

OUTLINES.

The horror of the eruption of Mount Vesuvius is being revealed; more than 500 people perished in the cities adjacent to the volcano and yesterday in Naples a large market house collapsed burying 200 or more people in the ruins, mangling many beyond recognition. In the Senate yesterday, Bailey, of Texas, delivered the most notable speech of the session on the railway rate question; he made a pro and convincing argument in favor of his position that Congress can deny to the inferior United States courts the power to issue injunctions suspending findings of the Interstate Commerce Commission. In the House yesterday, Small, of North Carolina, advocated the Southern Railway mail subsidy and got into a sharp colloquy with Macon, of Arkansas, and Stanley, of Kentucky. Eligh II Dowie arrived in Chicago yesterday morning and an immense throng was at the railway station to greet him; his guard threw a deputy sheriff over a fence for trying to serve a summons on the prophet; after consulting counsel, the self styled apostle announced that it might be several days before he enters Zion City. In New York yesterday the anthracite mine operators rejected the miners' arbitration proposition and made a counter proposal. New York markets: Money on call strong 15 to 25 per cent, ruling rate 20 to 22, closing bid 18, offered at 20; spot cotton 10 points higher, closing quiet at 11.80; flour steady and quiet; wheat firm, No. 2 red 89 1-2 elevator; corn barely steady, No. 2, 56 nominal elevator; oats steady, mixed 36 to 36 1-2; turpentine and rosin firm.

It is beginning to be suspected that Uncle Joe, alias Speaker Cannon, is posing for the Republican nomination for President in 1908.

Prophet Dowie's wife joined the Zionites in repudiating the old man. He can now realize how crazy he was for wanting seven wives instead of one.

Some people in Chicago have organized an anti-graft club. The trouble about those kinds of organizations is that the people who take graft do not apply for membership in the club.

"Can a man love more than one girl?" asks the Ladies' Magazine. Men refused to answer that question on the ground that the law cannot compel them to give incriminating evidence against themselves.

The Republicans say that "when the tariff is revised it should be done in the house of friends." Its friends have two houses but neither one of them cares to undergo the strain of revising the tariff or any part of it.

For the benefit of those whose attention has been attracted by the appalling eruption of Mount Vesuvius, we will say that the Democratic gubernatorial campaign is still going on in Georgia. When the spectacle at Naples is over the one in Georgia will still be there.

Says the Washington Post: "The glass trust has ordered an increase in prices, and the dealers are anxious to have the Department of Justice look into it." Upon reflection we should say that a commission of women would serve the purpose better, for they face the glass question several times a day.

The Department of Justice has come to the conclusion that the government cannot appeal the beef trust cases and that there is no way to get the packers in jail. We don't know whether or not Senator Tillman has found out who got so many cornfield laws on the statute books before he got into the Senate.

A secret room with iron walls, a small door fastened on the inside by iron bars, and lighted by a bull's eye window was discovered in Prophet Dowie's house in Zion City on Monday. Usurper Voliva wondered what in the thunder the secret room was for and plainly intimated that it was evidence of cowardice on the part of the Prophet. P. S. At the time that Voliva was talking so irreverently he had not seen Elijah II's statement that the old lady Dowie sometimes made things warm for the old man.

"Count not your chickens before they're hatched," nor your cash receipts for a particular day next week—unless you have the right kind of an incubator, in the one case; and the right kind of an advertising campaign, in the other.

A house well advertised is half sold.

LAND SUIT LENGTHY

Superior Court Engaged All Day Yesterday With Continuance of Smith Trial

ARGUMENTS BEGINS TO-DAY

Numbers of Matters on Calendar Not Reached at This Term Go Over to Next—Personal Injury Litigation—Other Notes.

The Superior Court was engaged all day yesterday again with the continuance of the trial of the suit of Miss Louisa B. Smith against Mrs. Susan E. Moore, executrix, and others, involving the ownership of the lot at northeast corner of Second and Red Cross streets. When court took a recess at 5:45 P. M., all the evidence for both sides was in and a recess was taken until 10 o'clock this morning when argument of counsel will begin. It is not expected that the case will go to the jury before late this afternoon. Thirty tales jurors summoned for the trial of other cases are being notified that they need not attend to-day as no other matters will probably be reached.

The attorneys in the Smith-Moore suit are ex-Judge E. K. Bryan and Hon. Jno. D. Bellamy & Son for the plaintiff, Miss Smith, and Messrs. Bellamy & Bellamy, Herbert McClammy and Rountree & Carr for the defendants, Mrs. Moore and others. The case is of no general interest, being merely the question of the ownership of the property as between the sister of the first wife of the late Col. Roger Moore and his heirs of the present, the plaintiff contending that the lot was not transferred to the late Col. Moore by deed by Miss Smith's mother as alleged but that it was Mrs. Smith's purpose to convey the property by will. A large number of witnesses were introduced with much documentary testimony yesterday. Among those for the plaintiff were Miss Smith, Mr. Wm. E. Worth, Mr. Thos. H. Wright and Delaney Read, colored, a family servant. Among those for the defense were Mr. Roger Moore, Mrs. Susan E. Moore, Mr. and Mrs. W. W. Hodges, Wm. Bryant, colored, with character witnesses as follows: Col. A. M. Waddell, ex-Mayor Wm. E. Springer, Col. Walker Taylor, Mr. Wm. H. Sprunt, Mr. E. F. Johnson, Capt. Walter G. MacRae, C. C. Borden and others. The deposition of Mrs. Leonora Boudinot was also put in with other documentary evidence, etc. The plaintiff offered in rebuttal the testimony of Mr. Worth, Miss Smith, Scipio Pearce, colored, and Mr. Marsden Bellamy, the latter to explain a letter he had written to Miss Smith as counsel for the other side.

When court met yesterday morning the sheriff returned as talesman summoned for the day Messrs. R. R. Stone, R. A. Biddle, B. O. Stone, Thos. W. Davis, T. G. Evans, Clarence E. Mott, Geo. C. Jackson and George A. Bishop. However, none of the jurors was needed and they were excused. Those summoned and not found were Messrs. E. F. Piver, A. P. Adrian, C. H. McMillan and E. R. Hunter. Under the rule of the bar, cases on the calendar not reached for trial on the day they are set, go over until the next term. Under this rule, the following cases went over yesterday: In the matter of the will of Nealey Carr, Edmund Highsmith vs. Thos. A. Smith, P. Q. Moore vs. Joe T. King. Cases of Phares & Co. vs. Mrs. S. Siegler, Jr., had previously been continued. The cases set for to-day are the personal injury damage suits of Frank D. Irving vs. C. R. L. & P. Co. and C. D. Willson vs. A. C. L. Railroad Company. One of these cases may be called this afternoon to keep it from losing its place on the calendar but only one of them can possibly be tried at this term except by consent of the bar. The only other case set for to-day is that of John E. Mintz vs. Charles Wessell.

NEW ADVERTISEMENTS.

A. D. Rich—Announcement. W. B. Cooper—Prompt Shipments. Atlantic National Bank—Statement. Plantaganet Commandery—Conclave. Interstate Machinery Co.—Machinery. Atlantic Trust & Banking Co.—Condition. F. W. Bonitz, Receiver—Notice to Creditors.

BUSINESS LOCALS.

Wanted—Ruler and Book-Binder. Wanted—Second Hand Cash Register.

If you employ people it is important for you to read the "situations wanted" ads. every day—even if you rarely change or add to your force.

HONOR ROLL AT HIGH SCHOOL

Students Who Achieved Distinction in Their Studies at Leading City Institution During March.

The honor roll at the Wilmington High School for the month of March was made public yesterday. The leaders of the various classes and their averages were as follows: Seniors, Miss Sallie Bowden, 94; Juniors, Mr. Harold Whitlock, 96; Sophomores, Misses Duralde Borden and Alice Noble, 98; Freshman No. 1, Miss Mary Riley, 100 and Freshman No. 2, Messrs. Nicholas Post and Robert Strange, 100. The first honors in all classes were as follows: Junior, Mr. Harold Whitlock; Sophomore, Misses Duralde Borden, Agnes Chasten, Bessie Craig, Mary Crosswell, Bessie Lathrop, Alice Noble, Lelia Screven, Lilly Taylor, and Mr. Henry Mercer. Freshman I, Misses Lucile Cavanaugh, Hazel Dushan, Maude Glasgow, Ethel Hannah, Athalia LeGrand, Eitel Woodruff, Jennie Woodruff, Messrs. Bruce Cameron, Williams Harris, Canova Peterson, Nicholas Post, and Robert Strange. Freshman II, Misses Madge Brand, Irene King, Lucile King, Emma McCullen, Lucile Riley, Mary Riley, Carrie Toomer.

The second honors were: Senior, Misses Sallie Bowden and Katie Foard; Junior, Misses. Louise Beery, Ila Rountree, Helen Solomon, Messrs. Ferdinand Duls and William Parsley; Sophomore, Misses Anna Grant, Lila Keith, Alma Love, Leonora Mills, Leola Rivenbark, Annie Reilly, Veda Russ, and Rosetta Shannon; Freshman I, Misses Lillian Andrews, Katie Burnett, Julia Cameron, and Ida Ward; Freshman II, Misses Eleanor Ghechrist, Mary Owen Green, Eva Webster, Bertha Wiggs, and Mr. George Hashagan.

COAST LINE TRAIN DERAILED

Northbound Through Passenger Wrecked at Mars Bluff, Near Florence Last Night—No One Hurt.

Northbound Atlantic Coast Line through train No. 82, from Tampa, Fla., to New York, was wrecked last night about 9 o'clock at Mars Bluff, S. C., eight miles north of Florence. According to information received at railroad headquarters here, no one was hurt. The train consisted of ten coaches, six of which were sleepers, one first-class and one second class day coach and a mail and baggage car each. The train was running 45 minutes late and at a good rate of speed, the tender of the locomotive, the mail and baggage cars, the first and second class coaches and the front truck of one of the sleepers were derailed. The derailment of the cars was, however, on a level stretch of track and it is stated none of the train turned over.

The wreck is thought to have started from the derailment of the trucks of the tender first. Engineman J. E. Powell and Conductor McKee were in charge. Wrecking trains were sent out from South Rocky Mount and Florence and it was thought that a track would be built around the scene of the trouble. On account of the wreck train No. 50 from the South was annulled last night. Six of the Pullmans of the wrecked train, however, were detoured by Bennettsville, S. C., and other passengers were sent back to Florence. A party of prominent officials will go to Mars Bluff on a train made up as No. 51, leaving at 6 o'clock this morning.

Another wreck of 37 freight cars near Rocky Mount was reported yesterday morning but no particulars of it were learned in this city.

SEATS FOR DAMROSCH.

Committee Named to Draw Seats For Subscribers Thursday.

Much interest is being taken in the drawing of seats for the Damrosch orchestra. The drawing takes place at 9 o'clock Thursday morning at the Academy exclusively for subscribers though subscribers may be represented by written authorization. The committee chosen to make the drawing is composed of Herbert McClammy, Esq., Capt. Wm. F. Robertson and Mr. George N. Harriss.

Hospital Managers.

The regular monthly meeting of the Board of Managers of the James Walker Memorial Hospital was held last night, members present having been Capt. Walter G. MacRae, chairman; Mr. George R. French, secretary; Messrs. Wm. H. Sprunt, D. C. Love, M. S. Willard, Jno. H. Rehder and Sam Bear, Jr. Only routine business was transacted. The report of Dr. Joseph Akerman, superintendent, showed a total of 1,162 days of treatment in the hospital during March, 18 operations and 441 surgical dressings. In the out patient department there were 41 admissions and 108 dressings were furnished. The ambulance responded to 35 calls.

THE SERVICE POOR.

Shippers Complain of Freight Conditions Generally, Seaboard in Particular.

THE OFFICIALS ARE INVITED

Asked to Come Here and Hear Complaints of Local Jobbers—Special Meeting of Chamber of Commerce Yesterday Afternoon.

Severe strictures were laid upon the Seaboard Air Line freight service in general and the service beyond Hamlet in particular at a called meeting of the Chamber of Commerce yesterday afternoon for the purpose of hearing the complaints of Wilmington shippers and devising some means of improving the conditions. The meeting was very well attended and those who addressed the Chamber were outspoken in their indignation at the situation, as it now exists, more than one of them having given the candid opinion that by its repeated delay in responding to the traffic demands, it has forfeited its charter, while others openly charged wilful discrimination against Wilmington jobbers in favor of Virginia merchants. After a long discussion a motion prevailed that the new president of the road, chairman of the Board of Directors and other high officials be invited to come to Wilmington, investigate the conditions, hear the complaints and give expression, positive and final, to what they propose to do in the matter.

Among those present at the meeting were President Taylor, Secretary Kyle, Messrs. C. C. Covington, J. C. Stevenson, S. P. McNair, L. B. Rogers, D. L. Gore, Wm. Calder, Joseph H. Walters, W. H. Brown, M. W. Jacob, E. P. Bailey, B. F. Hall, E. A. Metts, Oscar Wright, Malcolm McKenzie, Harrison George E. Lettwich, J. A. Springer, Geo. E. Lettwich, W. B. Cooper, H. C. Bear and Sam Bear, Mr. A. A. Aveille, local agent of the Seaboard, was also present.

Chairman Taylor called the meeting to order and stated its object as that of considering the Seaboard Air Line freight service, which instead of growing better, as promised, has grown steadily worse until it has become insulting. Referring to the delivery of shipments beyond Hamlet, the President characterized the situation as unwarranted and illegally discriminatory. The service was not only bad but it was relatively bad with all other railroads, which are bad enough at best owing to the unprecedented freight congestion everywhere.

Mr. Rogers, of the D. L. Gore Company, gave instances of the discrimination in favor of Richmond in the way of delivery and quoted specific instances from correspondence to his firm. The delays were shown to be from 10 to 20 days from nearby points, whereas three to five days was the rule from Virginia cities. Mr. Rogers believed the delay was on account of the transfer at Hamlet. He had written to President J. M. Barr repeatedly and the only satisfaction ever received from him was that he would investigate.

Mr. B. F. Hall said all had experienced trouble. He said his travelling men from the territory spoken of all reported late deliveries and were unable to do business because of this. He read reports of deliveries at Lileville, showing much quicker shipments from Virginia cities, notwithstanding the greater distance.

Mr. W. B. Cooper said he had, because of these conditions, absolutely taken his travelling man off of the Seaboard beyond Hamlet towards Raleigh. He was unable to do business.

Mr. Hall thought ordinary steps would not meet conditions. Compulsory action was necessary. The Chamber had had sad experience with official communications and conferences. Mr. Aveille was asked to make a statement and said it was the first complaint he had heard from the Chamber of Commerce. There was no idea of discrimination purposely against Wilmington that he knew of. There was a movement on foot now to increase track facilities at the junction at Hamlet and he thought conditions would improve as the result thereof. The service had been improved and he thought there would be still further improvement. In 30 days he thought there would be a change for the better.

President Taylor quoted instances of the poor dispatch from Wilmington and related the circumstances of mailing a letter from a customer to Vice President E. F. Cost in reply to which indemnity assurances were given that amounted to nothing. The policy of the Seaboard, he thought, was not to conserve the interest of the Wilmington.

(Continued on Fourth Page.)

RECORD OF FREIGHT TONNAGE

Official Car Service Report for February—Wilmington Leads State—Congestion on Local Yards.

From the monthly statement of the North Carolina Car Service Association just sent out for the month of February, the figures show a total of 3,131 cars of freight handled through Wilmington during that period. Of this number, 2,534 were by the Atlantic Coast Line and 597 by the Seaboard Air Line. The showing is by all odds the best in the State, Charlotte being second with 1,978 and Raleigh third with 1,348 cars. Of the Charlotte tonnage, the Southern handled 1,307 and the Seaboard 671. Through Raleigh the Southern handled 667 and the Seaboard 681.

The statement for March is not yet available as some time is necessarily consumed in the compilation of the statistics. The figures for March, however, will perhaps surpass all former records as the freight movement at Wilmington has been unusually heavy overtaxing the facilities of the railroads themselves. April will not be one whit behind the other months if the first ten days may be taken as a fair indication for the whole month. The congestion on the Wilmington yards right now is said to be greater than it ever was, and the transportation officials are at their wits' end to know what to do. It is stated by a railroad man that right now there are over 2,000 cars of freight on the Wilmington yards and as fast as one car is moved there are two or half a dozen to take its place. Extra yard officials have been put out on the situation in the Atlantic Coast Line yards and they are doing all in their power to afford some relief.

NEW AND PRETTY PLACE

Soda Fountain and Ice Cream Parlors of Most Up-to-Date Appointments in Y. M. C. A. Building.

"Bryant's" will be the name of a new and up-to-date place which will be opened to-day in the Y. M. C. A. building, No. 305 North Front street, the only place in Wilmington designed and constructed solely for the ice cream and soda trade. The parlors have been handsomely fitted up and it is the purpose of the proprietors, Messrs. Bryant & Hall to make it the prettiest, neatest and cleanest of its kind, first in every respect and second to none in the State. Messrs. F. M. Bryant and J. E. Hall are the young men at the head of the enterprise and they have engaged an expert to look after the fountain and compound every new and fancy soft drink known to the fraternity. But the specialty will be ice-cream in shapes and plain. While to-day will not be the formal opening, this occasion having been deferred because of an unavoidable delay in the construction of the superb new fountain, everybody will have a cordial welcome, and something will be found to please the most exacting. Music will be discoursed in the parlors three evenings a week from 8 to 10 o'clock and both ladies and gentlemen are invited to come and experience the delights of it all. The invitation is to all, but more especially to the ladies. The regular opening will be held when the soda fountain is completed. In addition to cream and soda the firm has the agency for the celebrated Guth's candies and will make it to the interest of all buyers to see them before making purchases. It will be a fashionable and up-to-date resort in every respect and neither pains nor money will be spared in the effort to please.

SERVICES AT SAINT JAMES.

Sermon and Confirmation by Bishop To-night—The Class.

The hours for service at Saint James' to-day are 7:30 and 11 A. M., and 8:15 o'clock to-night. The latter service will be by Bishop Strange, who will preach and administer confirmation to the class, which numbers 22 or 23. Two will present themselves for baptism. The service promises to be most impressive and all are invited.

Two Smallpox Cases.

Mr. J. W. Cooper and family of seven living at northwest corner of Sixth and Harnett streets were quarantined for smallpox at their home yesterday. Mr. Cooper himself has the disease but it is in mild form. The Health Department also quarantined yesterday a colored family in Cleveland avenue, which is between Second and Third and Harnett and Bladen streets. Two children have the disease there and will be sent to the pest house to-day.

First Berry Shipment.

A correspondent writing from Montague, N. C., says that strawberries are beginning to move from that point, the first crate having gone forward yesterday morning, the shipment being by Mr. A. Bowen to Wm. P. Ireland, commission merchant of Philadelphia.

ARCANUMITES HERE

Seventeenth Annual Grand Council, Royal Arcanum, Convenes This Morning

NEARLY A HUNDRED PRESENT

Trolley Party to Beach and Oyster Roast at Lumina This Afternoon—Visitors Distinguished Looking Body of Men.

Between seventy-five and a hundred representatives are already here and others are expected to-day from all parts of the State to attend the seventeenth annual Grand Council of the Royal Arcanum, of North Carolina, which will be called to order in the new Odd Fellows' hall, on Third street, in this city, at 10 o'clock this morning. Dr. E. H. Brooks, of Reidsville, grand regent of the order in the State, will preside and nearly, if not quite all of the other Grand officers will be present.

The visitors for the most part are guests at The Orton and at the Coloman Inn and are as fine looking a body of men as any of the grand lodge meetings of the State have brought to Wilmington. They are being received and extended the hospitalities of the city by a local committee from Cornelius Harnett and Carolina councils of the order in this city as follows: Dr. W. C. Galloway, chairman; Mr. R. G. Rankin, Jr., secretary; Messrs. J. E. Hopkins, Henry Burkheimer, H. E. Bonitz and J. S. Hooper. Attractive souvenir badges of purple ribbon, bearing an excellent celluloid likeness of Lumina, on Wrightville Beach, with an emblem of the order as a pendant, are being distributed among the guests and worn on the lapels of their coats.

At the business sessions of the order this morning the usual annual reports will be submitted in pamphlet form and other routine business will be transacted. This afternoon the visitors go for a trolley ride to Wrightville Beach and an oyster roast at Lumina as the guests of the local councils. The special cars conveying the party will leave Front and Princess streets at 3 o'clock. Members of the local councils will accompany the party and a thoroughly enjoyable repast is assured.

Returning to the city the Grand Council will hold another session to-night and still another, perhaps the final one, to-morrow morning. The present officers of the Grand-Council are:

- Grand Regent—Dr. E. H. Brooks, of Reidsville. Vice Grand Regent—S. M. Brinson, of Newbern. Grand Orator—H. E. Bonitz, of Wilmington. Past Grand Regent—D. M. Miller, of Salisbury. Grand Secretary—Dr. J. Howell Way, of Waynesville. Grand Treasurer—A. M. Powell, of Raleigh. Grand Guide—J. T. Hedrick, of Lexington. Grand Chaplain—F. W. Hancock, of Oxford. Grand Warden—J. M. Norwood, of Raleigh. Grand Sentry—H. C. Chedester, of Asheville. Grand Trustees—Dr. V. E. Weyher, of Kinston; A. J. Evans, of Statesville, and T. W. Slocum, of Goldsboro. Supreme Representatives—H. Taylor Rogers, of Asheville, and H. C. Dockery, of Rockingham. Finance Committee—Frank Powell, Tarboro; J. H. McKenzie, Salisbury, and W. S. Floyd, of Reidsville. State Medical Examiner—Dr. W. H. Cobb, of Goldsboro. The Royal Arcanumites have a cordial welcome to the city and not only their brethren in the order, but the whole people of Wilmington hope that their stay in the city will be both profitable and pleasant.

BURGLARY CASE CONTINUED.

Third Negro Arrested For Implication in Gooey Burglary.

The burglary charge against Reads and Bullock, the young negroes arrested upon a warrant sworn out by Mr. Calvin D. Gore, was continued in the police court yesterday, pending the arrest of a third party, Amos Bullock, a brother of the first one arrested, who is also charged with being implicated in the matter. The third defendant was brought in a little after court from Eighth and Market streets by Officer H. W. Howell and the charge against all three will be investigated to-day. The negroes thus far have employed no counsel. Mr. Gore positively identified only the negro Reads, it being alleged that the Bullocks stood on the outside and watched while their companion entered the house.

Perfect. Perfect baking can only be done on a gas stove. Gas is cheaper than wood.