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THE MORNING STAR.

Mhe Morning Star

Oldest Daily Newspaper Largest circulation of any Wilmington Paper.

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WILMINGTON, SATURDAY, JULY, 27 1907.

WHOLE NUMBER 12,381.

OUTLINES.

There appears no settlement of the railway passenger rate entanglement in North Carolina; Assistant Attorney General Sanford, of the Department of Justice, who came to the State to try to effect an arrangement by which the conflict would cease, returned to Washington yesterday from Asheville and will make report to his superiors; Governor Glenn at Raleigh stands pat, meanwhile other indictments are being returned against the IN Southern Railway and its agents in different parts of the State for violation of the act; a party of Southern night on a special train for Raleigh, but Governor Glenn says the purpose of their coming is to him unknown; the railroads state their position and show why it would be unjust to them to submit to the reduced rate pending the determination of the case. --New York is alarmed by a series of bestial attacks upon young girls in the metropolis; Police Commissioner Bingham freely admits that the department is unable to cope with the situation; instances are citew where these attacks have occurred with unthinkable brutality-Governor Glenn called upon to protect the county jail, it having reached his ears that some possibly the most eloquent plea ever heard before a jury in that State, calling upon the jurors to do their duty to civilization and to Christianity, the case will be concluded with Judge Wood's charge ths morning and a ver-

They must be using the "Excelsior" brand of thermometer in Florence and Goldsboro.

for conviction.

State Commerce Commission yester-

day rendered two important decisions

involving the L. & N. and Georgia

Central Railroads. -New York mar-

kets: Money on call, steady, 2 to 2

1-2; ruling rate, 2 1-4; closing bid, 2;

offered at 2 1-4; spot cotton, quiet, 7

points lower; middling Uplands, 13

cents; flour more active and easier

for Spring brands; wheat, steady; No.

2, 97 1-2 elevator; oats, spot steady;

corn. easy: No. 2, 61; turpentine,

quiet, 58 to 58 1-2; rosin, firm; strain-

ed, common to good, \$4.55 to \$4.65.

-The Inter-

That five-minute schedule of the street cars must be governed by a

by the reduction in passenger rates howill it be when the war on freight rates begins?

an to keep ahead of Mr. Roosevelt on the question of government ownership of railroads. Now, if the Presiand referendum the eloquent Nebraskan would go dead broke.

This is "tollable" straight talk from Judge Pritchard had utterly insufficient grounds for enjoining this sovereign State on the passenger fare isrates and that the railroad companies showed almost inconceivable brazenness in ever asking him to do so."

If it can be established that the death of Engineer Strange was the result of a conspiracy between his most atrocious crimes ever committed in North Carolina. The evidence incorpus proceedings before Judge Connor was of a very damaging character and fully justified his refusal to admit the prisoners to bail.

Our Brunswick friends are to be congratulated on the proposed railroad. Heretofore, under the energetic ier, deceased. and other, several shovelfuls of dirt have been thrown; but, cheap as known energy of those directing the new enterprise, is a guarantee that there will be "something doing."

litics it is quite likely that a majority of the political prophets think the car. fight for the Governorship will be beeastern counties by Ashley Horne in-completion. dicates that the race on the homestretch will be between him and Kitnotable following among the farmers be sober and competent. and business men.

THREAT TO LYNCH? THE GRAND JURY THROUGH WORK IS COMPLETED WITH THE BOYS IN KHAKI IT GOES MERRILY ON

Governor Ordered Raleigh Military to Be in Readiness in Case of Emergency.

ROWLAND CASE THE

Railway officials left Asheville last Railway Rate Matters Still Occupy Centre of Stage at State Capital. Other News Notes from State Capital.

(Special Star Telegram)

Raleigh, N. C., July 26.-While practically no one outside official circles knew it, the Raleigh military companies were under notice last night to be ready to respond to an emergency jail. It had come to Governor Glenn's Thursday night placed the Raleigh ears, that there might be an effort to military on notice that they might be take Dr. D. S. Rowland, charged with Report of Grand Jury of New Han- disposed of in which both sides were mentioned team, while "Wagner and poisoning Charles R. Strange, and do engineers had made threats to take him violence. Threats by engineers Dr. Rowland out of prison and do him were overheard by some State house violence. --- Argument was conclud- servant who hastened to the Governed in the Haywood case at Boise, Ida- or with the report. Captain Moody ho, yesterday, Senator Borah making of Company B, was called before the Governor and asked to have his men ready to protect the jail.

The engineers were indignant today when they found any credence had been given to such a report, declaring obstructing highway, 2; willful dethat they are law-abiding citizens and dict may come at any time after that; had not dreamed of such a thing. They the court room and grounds yesterday say they intend to continue the fight were thronged with people to listen against Rowland in a legal way, feelto the newly-elected Snator's strong ing sure he will receive merited punishment if proven guilty of poisoning their brother engineer.

> (Special Star Correspondence). Raleigh, N. C., July 26.—The Seaboard Air Line announces that effecthe Charlotte and Wilmington train, and well cooked. Nos. 39 and 40, will be discontinued, on account of unprofitable business which is claimed as one of the effects of the application of the new rate law.

in the State Supreme Court law library this morning pouring over phases of the law bearing on the sensational railroad rate litigation and the inpending conflict between the State and the Federal authorities involving "States" for himself into certain matters that might "bob up" in the further prosecution of the struggle. Asked if he had heard anything from the railroad as to whether his ultimatum would be a request for a conference. The Gov- more than two years. It really seems hard for Mr. Bry-ernor is still of the opinion that in dent should come out for the initiative ters out. The Governor has not said removed immediately. so but the talk about the city is that Carolina and the Western North Caro- ficient help. lina divisions of the Southern. It is whatever for enjoining as to freight which is observing the law would be mend that this be stopped. willing to take over the North Caro-

wife and her paramour, Dr. Rowland, few towns in the State that has not be put at this crossing. it will forever stand as one of the already instituted such a system of

Bank of Laurinburg, capital \$50,000 Company consumes the majority of troduced at the hearing in habeas J. F. McNair, J. A. Jones and others this street. incorporators.

Another charter is for the Buffaloe Ice and Coal Co., of Sanford, capital \$100,000 B. E. McIver, J. L. Chisolm and others, the company to develop coal mines among other things. .

Z. P. Smith is commissioned first lieutenant of Comapny B. Third Regiment Raleigh to succeed T. C. Lan-

Department of Education, had a nar- go his way and drink no more. He now escape from death last night lives on the sound and was told to go that article is, the supply was soon of this city, on Hillsboro street. The do. Hattie Jones, colored, went to the exhausted. Now, however, even spikes horse was frightened at a street car county farm for 30 days, the charge and cross-ties are in sight, and the and ran close in front of it so that the against her being drunk and disordercar smashed the vehicle and threw ly. She was arrested at Fourth and Barwick and Moseley out, Barwick Nixon by Officer J. B. Hall. wick falling close by the car track and almost under the wheels. His hip was badly bruised but no bones were Because of their prominence in po- broken. It is not known whether the injuries were from the fall or from being struck by the running gear of the

The work of adding three and a tween Kitchin and Craig. But the half miles of track to the Raleigh strength developed in the central and street car system will begin within eastern counties by Arthur the next few, days and be pushed to

A young man experienced chin. Beyond all question, Kitchin is presses may secure employment by a strong candidate, but Horne has a making application at Star office. Must

Read Star Business Locals.

Formal Report Made in Superior Court Yesterday Afternoon-Coun- Two Weeks Term of New Hanty Institutions Mainly in Good Order-Suggestion.

The grand jury at the term of New Hamover Superior Court adjourned early yesterday afternoon, completed its work during the morning session, came before His Honor, Judge J. Crawford Biggs, presiding and were discharged with thanks for faithful and efficient work. . The report is featured by recommendations that the Castle Haynes road crossing over the Atlantic Coast Line tracks be repaired and that cars be left no nearer than twenty feet of the crossing so seen by travellers by private conveyance, and that Seventeenth street, which is occupied by the Consolidatcall for the protection of the county ed Company with its surburban line tracks be widened to eliminate danas follows:

lina, for the term of July, 1907.

returned 60 true bills, as follows: Larceny, 13; resisting an officer, 2; 1; assault with a deadly weapon, 14; ble dispatch. concealed weapon, 10; murder, 3;

orderly house, 2.

presentments. county jail and found same in good re. nary trial having taken place the day last night; he's a winner. "Ikey"Orrell same effect. pair and well kept. Food sufficient and before in Justice Bornemann's court. is so galubriously lazy that he won't well cooked.

found everything in good condition. tive August 1st, parlor car service on Prisoners well treated, food sufficient

County Home-We visited the county home and found everything in good repair, except a few boards in the porches which need repairing. Governor Glenn spent several hours did not find quarters for female colored prisoners as clean as they should be and recommend that at least two cient importance to continue the term women prisoners be assigned to keeping these quarters clean and the bed clothes washed. We also find these quarters too small, there being about Rights." He said he was just looking twenty-eight women confined in two rooms twelve by fourteen (12x14) and the ventilation insufficient. We recommend that these quarters be made larger immediately.

We recommend that one female accepted, he replied that he had not white insane inmate Minnie Cum-If the railroads are so wrought up and really did not expect to. He con- mings, be sent to the State hospital siders the possibility of their accept- for insane immediately, she being con- was imposed, order to issue to Mr. ance remote and in the event there fined in a small room eight by ten Hall to show cause why the fine was any inclination that way the first (8x10) poorly ventilated. We are in- should not be paid at the next term. intimation of it would in the shape of formed that she has been confined for In the same case, the grand jury re-We have inspected the Court House

the event the resistance on the part and find same not kept as clean as of the railroads to the new rate is con-should be. We found considerable tinued, he will be obliged to call the water on the floor of the northeast returned a true bill against Mary Me-Legislature together to straighten mat- room in basement, which should be Daniel, the colored woman arrested

the Legislautre would probably put it be given a general cleaning and kept missioner W. A. Scott, charged with up to the railroads to observe the law so. We are of the opinion that the applying the torch which destroyed a until it is declared unconstitutional keeping of this building and yard is number of houses in the southern part or have their charters repeaaled. This too much for one man, the janitor, of the city some months ago on a the Charlotte Observer: "We say that would especially apply to the North and recommend that he be given suf- Sunday morning. B. G. Empie, Esq.,

understood that there have already oners are allowed to stand at the that a bill would be sent in for arson, been intimations that in the event this windows in the jail half naked in which is a capital felony; that he sue; we say that he had no grounds was done the Norfolk & Southern, view of ladies passing and recom- thought the bill would charge only at-

> lina road on terms more advantageous crossing known as Shepard's Crossing, continuance. Hon. John D. Bellamy to the State than the present lease to at Western end of "Y" be repaired appeared as counsel for the State Inand be put in good condition, and that surance Department and it was final-State Auditor B. F. Dixon will de- cars be not left nearer than twenty ly decided to let the case go over to liver an address at Laurinburg next feet, leaving an opening of at least the next term and the defendant was Wednesday night on the question of fifty feet between cars, to enable peo- remanded to jail, without bond. local tax for the establishment of ple with vehicles to see approaching graded schools. This is one of the trains. Also recommend that a gate

We also recommend that 17th street intersection of Market street be A charter is issued for the State widened, as the Conslidated Railway

> W. E. MERRITT, E. T. TAYLOR, Foreman Secretary.

Police Court Yesterday.

Mayor Pro Tem O'Brien presided in the police court yesterday in the absence of Mayor Springer who is attending the Methodist Conference at Whiteville. There were only two supervision the indomitable Dougherty Mr. W. A. Barwick, of the State cases. Hammond Tietgen was told to while out driving with T. B. Moseley, home at once, which he said he would

NEW ADVERTISEMENTS.

D. L. Gore Co.-Salt. J. W. Batson-Palace Market. J. M. Solky & Co.-One-Fourth Off

Busness Locals. For Sale-Wilkes Stallion. For Rent-Front Room.

Geo. H. Howell, Sec'y-Stockholders' Meeting. Miss Agnes Clay-Jamestown Exposition Visitors.

Week-End Dance. At Lumina tonight. Express trains from 7:30 until 10:30.

over Superior Court Came to End Yesterday.

IS FINISHED

Negroes Charged With Murder Submit to Manslaughter and Received ... Terms on Roads-Number of Cases Continued.

The docket for the two weeks term of New Hanover Superior Court which convened last Monday was cleared that all approaching trains may be yesterday afternoon and adjournment was taken sine die. Judge J. Crawford Biggs, who presided at the term for his first term in this city, and So- of the exciting contest the score officials of the Southern Railway, their licitor Rodolph Duffy went to work stood 6 to 7 in favor of the 'Biddies." ger to travel. The report in full is with a will at the beginning and no time was lost, every case having been did the battery honors for the first over county; State of North Caro- ready for trial. The adjournment for "Laman" McAllister did the stunt for from this city, presumably for Washthe term came at 2:15 o'clock yester- the "Minmows." Time: Two phases ington, were the features of the rail-To His Honor, Judge J. Crawford day afternoon and there will be no of the moon and one revolution of a road rate fight situation tonight. second week of the term. It is pre- cart wheel. We, the Grand Jury for the July sumed that jurors summoned for next | You people in town think that was noon confirmed the report that the term, 1907, beg to report that we have Monday morning will not be required a "bloma fide" eclipse of the moon last ticket agents of the Southern Railway to attend. All told for the term there night. Wrong! It was due to the fact at Old Fort and Marion had been inwere 104 cases on the docket and that "Shorty" Dixon stood on a crack- dicted by the grand jury for violation gambling, 4; arson, 1; abandonment, these were disposed of with remarka- er box for the purpose of brushing the of the new rate law, but up to a late

struction of property, 1; keeping dis- the grand jury of a true bill in the "Camel Togo" R-r-r-rouark has got county to indict the agents, will open saw no reason why the case should not script unsavory ingredients. not press the defendant into trial unprepared. A. J. Marshall, Esq., counsel for the prosecution, was asked by Judge Biggs if the case was of suffiover to another day. Mr. Marshall replied that it was not and an order forcontinuance was entered. The appeal on the peace warrant was also continned, Judge Biggs requiring the defendant to give the same bond of \$100 in each case.

The other case against Mr. Simmons in which he was charged with an assault on young M. H. Bryan was also continued until next term. Mr. P. O. Hall, a witness in the case, was called and failed, whereupon a fine of \$80 turned a true bill against young Bryan charging him with carrying a concealed weapon.

The grand jury yesterday afternoon some weeks ago at the instance of We recommend that the building Assistant State Fire Insurance Comcounsel for the defendant in the ac-We have been informed that pris- tion, stated that he did not understand tempted arson. In that view of the We recommend that the county road case he said that he would ask for a

The two murder cases against Her- Colored Child Badly Bitten. bert Moyes, charged with shooting another negro at Almont factory, and Robert Mills, alias Walker, charged longing to Mr. S. J. Davis, at Sevenwith stabbing another colored youth teenth and Market streets, Thursday to death on Nixon street, were dispos- afternoon, was one of twins belonging ed of by the defendants' submitting to to a colored family in the neighbormanslaughter. They were represent- hood. From all accounts the dog ran ed by Geo. L. Peschau and Marsden into the house and attacked the child Bellamy, Jr., Esqs. Enough evidence as it was playing on the floor, one side was heard to guide the judge in pass- of its face being torn off and a great ing sentence, Mills having been given hole having been made by the tusks seven years and Moyes two years.

were charged with assault with a much and told the family that he would deadly weapon, the two having previ- do everything possible to provide the ously been tried in the Mayor's Court. best of medical attention for the baby sault, and his previous conviction in the patient, who will not be out of the police court availed him his dis- danger for a day or two yet. Mounted charge. Howe was found guilty and officer C. G. Jones responded to a call was sentenced to four months on the from the house and after a long chase roads. Alex Holmes, a third defen- succeeded in killing one of the dogs. dant, has not been taken.

for murder against Joseph Henry, col- ing an enclosure built for the hounds at Asheville, to present to the Southored, charged with the killing of Max- in the outskirts of the city. cy Groom in the northern part of the city some time ago. The coroner's Funeral of Mrs. Lillie J. Harris. jury had previously discharged Henry on the grounds of accidental shooting. He has not been re-arrested.

Fred Hennegan, alias Smith, the neon the roads.

The grand jury returned a true bill against the Consolidated Company for obstructing the streets. It is presumed that the violation consists of the maintenance of a ticket office in he street at Front and Princess streets. The case will not come to trial before the next term.

Week-End Dance. At Lumina tonight Express trains from 7:30 until 10:30.

Doings of a Day in Camp Brunswick Tent Gossip Among the Soldiers of Boys' Brigade at Southport.

Baseball Game. (Special Star Correspondence.) Camp Brunswick, Southport, N. C., July 25.—General orders for July 25th 1907: Officer of the day, First Lieutenant, W. R. Dosher; Sergeant of the guard, J. W. Orrell; Corporal of the guard, H. O. Thomas; guard detail, H.

A. Kure, Fleet Williams, A. E. Elmer,

and H. K. King. One more pleasant day has been spent in camp and there have been no answers to the sick call as yet. Today there was an interesting game of baseball between the Chicken Rattlers, captained by "Napoleon Lajoi" Tilly, and the Flounders, captained by "Hans Wagner" Davis. At the end

"Napoleon" and "Cranston" Brown

cobwebs off the lesser luminary, and hour it was stated that they had not One of the interesting features of thus poked his head between the "Old been arrested. Judge Lyon, who inyesterday's session was the return by Sol" and "the white orbed maiden,"

case in which Contractor Thos. N. to use cotton batting before he comes the Superior Court term here next Two not true bills and made three Simmons was charged with an assault in camp again! He's hollow to his Monday, and it is reported on good in which serious injury was done to toes. "Harry Lehr" LeRoy Register authority that he will instruct the County Jail-We have examined the Architect H. E. Bonitz, the prelimi- made his debut in Southport society Buncombe county grand jury to the E. M. Keonce, Esq., counsel for Mr. even sit in a boat and fish. Somebody Fort ticket agents are arrested, they Convict camp—We visited the camp Simmons stated that the case had just evidently thought that "Heroical" Reg. will be brought here in habeas corpus come over from the magistrate and he ister had the neuralgia today; while proceedings before Judge Pritchard. would ask the court for a continuance. taking a little nap, he was treated to From an authoritative source it was Solicitor Rodolph Duffy stated that he a plaster composed of several nondebe tried at once, however, he would think he is able to sit up and take notice now.

> Yesterday we were presented a fine crate of Spring chicken by our friend, Mr. R. V. Leonard. Many thanks, Mr. Leonard; We're 'your friends for life. B. F. K., Jr.

GUN CLUB SHOOT YESTERDAY. Nineteen Men at the Traps-Stokley

Led All in the Meet. The Wilmington Gun Club held another very successful shoot on the traps near Delgado yesterday afternoon nineteen men having entered for the regular events and for the Murcison trophy. Stokley was high average in the regular event, breaking 93 out of 100. Merriman from the 20-yard line, using Peters shells, broke 56 out of 75. The scores were as follows, the first two columns representing the scores to date for the Murchison cup and the two last columns indicating

the record in the				
	Sho	t	Shot	
	at :	Broke	at E	Brok
Howell	. —	_	50	2
Truelove	225	158		-
Johnson		_	100	8
Stokley	_	_	100	9
Littig	_	. —	125	9
Penny	_	-	125	10
Holmes	200	153	50	4
Fuchs	-	-	50	2
Boushee	_	-	100	7
Butler	_	· —	50	2
Warren	150	91	50	3
Harriss	50	40	25	1
Gibbons	_	-	75	5
Boylan	-	_	100	8
Dreher	_	_	100	8
Wessell	250	175	75	43
Bellamy	250	186	_	-
	150	103	-	-
Merriman	-	_	75	56

It was learned yesterday that the child so severely bitten by a dog beof the hound in the child's head. Mr. Abraham Watson and Albert Howe Davis regretted the occurrence very Another of them was killed by Mr. The grand jury returned a true bill William Sheehan. Mr. Davis is hav-

The funeral of the late Mrs. Lillie J. Harris was conducted at 4:30 into effect the 2 1-4 cent rate and that o'clock yesterday afternoon from the in their suits they recognize the State residence, No. 410 South Fourth street, courts, otherwise he will call together gro who stole fittings off the steam Rev. Kenneth D. Holmes, pastor of the Legislature to control the railtug Grayling, was given four months Fifth Street M. E. Church, officiating. roads which are defying the State A large number of friends were in at- laws. tendance and many beautiful floral tributes were laid on the casket. The pall-bearers were as follows: Dr. Joseph Hanby, Messrs. Charles F. Bell, J. T. Riley, James Holton, John Sheehan and E. D. Warren.

> Week-End Dance. At Lumina tonight. Express trains from 7:30 until 10:30.

Read Star Business Locals

No Further Developments Yesterday in Railway Rate Entanglement in This State.

SANFORD HAS RETURNED

Goes Back to Washington to Make Report-Southern Officials to Raleigh-Other Indictments Being Returned Aganist Agents.

(By Associated Press.)

Asheville, N. C., July 26.-The return of Assistant Attorney General Sanford from his futile conference with Governor Glen at Raleigh, a succession of conferences between the counsel and counsel for the State, the indictment of the Southern ticket agents at Marion and Old Point and the hurried departure of Mr. Sanford

r Specials from Marion this afterstructed the grand jury of McDowell

In the event that the Marion and Old learned tonight that the course of procedure will be the same as in the cases of Ticket Agents Wood and Graham, of this city.

When Judge Pritchard was asked tonight if any application had been made to him for an habeas corpus writ for the Marion and Old Fort agents he stated that none had been made. The judge said that he had heard that presentments had been made at Marion, but had received no notification, nor had any mention been made of a writ of habeas corpus.

A. B. Andrews, second vice president of the Southern; H. B. Spencer, fifth vice president, and H. H. Humphreys, general counsel, left here at 9:45 tonight on a special train for Raleigh. None of the party would make any statement in connection with their

departure.

Officials of the Southern Railway here contend that the Governor's demand that they should put the 2 1-4cent rate into effect at once involves the company's surrender and the surrender by the United Stats Court of the protection of the interlocutory injunction, which means that the Governor of a State can control or limit the processes of a United States Court, and that the Governor can dictate to litigants in the United States Court the measure of relief which they have the right to apply for, which means a limitation by order of the Governor of their constitutional rights.

It is pointed out by the officials of the road that if they put into effect the rate and win the case the difference betwen the old rate and the new rate during the pendency of the case is a dead loss, and the State has no more right to take away this part of their property than any other part of their property. Under the present arrangement of giving a coupon, if they lose the case, the public is entirely protected, getting the advantage of the lower rate through the cashing of the coupon.

Assistant United States Attorney General Sanford conferred today with railroad officials, and with Judge Pritchard and left here late this afternoon. He will report to Washington that his visit to the State capital, in an effort to restore peace, was fruitless.

Several Superior Court judges have ignored the subject of a conflict between Federal and State courts and Judge Fred Moore advised against further indictments of ticket agents, but Judge Lyon, at Marion, expressed himself in the strongest possible terms. He declared that the ticket agents were violating a criminal statute and Watson was found guilty of simple as- and Dr. W. J. H. Bellamy is attending should be indicted, "like a pig or a horse thief."

In Statu Quo at Raleigh. Raleigh, N. C., July 26.-Governor Glenn has had no reply to his counter proposal for a settlement of the present phase of the railway rate litigation, sent to Solicitor Mark Brown, ern Railway and Federal Court, and the condition is at a standstill here, awaiting a reply. Governor Glenn insists that first of all, the railroads put

More Indictments. Winston-Salem, N. C., July 26.-In the Superior Court today the grand jury returned a true bill against the Southern Railway and W. G. Hailey, agent of the railroad at Rural Hall. The witness before the grand jury was County Treasurer Beck, who bought a ticket from Rural Hall to Winston-Salem, paying the old price. It is not

(Continued on page four.)