honorable men, not the slightest suspicion can be attached to them; in fact, District Attorney Skinner, in submitting the matter stated this in open court. Messrs. Biggs and Witfield, two of the parties charged, were rendered immune from prosecution for the reason that the Government subpoenaed them as witnesses and compelled them to testify. They could not, therefore, be prosecuted. Mr. Correll, the superintendent, is the only man against whom the case is now pending, and it would seem that the fair thing for the Interstate Commerce Commission to do would be to advise District Attorney to let him out. Mr. Mr. Correll, as we understand it, gained no personal pecuniary advantage from the transaction, and if he is guilty, it would seem to us to be a hard and unusual rule to attempt to attempt to hold him under present conditions. This is the first practical example that our people have had of trial at long range, the whole prosecution being directed by the Interstate Commerce Commission in Washington, and being under the immediate control of Commissioner Lane. The Commission, without regard to the circumstances and conditions, and without having made more than a formal investigation, directed the prosecution of the corporation and all of its officers. While these statutes referred to may cover the cases and render the parties guilty, yet there is some doubt among lawyers even as to that, and if the full facts were known, there would be even greater doubt about the necessity of prosecution.

For instance, a number of years upon which it is claimed that short weights were given, the company paid the actual weights as indicated by the stamp of the Southern Weighing & Inspection Bureau, and if they had tendered more than this amount to the agent at Lumberton, he would have no authority to accept it. There were, of course, many cases in which the Southern Weighing & Inspection Bureau's weight was in excess of the actual weight of the mill scales, and in these instances the mill was compelled to pay the Bureau's weight, regardless of its correctness, and endeavor to collect its claim for the overcharge by the tedious and unsatisfactory process of filing it with the carriers' freight claim agent, the result in practically all cases being that the amount was never obtained except by suit and then only after another equally long delay and at much trouble and expense. It would seem that if the Interstate Commerce Commission intends to take care of the railroads in the respect referred to, that they should make the converse of the proposition true and endeavor to see that the shippers are given some protection on interstate shipments. At present the beneficent results, if any, of their service to shippers in this section are not measured by any substantial evidence or tangible results. While we do not mean to say that the law should not be enforced and that the principle involved is not a correct one, yet we do say that so long as there are no penalties imposed upon the railroads for failure to furnish cars for interstate shipments and to give service for the transportation of freight which will enable parties to meet their reasonable contracts and obligations and to stand by their furnished rates and tariffs, and as long as shippers are compelled to accept the arbitrary weights of the roads, there will continue to be the country that there is much which the Interstate Commerce Commission could accomplish that would be of vast service to the people of the country, and of much more benefit than attempting to use their whole power and authority of the department in making an example of a small independent corporation and forcing it, through the power of the

Come! Come!

AND SEE OUR Nice Line of Ladies' Dress Goods. We have the Nicest and Most Up-To-Date Line of Dress Goods in Town.

JOHN T. BIGGS & CO.

Advertisement for J. T. Burke, Jeweler and Optician, featuring an image of a pocket watch and listing services like Diamonds, Watches, Clocks and Jewelry.

IF YOU GET IT AT WARD'S IT'S GOOD.

Your Physician Expects

Certain definite results from the prescription he writes. If one ingredient lacks in essential virtue, if the compounding is not accurately done, a link in the chain of recovery may be broken.

We have built up a reputation on prescription filling. Every prescription or recipe receives the most careful, conscientious attention, and prices will always be as low as possible, consistent with the perfect service given.

H. B. WARD, Ph. G. Drugs of Quality. Rowland : : : : N.C.

LOOK AT YOUR WATCH.

It may be that it needs repairing. I am prepared to do all kinds of Repairing of Watches and Jewelry. See me before you have your repairing done.

Advertisement for H. B. Humphrey, Lumberton, N. C., featuring an image of a pocket watch and listing services like Spectacles and Eye Glasses.

SEABOARD AIR LINE RAILWAY.

The Exposition Line to Norfolk Jamestown Exposition, Hampton Roads, Norfolk, Va. April 26th to November 30th, 1907.

Table with SPECIAL RATES FROM LUMBERTON: Round Trip Season Tickets, Round Trip 60-day Tickets, Round Trip 10-day Tickets, Round Trip Coach Excursion Tickets.

Coach excursion rate sold day prior to opening date and on each Tuesday thereafter, limited seven days and endorsed "Not Good in Sleeping, Pullman and Parlor Cars." Other tickets go on sale April 19th and continue until close of exposition.

Unexcelled Passenger Service VIA Seaboard Air Line Railway

Watch for Announcement of Low Excursion Rates and Improved Schedules.

For information and literature address C. H. GATTIS, T. P. A., Raleigh, N. C. G. T. COX, Agent, Lumberton, N. C.

Subscribe For The Robesonian.

BUSINESS BUILDERS

I try an ad in this column at five cent per line for each insertion. Whether it is a house to rent, something you have for sale, or something you want to buy, The Robesonian Want Column will bring the results.

For Sale One four-room house on Main street in town of Faumont. Apply to E. Fisher, Faumont, N. C. 5-13

Lost—A Tinting Needle—an old and greatly prized heir-loom, made in 1852. Finder will be suitably rewarded by returning same to Mrs. Fannie Peterson, Lumberton, N. C. 5-6

Dr. W. H. Wakefield, of Charlotte, N. C., will be in Lumberton at Dr. Pope's office, on Friday, May 17th, one day, for the purpose of treating diseases of Eye, Ear, Nose and Throat, and fitting Glasses. The doctor's fee for testing eyes for glasses is reduced one-half for this visit. 5-2

Just Received—A large line of Flower Pots. The McAllister Hardware Company. 4-1

Eggs for Hatching—Barred Plymouth Rocks, extra large. They are beauties. Can supply a limited number of settings of eggs from select mating at \$1.00 per fifteen. J. B. Doar, Lumberton, N. C., R. F. D. 4-1

Large Stock of the celebrated Cole Corn Planters, Cotton Planters and Fertilizer Distributors at The McAllister Hardware Company. 4-1

For Sale—The Robesonian Publishing Company has a good second-hand printing press for sale. Any one contemplating starting a new paper would do well to see us before buying. The Robesonian Publishing Company.

Wanted—Everybody to get our prices on Safes before they buy. O. B. Barnes Safe Co., Greensboro, N. C. 11-261f

Band Bracelets—Gold and Silver. Latest Styles. McLean-Rozier Company.

Farm for Sale. A 100 acre farm on the Bladenboro and Whiteville road, 3 miles from Bladenboro, Bladen county. This farm is about equally divided by county road. Has two small houses almost adjoining. Good stables and shelters. Ten acres cleared; balance plenty of wood but little or no saw timber. Land first-class, clay subsoil and none better in Bladen county. For a quick sale would take \$1,000.

For any further information apply to W. J. GIBSON, Goldsboro, N. C. 2-11

Notice of Sale Under Execution.

NORTH CAROLINA, In the Superior Court of Robeson County.

A. R. McEachern, Notice of Sale under Execution.

By virtue of an execution directed to the undersigned from the Superior Court of Robeson county in the above entitled action, I will, on Monday, the 20th day of May, 1907, being the first day of May Term, 1907, of the Superior Court of Robeson county, and at 12 o'clock M., at the court house door of said county, sell at public auction to the highest bidder for cash, to satisfy the said execution, all the right, title, interest and estate which the said A. W. Harrell has in the following described real estate, to-wit:

On the East side of Raft Swamp, adjoining the lands of J. T. Denny on the North, the estate of Simon Carlyle on the East, the lands purchased by A. W. Harrell from McLean on the South, and the run of Raft Swamp on the West, beginning in Raft Swamp at Hardy Harrell's old line at the mouth of Carpenter's branch, and runs up the various courses of said branch, thence a direct line to and with a small slash to the Gore pond or branch, thence down a small branch to Harrell's line near Saddletree Swamp, thence with Harrell's line and William Carlyle's line to the edge of the fish pond, thence due East ten chains with Carlyle's line to the corner, thence due South nine chains to the line of a 200 acre survey, thence with the line of that survey South 45 West 12 chains to the corner of a 60 acre survey, thence North 45 West 31.63 chains, then South 46 West 20 chains, thence South 45 East 31.63 chains thence South 45 West 36 chains, thence North 25 East with the line of the old hundred acre survey, twenty-two chains to the corner, thence North 60 West 15.66 chains to the dividing corner of an 100 acre survey, thence South 25 West to the Raft Swamp, thence North 60 West 15.66 chains to the run of Raft Swamp, thence down the various courses of the run to a line running North 20 East of the 450 acres, thence South 60 West to the corner, thence North 25 along the line of that survey to the beginning, containing 300 acres, more or less, and being the same land conveyed to H. W. Harrell by Hardy Harrell by deed registered in book E E, page 391, Register's office of Robeson county, and conveyed to A. W. Harrell, the defendant herein, by the will of Hardy Harrell as will fully appear from the records in the office of the Clerk of the Superior Court of Robeson county.

Also another tract of 100 acres, more or less, on the East side of Raft Swamp in Saddletree township, adjoining the lands of S. C. Carlyle, J. G. Smith and A. W. Harrell, and being the same land conveyed to A. W. Harrell by W. N. McLean and wife by deed registered in book W W, page 397, Register's office Robeson county.

Date: this April 13th, 1907. E. C. McNEILL, Sheriff Robeson County.

Administrator's Notice.

Having this day qualified as Administrator of Ed Margolis, deceased, this is to notify all persons having claims against said estate to present them to the undersigned, or to A. Weinstein, duly authenticated for payment, on or before the 15th day of April, 1908, or this notice will be pleaded in bar of their recovery. All persons indebted to the said Ed Margolis are hereby notified to come forward and make immediate payment.

This 11th day of April, 1907. MAX MARGOLIS, Administrator. 4-11-6thurs