

THE MORNING STAR

VOL. LXVIII.—NO. 30.

WILMINGTON, N. C., FRIDAY, APRIL 26, 1901.

WHOLE NO. 10,510

TERMS OF SUBSCRIPTION. One Year, by Mail, \$5.00 Six Months, " 3.50 Three Months, " 1.85 Two Months, " 1.00

NEW ADVERTISEMENTS.

Equally Successful.

"Topical Twist Cigar."

Long Havana Filler.

We make one price to all dealers.

"Match It" Cheroot.

Vollers & Hashagen.

STATEMENT

THE WILMINGTON UNDERWRITERS IN SUBSIDIARY COMPANY OF NORTH CAROLINA'S CONDITION DECEMBER 31, 1900, AS SHOWN BY STATEMENT FILED.

LIABILITIES. Losses unpaid, \$ 50.75

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PERSONAL PARAGRAPHS.

Richard Battle, of the Raleigh News and Observer, was at The Orton yesterday.

Miss Blanche Fentress is attending the Missionary Conference in New Orleans this week.

Father Denen and Mr. H. M. Emerson are guests of Capt. Willey on the cruise of the Algonquin to Port Royal.

Dr. J. N. Johnson left last evening for Warsaw, where he will remain for several days on professional business.

Messrs. W. B. Brice, Wallace; S. L. Presson, R. P. Harrisberger and E. V. Finlayson, Charlotte, were arrivals on the cruise of the Algonquin to Port Royal.

Mr. C. H. Hix, trainmaster for one of the divisions of the S. A. L., with headquarters at Raleigh, was an Orion arrival yesterday.

Mr. and Mrs. Hugh O. Wallace and child, of Savannah, arrived yesterday on a visit to Mrs. Wallace's parents, Mr. and Mrs. W. Banks.

Louis Weil, one of the Wilmington boys, who has been here on a brief visit to relatives and friends, left for Columbia yesterday afternoon.

The Star is glad to hear that he is prospering in his new home.

Mr. Edwin H. Low, president of Low's Exchange, New York, arrived yesterday to spend a few days with his sister, Mrs. A. L. DeRoset.

The Star is glad to hear that Mrs. DeRoset was resting more comfortably yesterday.

Town Creek correspondence of Southport Standard: "It is with sorrow that the community learns of the serious illness of one of her citizens, Mr. J. D. Bennett, who is now at the home of his daughter, Mrs. T. J. Gore, in Wilmington. His condition is very critical."

Store Broken Into and Robbed. The grocery store of J. O. Nixon, colored, No. 801 N. 2nd street, was broken into by thieves on Wednesday night and a quantity of provisions, tobacco, snuff, cigars, soap, baskets, etc., stolen therefrom. The money drawer was rifled but fortunately there was nothing of value therein. The proprietor of the store offers a reward of \$25 for the capture and evidence sufficient to convict the robber or robbers who perpetrated the theft.

The Game with Norfolk. Mr. Preston G. White has completed arrangements to give the Norfolk game with Wilmington next week by wire at the office of Murphy & Co., in the Sternberg building. It will be the "diamond cut diamond" game of the season and will no doubt be watched with intense interest by those who will gather to hear the game just as it is played on the Norfolk diamond.

City Subscribers. City subscribers are earnestly requested to report promptly at the STAR office every failure of the carriers to deliver their papers. In all such cases steps will be taken to insure prompt and regular delivery.

WORM KILLER. This old and reliable well known Vermifuge is now manufactured with much care by the Serravallo Chemical Co. Baltimore, to whom you will please direct all orders and inquiries. The Serravallo's Chemical Co. are advised that this medicine will not be sold instead of being reduced the demand will be greatly increased.

To Our Patrons! While our business has been temporarily suspended by reason of the damage incurred by fire, we are making every effort to get the business in good shape, and we ask again ready to serve you, as heretofore, to the best of our ability.

Orders temporary quarters will be next door to the old stand.

Both Phones No. 55 J. H. HARDIN, ap 18 '01

JAS. T. RILEY & CO., Dealers in Hard Wall Plaster, Lime, Cement, Brick, Agricultural Lime, Land Plaster, Terra Cotta and Chimney Flue Pipe.

WE HAVE Dried and Canned Fruits and Vegetables, Molasses, Syrup, Salt and Canned Fish and Meats.

All of which the Spring trade demands.

Look Here.

For the Finest Flour—"MYSTERY"

S. W. SANDERS.

At The Unlucky Corner, or Brooklyn Branch.

ap 25 '01

82nd Anniversary.

Independent Order of Odd Fellows.

The public is cordially invited to attend the celebration at the Opera House Friday evening, April 26, in honor of the Eighty-second Anniversary of the founding of Odd Fellowship in America.

W. L. SMITH, Chairman.

J. A. O'BRIEN, Secretary of Joint Committee.

ap 25 '01

SUIT FOR DAMAGE.

Negro Laborer Seeks to Recover \$10,000 of the Cape Fear Lumber Company.

IN THE SUPERIOR COURT.

Other Cases Disposed of During Yesterday.

Order for Payment in Greensboro Coal & Mining Company's Case.

All-Day Session.

The Superior Court was engaged for a greater portion of the day yesterday in the hearing of a lengthy damage suit entitled Charles Carter against the Cape Fear Lumber Company, in which the plaintiff seeks to recover of the defendant \$10,000 damages for personal injury sustained through the alleged negligence of the Cape Fear Company, by whom he was employed at the time of an accident, which occurred on Nov. 20th, 1899.

The case was taken up about 11 o'clock yesterday morning and when the court adjourned for the day at 6.30 o'clock last evening all the testimony was not in. Messrs. Bellamy & Peschau appear for the plaintiff and Ireddell Meares and Robert Roark, Esq., for the defendant. The burden of the testimony for the plaintiff, denuded of its legal bearing, was that at the time mentioned Carter, who is a colored man, was employed in loading lumber from a car into a dry kiln of the company; that in performing this service, an accident occurred on account of the alleged negligence of the company, in not providing improved devices for dumping the cars, and that one of the plaintiff's legs was broken twice, another once and that he was otherwise permanently injured in body.

The plaintiff first testified as to the extent of the injury and the circumstances of the accident. Alex. Windley, a co-laborer of Carter, also testified as to the appliances at the mill and Dr. C. P. Bolles, who was superintendent of the City Hospital at the time, testified as to the injuries of the plaintiff. Clayton Holmes, a colored employe of the Angola Lumber Company, also testified in Carter's behalf. Deputy Sheriff H. W. Howell testified as to the good character of the negro and plaintiff's attorneys rested their case.

The defendant's attorneys then demurred and moved to non-suit on the grounds that prima facie case had not been made out. Judge Hoke sent the jury into the room and after argument by attorneys on the demurrer, it was overruled and the defendant proceeded to introduce evidence.

Mr. Glenn, a carpenter employed by the Cape Fear Lumber Company, testified as to the correctness of the machine models introduced in evidence of the devices used at the mill in dumping lumber into the kilns. Mr. C. O. Byerly, an employe of the company, next testified, and upon conclusion of his evidence an adjournment was taken until this morning, when both the plaintiff and defendant will introduce further witnesses.

The jury which has the case in hearing is composed of Messrs. J. C. Newton, E. T. Jewell, E. S. Buck, A. P. Merritt, E. A. Tarley, Wm. Tiencken, C. J. Reaves, J. S. Canady, R. G. Holmes, Geo. Dew, J. P. Brenner and W. A. McLeod.

The issues submitted are: "Was plaintiff injured by the negligence of the defendant?"

"Did plaintiff by his own negligence contribute to the injury?"

"What damage is plaintiff entitled to recover for the wrong and injury?"

Other proceedings of the court yesterday were as follows:

National Cash Register Company vs. Lucy J. Farris; judgment for \$95, with interest from May 31st, 1899, and cost of the action.

Janus Davis, receiver, vs. Butters Lumber Company, continued for defendant and set for next term just after case of Bonitz vs. Mills.

Emeline Mask vs. City of Wilmington, continued.

N. F. Parker vs. Walter G. MacRae, plaintiff suffered non-suit; matter of costs open.

Sarah J. Hill vs. Burke & Co., cause adj. opened for judgment.

Carl Jones, colored, vs. Maggie Jones, alias Maggie Bland, judgment for divorce.

Waterbury Rubber Company vs. Greensboro Coal and Mining Company, receiver ordered and directed to pay to such creditors of the defendant as have filed claim, a sum equal to 80 per cent. of the same, or such part thereof as the funds in hand may permit; report to be made to the court at the next term.

Graduated With Honorable Mention.

The Baltimore Medical College, which is a member of the Medical Association of Colleges, which demands a four years' term of its students, on the 23rd inst., out of 108 applicants, graduated 97. Among the graduates was Dr. T. V. Moore, son of Mr. F. M. Moore, of Brunswick county. Seven of the graduates received honorable mention, and of these Dr. Moore stood first. Moore was heard to say that he was a very apt and diligent student, and surpassed any member of his class in the special field of anatomy. To be deeply grounded in anatomy, one must necessarily possess a fine memory and it is pleasant to see Brunswick forging to the front with her bright and splendidly equipped young men.

For Whopping Cough use CHENEY'S EX-PECTORANT.

Retaining Pythians.

Last evening's train on the A. & Y. road brought home several Wilmington Pythians, who have been in attendance upon the Grand Lodge meeting at Greensboro this week. Those returning were Supreme Master of Ebroquer T. D. Meares, Col. Walker Taylor, Maj. W. F. Robertson, Messrs. J. D. Nutt, E. S. Collins, and S. Behrends. All report a pleasant and profitable session. The following officers were elected for the ensuing year: L. F. McLeod, Asheville, Grand Chancellor; J. L. Scott, Jr., Graham, Grand Vice Chancellor; W. M. Hollowell, Goldsboro, Grand Keeper of Records; and Seal; J. L. Arrington, Rocky Mount, Master at Arms; John O. Mills Rutherford, Ironsides of Ebroquer; Rev. D. Brown, Kinston, Prelate; E. B. Noce, Jr., Clinton, Inner Guard; D. H. Collins, Greensboro, Outer Guard; T. S. Franklin, of Charlotte, was elected Supreme Representative for the term of four years. Asheville was chosen as the next place of meeting and the time of meeting was changed from April to June.

Allen's Tented Minstrels.

A. G. Allen's New Orleans Minstrels will appear here under canvas on the evening of April 29th. It is favorably remembered from last season and will draw well. The advance agent was here yesterday morning arranging for the appearance of the troupe. He said that the tent would not be spread at Hillton but at some other point to be decided upon later.

PORTSMOUTH LOST.

Virginia Brownies Went Down Easily Before the Giants of Wilmington.

VISITING TEAM HANDICAPPED.

It is Short of Men and Playing in Very Hard Luck—Some "Cheap" Ball at Chapel Hill—Scores On Other Diamonds Yesterday.

THE TABULATED SCORE.

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LOCAL DOTS.

The New York steamer arrived from Georgetown at 1:15 o'clock this morning.

Deputy Grand Regent I. L. Greenwald will install the new lodge of Royal Arcanum here on the second Monday night in May.

The STAR yesterday received a quart of fine strawberries grown this season by Mr. Hosea Shepard, one of the enterprising truckers of Harnett township. These are the first New Hanover grown berries of the season.

Deputy Sheriff Harvey Cox will leave to-day for the Goldsboro Insane Hospital, where he will take for admission into that institution Eliza Jane Stanley, a violently insane colored woman, who has been confined in the jail here for several days.

Interest is growing in the revival at the Fifth Street M. E. church. Rev. D. H. Tuttle is preaching to large crowds. Last night there were a number of confessions and one accession to the church membership. Services are held nightly at 8 o'clock.

Arrangements are being made for a series of revival services to be held at the First Baptist church in the very near future. Dr. Blackwell will have to assist him a brother pastor from this or an adjoining State to be selected by a committee already appointed.

The Portsmouth "Brownies" were easily taken into camp by the Wilmington Giants yesterday afternoon on the local base ball diamond and a score of eight to three tells the tale.

The visitors were clearly outclassed at every point in team work and Capt. Stafford's boys won hands down. The Brownies have been in exceedingly hard luck since the opening of the season and now have their captain and another good man laid up at home with injuries received in games played previous to their coming to Wilmington. Manager Smith, however, has a weather eye for new men and before he leaves Wilmington he hopes to have two or three valuable additions to his team. He now has only ten men and one of them, Gates at third base, received a severe sprain of the foot in the sixth inning yesterday in attempting to get third base on a slide after a long drive for two bags to left field. He had no substitute and was compelled to remain in the game greatly handicapped. He had two errors charged to him as the result of his accident.

The game started promptly at 4 o'clock with ideal weather and over seven hundred enthusiasts on the bleachers and in the grand stand.

Cranston bunted safe to third but was put out on attempt to second; Crockett singled past second and stole second on wild throw of catcher; McGinnis went out to pitch; Stafford of doing things by a long drive to center field and on error made a home run, scoring Crockett. Thackara flew out to center. Weaver came up for Portsmouth and walked; Gates hit to pitch forcing out Weaver and in attempting second was thrown out by Thackara; Kemmer walked and Murray fanned.

In the second, Delaney singled over second; Warren popped out to catcher; Clayton and Stewart fanned, Knau, for Portsmouth, hit to third and on beautiful stop of Warren was retired at first; Westlake hit out to short; Martin walked; Swander was thrown out from short.

In the third, Cranston was thrown out from short; Crockett flew out to right and McGinnis was thrown out from second. For Portsmouth, Lipp, went out to short; Weaver was thrown out from second and Gates flew out to left.

In the fourth, Stafford singled through short; McGinnis bunted, forcing Stafford out; Delaney singled to right and on error of right fielder, got third; McGinnis got home on Lipp's fence, scoring Delaney; Clayton hit past short, scoring Warren; Clayton took third on wild pitch; Stewart hit to center and Clayton scored; Cranston fanned. For Portsmouth, Kemmer walked; Murray hit to second, forcing out Kemmer; Murray stole second; Knau hit to left for two bags, scoring Murray; Westlake was thrown out from short and Martin fanned.

In the fifth, Crockett singled—he always does—to right, McGinnis bunted safe to first; Stafford sacrificed; Thackara and Delaney fanned. For the visitors Swander and Weaver were thrown out from the pitcher and Lipp fanned.

In the sixth, Warren singled to left; Clayton and Stewart sacrificed and Cranston flew out to center. For the Brownies, Gates hit to center for two bags but in attempting third was injured and put out by a clever catch of Warren; Kemmer was thrown out from third and Murray flew out to center.

In the seventh, Crockett hit for two bags to his accustomed right field; McGinnis flew out to right and Crockett was thrown out at second on quick double; Stafford hit very hot to third, stole second and scored on wild throw of third; Thackara flew out to first. For the visitors Knau hit hot through short; Westlake fanned, Martin forced out Knau at second; Swander hit to second, forcing out Martin.

In the eighth, Delaney was thrown out on a beautiful stop by short; Warren flew out to center; Clayton, the "kid," hit to left for two bags and Stewart was thrown out from third. For Portsmouth, Lipp hit safe to right; Weaver hit to center for three bags, scoring Lipp; Gates fanned; Kemmer was thrown out from short and Weaver scored; Murray went out from short.

In the ninth Wilmington repaid Portsmouth for what she did in the eighth. Cranston bunted to third,

DEATH AT MAXTON.

Dr. Daniel B. McNeill, of Brunswick County, Passed Away Wednesday Night.

FUNERAL THIS AFTERNOON.

He Never Recovered From An Attack of Pneumonia Experienced Early in January at Raleigh—A Native of Richmond County.

Dr. Daniel Benjamin McNeill, one of the best and most favorably known citizens of Brunswick and three times elected representative to the General Assembly from that county, died Wednesday night at the home of his nephew, Dr. D. D. Mc Bride, of Maxton, N. C., after an illness with pneumonia, and complications since about the first of January.

The news came in a telegram from Maxton early yesterday morning to Mr. R. V. Leonard and brought genuine sorrow to the many friends in this city.

Dr. McNeill became very ill within a few days after he went to Raleigh to attend the last session of the General Assembly and remained for some time in the Rex Hospital of that city. When the Legislature adjourned, he was taken to the home of his nephew at Maxton, where he lingered for many weeks until the end came Wednesday night as related.

Dr. McNeill's home is at Lockwood's Ferry and probably no man in Brunswick county was more highly esteemed than he. His life was one of charity and abounding in good deeds.

He was never married but is survived by a brother and sister, Dr. J. A. McNeill and Mrs. W. H. Phillips, of Shallotte. He was a cousin of the Hon. Franklin McNeill, Chairman of the Corporation Commission, and late of this city.

Dr. McNeill was born at Rockingham, Richmond county, N. C., in the year 1833. He lost his parents when quite young and was raised by his uncle, Dr. McBride, of Maxton, N. C. His early education was received in the academic schools of Rockingham and Robeson county. Dr. McNeill chose medicine for a profession and bent every energy to this end. His first medical learning was secured at Edenboro Medical College, a chartered institution at that time under the presidency of his uncle, Dr. Hector McLean. After graduating at this institution he began practicing, but afterwards attended lectures at the South Carolina Medical College, Charleston, S. C. Although not required to do so, Dr. McNeill went before the State Board of North Carolina in 1858, and passed a creditable examination, though he had been engaged in practice before that time. While attending strictly to the duties of his profession, Dr. McNeill always took a lively interest in governmental and political affairs and was aligned with the Democratic party until his death. His emigration in Brunswick county, to which he removed when a young man, was large and he numbered his friends by the hundreds. In 1885 his party called upon him to represent it in the General Assembly, which he did with signal ability and usefulness. For years he was Chairman of his county Democratic Executive Committee and held various positions of that character and responsibility. He took an active interest in the proceedings of the Legislatures of 1888 and 1899, but upon returning in 1901, his illness with pneumonia confined him to his room during the entire session. In the Legislature of 1899 he was chairman of the Committee on Institutions for the Insane and was a member of several other important committees of that body. During the session just ended, he was also chairman of one or more committees and a member of several, but was prevented from an active discharge of his duties upon the same by his critical illness.

The funeral will be held this afternoon from the residence of his nephew at Maxton, N. C., and the interment will be made in the cemetery near that town.