

THE WEATHER TO-DAY.  
For North Carolina:  
Showers.

# The News and Observer.

THE WEATHER TO-DAY.  
For Raleigh:  
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VOL. L. NO. 152.

RALEIGH, NORTH CAROLINA, TUESDAY MORNING, AUGUST 27, 1901.

PRICE FIVE CENTS.

## Leads all North Carolina Dailies in News and Circulation

### CHARGED WITH COMMITTING RAPE NEAR FRANKLINTON

#### The Young Lady Victim is Connected With Best-Family in N. C.

### MAN DENIES THE CHARGE

#### And Has Employed an Array of Counsel to Fight the Case in the Courts.

### AN INVESTIGATION TO BE HELD TODAY

#### The Preliminary Trial Will Take Place Near the Scene of the Crime, Eight Miles From Franklinton.

(Special to News and Observer.)

Franklinton, N. C., Aug. 26.—There is a great sensation in a splendid neighborhood eight miles from this place, and great indignation over the reported rape of a young lady of high standing by a young man of that neighborhood. His name is Rogers and he is clerk in a store. The young lady, Miss Myrtle Harris, is well connected in this county and in Wake. She is the niece of Mr. A. M. Powell, mayor of Raleigh, and also of Mr. E. L. Harris, a leading business man of Raleigh.

I have at this hour been unable to get any of the particulars of the crime, having just reached Franklinton on the freight train.

The young man has been arrested and is in custody and the preliminary trial is set for hearing near the scene of the crime at 10 o'clock Tuesday morning. He will maintain that he is not guilty, and has already employed nearly all the members of the Franklin county bar, Judge Graham, of Granville, and Judge Winston, of Durham. James H. Pou, Esq., of Raleigh, reached here from Raleigh tonight, and it is understood that he will prosecute. The solicitor of the district is engaged in trying a capital case at Nash and will hardly be present at the preliminary trial tomorrow.

FRED L. MERRITT.

### THE CONVENTION SUPREME.

#### Delegates Argue It May Decide Whether Its Work Be Reviewed by All People.

(By the Associated Press.)

Richmond, Va., August 26.—Eighty-one members were present at roll call when the Constitutional Convention was called to order at noon today. The continuation of the debate on the preamble and by-laws of rights, was sufficient to draw a large audience.

Delegate Lincoln presented a memorial from business men of Marion in support of a reduction of homestead exemption to \$1,000.

President Goode presented a similar memorial from the business men of Bedford county.

Delegate Stebbins presented a resolution providing for the recording of the names, capital and character of all corporations doing business in the State.

Mr. Barham, of Sussex, submitted a resolution providing that after the adoption of the Constitution no new office shall be created or established by the Legislature except by a vote of not less than sixteen-seventy in the House and twenty-eight in the Senate.

At 12:20 p. m. the convention resolved itself into committee of the whole and resumed consideration of the report on preamble and bill of rights.

Delegate Dunaway, of Lancaster, was the first speaker. He repudiated the idea that the Norfolk Convention had a right to pledge a submission of the work to the present electorate. He regretted that the matter of submitting the matter to the people had not been deferred until after the Constitution had been framed. The Constitution, he thought should be framed, the convention take a recess for thirty days, go home, let the delegates feel the pulse of the people and then come back and determine further whether the Constitution should be submitted, and if so to whom.

Delegate Carter, of Hanover, followed Mr. Dunaway. He opposed the long recital of events in the preamble, pointing to the fact that the new Constitution of New York had a preamble of less than half a dozen lines. He contended that when the Legislature went beyond providing for holding the convention it exceeded its

authority; the convention was supreme and was not, and could not be bound by any utterance of the Legislature. He argued that the convention was competent to determine whether the work of the body should be reviewed by the people or part of the people, or should be proclaimed.

At the conclusion of Mr. Carter's speech the committee rose and the convention at 2:10 adjourned.

### CAPTURED BY BOERS

#### Three Officers and Sixty-Five Men Taken and Released.

(By the Associated Press.)

London, August 26.—A dispatch from Lord Kitchener, dated from Pretoria today, says:

"Three officers and sixty-five men who were sent north of Ladybrand (Orange River Colony) on the right of Elliott's columns, were surrounded on unfavorable ground and captured by a superior force August 22nd. One man was killed and four were wounded. The prisoners were released. An holding an inquiry."

"Have received a long letter from Steyn, containing an argumentative statement of the Boer case, and saying he will continue to fight; also a short letter from De Wet to the same effect. "Notha writes acknowledging the receipt of my proclamation and protesting against it, and stating that the Boers intend to go on fighting. On the other hand, the surrenders, lately, have increased considerably."

Another dispatch from Lord Kitchener says:

"Since August 19th thirty-two Boers have been killed, 129 have been made prisoners and 185 have surrendered, including Kruger, a nephew of the ex-President."

"The columns are meeting with no appreciable opposition in Cape Colony. The rebels and armed bands are hiding and avoiding our columns with some success. General Beaulieu alone having been in contact with the command of Scheeper, whom he is driving North."

### SOLDIER'S DARING DEED.

#### Enters Disguised a Filipino Camp, Carrying Off an American Deserter.

(By the Associated Press.)

Manila, August 26.—Pitcher's first dispatch from Hindoro tells how Lieutenant Hazzard, of the Third Cavalry, commanding a troop of Macabebe scouts, captured the American deserter, Howard, who, as a leader of the Filipinos, had been annoying the Americans for many months. Ferguson, one of Lieutenant Hazzard's civilian scouts, disguised as an insurgent, with eight Macabebes penetrated into the camp of Colonel Atienza, commanding 240 riflemen, and 200 bolomen, at night, located Howard, bound and gagged him, and led him away without disturbing the camp.

Captain Harold L. Jackson, of the First Infantry recently surprised Generals Lucban and Pamblujan, in the mountains of the Island of Samar. Three of the generals' guard were killed and Lucban was wounded, but escaped. His family was captured. A captain and a lieutenant were also made prisoners.

### BODY FOUND IN THE RIVER.

#### Britton Taber, a Lawyer and Literary Man From the South.

(By the Associated Press.)

New York, August 26.—The body of Britton H. Taber, a lawyer of this city, was found in the North River today. Mr. Taber was born in Georgia, but when he was very young his parents moved to Lafayette county, Miss. In 1871 he was admitted to the bar of Water county, Miss. He practiced in the courts of most of the Southern and Southwestern States, and in 1883 he moved to Birmingham, Ala., and in 1883 to this city. He was the author of a number of books, chiefly on religious subjects, and had only just completed the manuscript of a work entitled "The Guiding Star of Humanity." He was married.

### Big Auto Race Stopped.

(By the Associated Press.)

Providence, R. I., August 26.—Judge Wilbur in the Appellate division of the Supreme Court today granted a temporary injunction restraining the National Automobile Association and others from holding automobile races on Ocean Avenue, Newport. A hearing will be given next Wednesday on the application for a permanent injunction. The bill in equity was brought by owners of property abutting on Ocean Avenue. The race, which was to have been held Friday next, was designed to be the most notable event of its kind ever held in this country. A prime mover in the affair was W. K. Vanderbilt, Jr.

It is probable the contestants will use a mile track a short distance from Newport, but that will be unsatisfactory for high power machines such as were used in the Paris-Berlin races.

### Tiptonville Destroyed by Fire.

(By the Associated Press.)

Memphis, Tenn., August 26.—Tiptonville, the countyseat of Lake county, Tenn., was almost entirely destroyed by fire for the second time this year, yesterday.

The loss will not amount to over \$12,000, about half of which is covered by insurance.

Nearly the entire town of Tiptonville was destroyed by fire the 19th of last March and all the houses burned today were new ones erected on the burnt district, and all frame buildings.

### Reported Lynching Unfounded.

(By the Associated Press.)

Macon, Ga., August 26.—The reported lynching of Henry Stewart, a negro hackman of this city, by a mob last night, proved unfounded.

To make a tall man appear short, strike him for a loan.

### THE LIBERALS KEEP PANAMA IN A FEVER

#### The Area of the Revolt is Extensive.

### PANAMA THE OBJECTIVE

#### Ecuador, Venezuela, Nicaragua Give Moral Support.

### THEIR GOVERNMENTS ARE LIBERAL

#### Colombia's is Conservative. The Colombian Censor Suppresses News Unfavorable to Government. Stand and Deliver Policy of Governor

(By the Associated Press.)

Colon, Columbia, Friday, August 23rd.—(Via Kingsport, Jamaica, August 26th.)—The censorship here prevents the transmission of political news or news unfavorable to the Government.

The revolt of the Liberal Colombian rebels, now two years old, lately assumed a more serious aspect by the Liberals' concentration on the isthmus. It is believed they are contemplating aggressive action. Consequently uneasiness prevails at Panama, the Liberal objective, which was never captured a year ago. It is believed the rebels will molest the railroad, or interrupt traffic. The recent rebel raids along the railroad amounted to bloodless raiding and the robbery of Chinese stockkeepers, which the presence of a few Government troops apparently stopped. The area of the revolt is extensive.

A noticeable, distinguishing feature of

### FOUGHT ON THE STREET CORNER

#### City Attorney Bellamy and Ex-City Attorney Iredell Meares Have a Personal Encounter.

(Special to News and Observer.)

Wilmington, N. C., Aug. 26.—Growing out of complications, which arose in the last municipal campaign for the city attorneyship, a personal encounter occurred on a prominent street corner this morning about 10 o'clock between City Attorney Wm. J. Bellamy and ex-City Attorney Iredell Meares.

Mr. Bellamy carried a buggy whip and had previously visited the office of Meares to demand satisfaction for an alleged aspersion of his character in connection with the former's recent resignation as local agent of the Mutual Fidelity and Guaranty Company, a surety concern of Baltimore. Not finding Meares in his office, Bellamy awaited his arrival from his home on a nearby corner, and committed the assault by striking Meares on the head with the butt end of the whip the blow inflicting a severe scalp wound.

Other blows followed and friends of both parties crowded in to separate the combatants, with the result that a general mix-up ensued. However, no serious injury resulted.

Both parties to the affair are members of prominent families in the State. Bellamy is a nephew of Congressman Jno. D. Bellamy, of this district, from whom he received his law education. Meares is a nephew of ex-Judge O. P. Meares, formerly of the State courts. Bad blood has been existing between the immediate families of the participants in the fight today for some time. A few months ago about differences arising from the same city campaign a fight ensued between Congressman Bellamy and Mr. Meares. Further trouble is expected, though political friends of both parties are seeking to avert it.

THE BRUTE LAUGHED.

He mounted the stump steadily and laughed as he began his statement. He said: "Tell all my sisters and brothers to meet me in glory. I am going to make that my home. Tell my mother to meet me where parting will be no more." He was then asked a number of questions.

Interrogated as to whether or not any one else was implicated in the crime, Meares stated emphatically there was no one implicated but himself.

"Why did you kill Mrs. Williams?" was asked.

"I just done that because I had nothing else to do," he replied.

He was taken from the stump, carried to a tree nearby, bound to the tree by chains and his body saturated with oil. At 1:40 p. m. a match was applied and instantly the quivering body was in flames. Rails were piled about the burning body and soon life was extinct.

The negro made no outcry at any time and died as steadily as a stoic. There were no disorderly scenes about the burning body. At least 6,000 people witnessed the horrible fate of the negro. Many remained about the body augmenting the blaze until the body was entirely consumed. They then departed for their homes quietly.

### Greenville Tobacco Market.

(Special to News and Observer.)

Greenville, N. C., August 26.—The Greenville tobacco market is having immense sales. So far in August the sales are far in excess of what they were in August of last year.

A negro was arrested here Saturday who is believed to have been one of the number recently escaped from Newbern jail. Another negro was recently arrested here who escaped from the South Carolina penitentiary. The Governor of South Carolina has sent requisition papers to Governor Aycock in order that the prisoner be carried back to that State.

### BURNED AT THE STAKE

#### Negro Laughed When Taxed With His Crime.

Six Thousand People Saw Him Die. He Said He Would Meet His Relatives in Glory.

(By the Associated Press.)

Chattanooga, Tenn., August 25.—A special to the Times from Winchester, Tenn., says:

Henry Noles, the negro who shot to death Mrs. Chas. Williams, wife of a prominent farmer, near Winchester, Tenn., last Friday, was captured early today at Water Tank, near Cowan, Tenn. He was carried to Winchester by his captors and placed in the county jail.

Sheriff Stewart attempted to barricade the jail and protect his prisoner. A mob of several hundred gathered about the jail. Assistant Attorney General Matt N. Whitaker appeared at the jail and made a speech to the infuriated citizens. He appealed to them to assist him in all excitements and in upholding the majesty of the law.

He promised to reconvene the grand jury tomorrow, to promptly indict the negro and have him speedily tried at the present term of court, assuring the crowd that his conviction and legal execution was a foregone conclusion. This appeal was supplemented by Judge J. J. Lynch, Capt. W. P. Tolley, Jesse M. Littleton, Foster Ramsey and others. No sooner had the appeals been made than several hundred citizens from the neighborhood where the crime was committed came up and augmented the crowd to thousands.

They swept forward upon the jail, overpowered the sheriff and his deputies, rescued the prisoner and started for the scene of the crime twelve miles distant at 10:15 a. m.

The mob was orderly but determined. It seems that the whole population for miles around had turned out to see the fate of the wretch. A procession three miles

### DURHAM DEFEATS GOLDSBORO

#### The Latter Team Crippled Series of Games With Tarboro.

(Special to News and Observer.)

Goldsboro, N. C., August 26.—Durham won the game here today, and the Manufacturers slide in home tonight happened. Goldsboro was poorly prepared for play, having to call in some novices to make up a nine.

Score: R H E  
Goldsboro . . . 1 0 0 0 0 0 0 0—1 5 3  
Durham . . . 10 1 0 2 0 1 0 2—6 5 5  
Batteries: Durham—Bass and Scott; Goldsboro—Mangum and Hall.

Summary: Struck out, Mangum 10; Bass 5. Base on balls, Mangum 1; Bass 1. Hit by pitched ball, Hall. Double play, Mangum to Hall to Graves; Bass to Yelverton to Cohen. Stolen bases, Durham 5; Goldsboro 1.

Gilchrist, Goldsboro's new short stop, is a cracker-jack and is made captain. The Tar Babies play here Thursday, Friday and Saturday.

### Cary Defeats Garner.

(Special to News and Observer.)

Garner, N. C., August 26.—A very interesting game of ball was played in Garner between the Garner team and Cary Pink Shirts. Only eight innings were played on account of the umpire, as the Garner boys had to take him out of the game on account of the decisions made against Cary Red Shirts.

The score was Cary 8; Garner 2. Hits for Cary 10; for Garner 1. Batteries, Knight and Brockwell; Howell and Howell. Struck out, by Knight 10; by Howell 7.

### National League.

(By the Associated Press.)

Philadelphia, Pa., August 26.—Matthewson pitched fine ball today and allowed the home team only four hits. He did not let up until the ninth inning, when he became a trifle erratic which resulted in the Phillies getting their only tally in the game. Attendance 2,149.

Score: R H E  
New York . . . 11 0 0 1 0 0 0—3 10 0  
Philadelphia . . . 0 0 0 0 0 0 0—1 4 2  
Batteries: Matthewson and Bowerman; Donahue and McFarland. Time 1:45. Umpire, Dwyer.

Pittsburg, Pa., August 26.—Powell was an impossible proposition for Pittsburg and in addition the locals put up a very poor game in the field. Attendance 4,200. Score: R H E  
Pittsburg . . . 0 0 1 1 0 0 0 0—2 5 2  
St. Louis . . . 0 2 1 0 0 2 0 0—5 10 1  
Batteries: Chesbro and O'Connor; Powell and Ryan. Time 1:50. Umpire, O'Day.

Chicago, Ills., August 26.—Hahn and Hughes engaged in a pitcher's battle today, most of the few hits of both being of the scratch order. Hughes kept up his strike out record by dropping nine. Attendance 9,000, including 6,900 school children, who were admitted free.

Score: R H E  
Chicago . . . 0 0 0 1 0 1 1 0 0—3 6 2  
Cincinnati . . . 2 0 1 1 0 0 0 0—4 5 2  
Batteries: Hughes and Kahoe; Hahn, Bergen and Peitz. Time 1:40. Umpire, Brown.

Brooklyn, August 26.—Runs were scarce today, but all that were going went to Boston's credit. Willis let the Brooklins down with only two hits. Score: R H E  
Boston . . . 0 0 0 0 0 1 0 1—2 5 6  
Brooklyn . . . 0 0 0 0 0 0 0 0—0 2 3  
Batteries: Willis and Kittridge; Don-

### KINSTON LOSES TO THE TARBORO CLUB

#### An Exceptionably Clean and Pretty Game.

### THE MANUFACTURES WIN

#### And Then go on Their Homeward Way Rejoicing.

### TARBORO TO PLAY WITH GOLDSBORO

#### Arrangements Made For a Series of Games This Week. The National, Southern, American and Eastern Leagues Contests Yesterday.

(Special to News and Observer.)

Kinston, N. C., August 26.—Tarboro had an easy victory over Kinston amateurs today, though the game was very pretty and clean and devoid of all unpleasant features. There was considerable hitting and some very pretty fielding on both sides. The grounds were in fairly good condition notwithstanding the recent high water which flooded them. Tomorrow's game will perhaps be better in the size of the score.

Score by innings: R H E  
Tarboro . . . 0 0 5 5 0 2 x—14 14 2  
Kinston . . . 0 0 0 0 1 0 0 0—1 5 5  
Batteries: Bush and Lehman; Wooten and Lewis.

Summary: Stolen bases, Gilligan (2), Herbert. Bases on balls, Wooten 5. Hit by pitched ball, Gilligan, Morrissey (2). Struck out, by Wooten 2; by Bush 1. Passed balls, Lewis 3; Lehman 1. Time of game, two hours. Umpire, W. D. Suggs. Attendance 3.00.

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Boston . . . 0 0 0 0 0 1 0 1—2 5 6  
Brooklyn . . . 0 0 0 0 0 0 0 0—0 2 3  
Batteries: Willis and Kittridge; Don-

ovan and Farrell, Time 1:36. Umpire, Emslie. Attendance 2,700.

### American League.

Baltimore, Md., August 26.—The Baltimore American League team defeated Milwaukee here today, Milwaukee playing listlessly. Attendance 2,022. Score: R H E  
Baltimore . . . 0 0 5 0 0 0 0 0—5 10 1  
Milwaukee . . . 0 2 0 0 0 0 1 0—3 10 3  
Batteries: Howell and Robinson; Garvin and Donahue. Time 1:55. Umpire, Sheridan.

Washington, August 26.—Mercer pitched great ball today and with strong stickwork Washington easily walked away with the game. Attendance 2,114. Score: R H E  
Washington . . . 1 0 0 0 4 0 2 1 x—8 11 1  
Cleveland . . . 0 1 0 0 0 0 0 0—1 6 2  
Batteries: Mercer and Clarke; Bracken and Connor. Umpire, Betts. Time 1:40.

Philadelphia, Pa., August 26.—Without Lajoie and Cross the Athletics today presented a poor pool of play for a ball club. They played miserable ball as the errors show. Attendance 387. Score: R H E  
Chicago . . . 0 0 2 2 1 1 0 3—11 12 9  
Philadelphia . . . 0 0 0 0 1 0 2 1—4 9 8  
Batteries: Patterson and Sullivan; Whitse and Powers. Time 2:0. Umpire, Connolly.

### Eastern League.

Hartford 3; Montreal 6; (Second game.) Hartford 6; Montreal 1.  
Buffalo 3; Worcester 2.  
Rochester 4; Providence 3.  
Brookton 4; Toronto 7.

### Southern League

At Chattanooga: Chattanooga 6; Birmingham 1.  
At Selma: Selma 1; Shreveport 2.  
At Nashville: Nashville-Little Rock games postponed; on account of muddy grounds.  
At New Orleans: New Orleans 9, Memphis 3.

### FORTY THOUSANDS KNIGHTS.

#### Will March in the Great Parade at Louisville.

(By the Associated Press.)

Louisville, Ky., August 26.—The twenty-eighth triennial convocation of the Grand Encampment of Knights Templar will begin here tomorrow.

Major John H. Leathers, Grand Marshal of the parade, expects forty thousand Knights will be in line. This pageant is planned will extend over a route of four miles and will be the feature of the convocation. Knights from nearly every nook and cranny of the country, including Honolulu, will be in line.

The course of the parade is a fluttering show of hunting, flags and streamers. Extraordinary precautions to keep the streets clear have been adopted. Street cars will not run and vehicles with spectators will be compelled to remain on side streets. No boxes or stools will be allowed save against the walls of buildings, in order that all may have an equal opportunity to view the spectacle.

Incoming trains today filled the tracks about the city throughout the day and by midnight all but a few scattered commanderies had arrived and had been escorted to their quarters. From ten to thirty trains arrived over each railroad entering the city and it is estimated that there are 90,000 visitors here tonight. Hotels are crowded with guests; visitors also occupy steamboats moored at the wharves, and Pullman sleepers located in different parts of the city.

Various Kentucky commanderies were divided into detachments today and accompanied the city and by 4 o'clock, met incoming delegations at the railroad stations and escorted them to their quarters.

Grand Generalissimo George M. Moulton, of Chicago, stated tonight that the election of officers of the Grand Encampment Wednesday, undoubtedly will be the usual perfunctory affair it has been for years past. Grand Master Lloyd will retire and will be succeeded by Deputy Grand Master Stoddard, of Texas. Officers under him will advance one grade. This will leave one vacancy to be contested for—the junior grand wardenship and a hot skirmish is expected.

In connection with this office, nearly every grand commander at the convocation is regarded as a candidate, and a great deal of quiet electioneering was done today.

The selection of the meeting place for the next convocation will be one of the last things to come before the grand camp. St. Paul is a strong candidate, Milwaukee is making strong bid, and San Francisco is also represented by an earnest band of vigorous advocates. Denver and Cincinnati are in line, while St. Louis and various cities of New England are regarded as possibilities.

The grand commanderies of the majority of States reached here during the day. Among the subordinate commanderies here are Hanselman, Cincinnati; Tancred, Pittsburg, Pa.; South Carolina, Charleston, S. C.; Nashville, Nashville, Tenn.; Cinch Valley, Tazewell, Va.; Georgia, Augusta, Ga.; Monumental, Baltimore, Md.; Danamus, Detroit, Mich.; Detroit, Detroit, Mich.; Cyrene, Asheville, N. C.

The city was a scintillating glow of light tonight when the festivities of the week were inaugurated at the custom house with a reception to Grand Encampment officers and ladies. Grand Commander Jefferson, of Kentucky, made a brief speech of welcome. To which Grand Master Lloyd responded happily.

### Captured a Convict.

Yesterday Mr. J. L. Mayo, of Wilson, brought to the State's Prison an escaped convict, John Walker, a negro.