

## Leads all North Carolina Dailies in News and Circulation

### A FARCE FOLLOWS THE ROTTEN TIES

#### Southern Railway Issues a Circular That is Grotesquely Ridiculous in Its Evident Intentions.

#### IT INSULTS INTELLIGENCE

It Claims in its Wording That the Wreck Was Not by Its Own Criminal Carelessness but Offers \$500 Reward for the Party Who Caused It.

The Southern Railway has issued circulars offering a reward of \$500 for the party or parties who caused the wreck of the passenger train near Raleigh last week. The circular is signed by C. H. Ackert, General Manager Southern Railway, Washington, D. C. and says that the reward will be paid for the arrest and conviction of the parties who "by the felonious placing of spike or other obstruction on the track" caused the wreck.

Men who know gazed at each other in incredulity and amusement as they heard of this Southern Railway notice.

"It's an insult to the intelligence of thousands of people," one gentleman said, "and that circular explains why the Southern has been keeping so quiet and has made no statement about the wreck."

And the Southern Railway has had an opportunity to make a statement. A reporter of this paper asked three men connected with the railway for this. One of them is Mr. Henry Miller, assistant to Vice-president A. B. Andrews and he said "There is nothing to give out. There is no body to give out anything."

But something has been given out, and it rings out in clarion notes against the reward circular of the Southern Railway.

It is the voice of Engineer Will Rippey that speaks. Seen at the wreck immediately after the terrible accident by a News and Observer reporter, who talked with him in the presence of a number of other gentlemen, ENGINEER RIPPHEY SAID HE WAS WATCHING THE RAILS CLOSELY AND THERE WAS NOTHING WHATEVER ON THE TRACK.

But the Southern Railway has found something. The voices of an outraged travelling public has so thundered criminal carelessness into the ears that it now offers \$500 for the party or parties who caused the wreck "by the felonious placing of a spike or other obstruction on the track."

There was nothing whatever on the track, says Engineer Rippey, who was in the cab with his hand on the throttle.

Five hundred dollars for the party who put a spike or other obstruction on the track, writes Mr. C. H. Ackert in the Southern Railway office hundreds of miles away.

Will the Southern Railway admit that there were rotten ties at the wreck? Never in words, but they are doing it daily. Oak ties by the hundred are being hauled to the place where the wreck occurred. In the 250 yards about the wreck 225 new cross-ties have been put in, and on this side and beyond the wreck there had been placed for use as late as Saturday 146 new cross-ties, both these numbers being given by actual count.

"The rotten cross-ties did not cause the wreck, it was a spike or some other obstruction feloniously placed there by a party or parties for whose capture we offer \$500" shouts the Southern Railway.

"I counted 169 rotten cross-ties at the place of the wreck and in a space of some thirty yards the ties were so rotten that there must have been over thirty washed to powder there," says a North Carolina State official. "I could grind some pieces of the rotten ties to powder in my hands," says a prominent citizen of Raleigh. "I took pieces of the rotten ties as big as my leg and broke them in my hands," says another. "I pulled out numbers of spikes with my hands from ties at a point below where the wreck occurred," says another. "Criminal carelessness caused the wreck," say thousands.

THE ABSURDITY OF IT.  
The place where the wreck occurred is on an embankment twenty-five or more feet high. It is in full view for a great distance. It is in the outskirts of Raleigh, but a short distance from the Holleman road. One train had passed over it less than a half hour before. A gentleman of this city had passed the spot less than fifteen minutes before the wreck. A number of little children were fishing in the pools of water right at the wreck. All these things being so who could have walked out on the track, who would have dared, in broad daylight, about five o'clock in the afternoon, in an open place on the railroad, in sight of many people, to place a spike or other obstruction on the track.

The story of the wreck puts to shame and derision and contempt and scoffing the miserable subterfuge of the Southern

### COMMENCEMENT AT WAKE FOREST

#### Baccalaureate Sermon by Dr. E. C. Dorgan.

#### MEETING OF TRUSTEES

The Report by President Taylor Shows a Fine Year's Work--Address Before Law Class by Hon. Claude Kitchin.

(Special to News and Observer.)  
Wake Forest, N. C., May 25.—The number of visitors on the Hill to hear the opening feature of commencement week last night was much larger than usual. And the baccalaureate sermon by Dr. E. C. Dorgan, of the Southern Baptist Theological Seminary, evidently delighted the fine congregation which heard it. Very many were particularly pleased with its distinctly spiritual quality and the earnestness of its personal appeal to the graduating class.

The special music for the occasion consisted of an anthem by the choir and a solo by Mr. Ernest Moore, a member of the graduating class. Dr. Lynch, of Wake Forest, and Dr. Bryan, of China, who occupied the morning hour, assisted in the service.

The text of the sermon was Rom. 12:1: "I beseech you, therefore, brethren, by the mercies of God that ye present your bodies a living sacrifice, holy, acceptable to God, which is your reasonable service."

Dr. Dorgan gave a lucid exposition of the text, which suggested the theme An Appeal for the Consecrate Life. He presented first the grounds of the appeal, the logical ground in the sovereignty of God, the hopeful in the mercy of God, and the human in the person, entreaty of experienced Christians; secondly, the substance and meaning of the consecrated life, the voluntary presentation of oneself to one's best to God; and lastly, the justification of the appeal in the fact that such consecration was not simply the service proper to a rational being, but the highest form of spiritual worship.

At the conclusion of this earnest gospel sermon many grasped warmly the preacher's hand in congratulation of thanks.

Dr. R. P. Johnson, the orator of tomorrow morning, and Mr. Thomas Dixon, Jr., are expected on the evening train.

The board of trustees met this afternoon and organized. Dr. Thomas E. Skinner was chosen chairman; Prof. F. P. Hubbard, vice-chairman; Mr. Carey J. Hunter, secretary; T. H. Briggs, treasurer. President Taylor's report was received. It showed the number of students enrolled to be 313, a good year's work. The success of Law and Medical Department was especially gratifying. It was recommended that the ball team be not allowed to play outside the State. It was also recommended that the board devise plans for increase of endowment funds and the addition of another building. The treasurer's report was also received. J. M. Parrot was elected trustee.

Tonight Hon. Claude Kitchin delivered an address before the members of the Law Class. It was a strong, practical and withal polished effort, powerful in its simplicity, going straight to the matter in hand and frequently flashing forth an epigram which, saying so much in so few words without apparent effort, is the acme of oratory and writers art.

Wake Forest, N. C., May 25.—The following are quotations from his suggestions to the law class:

"The best lawyer is he who studies the most—the most successful is he who works his cases the hardest. You need not be brilliant. Application is an overmatch for brilliancy. You need not be eloquent. Diligent beats oratory."

"Study the other side as much as yours."

"No case, no matter, committed to a lawyer is so trifling or unimportant as not to require thorough care and investigation. Cases involving the smallest amounts most frequently present the most intricate questions—the nicest points."

"There is not a lawyer in North Carolina who cannot make a comfortable living if he keeps sober, honest and in his office, at all times. Stay in your office—be found there and clients will find you."

"Acorn the reputation. 'He is a smart lawyer, but you had better keep your eye on him.' Its load is as heavy as his mountain. You will fall from its weight."

"The day of the trickster is passing. He himself is finding out that it doesn't pay. In these times of clash and push he finds that it is economy of time to be honest and direct. Tricks require time to plan, time to execute, time to avoid detection. The jury, the judge and opposing counsel mark him as soon as he enters the court room. The public is quicker to find him out than formerly and quicker to condemn. None find him out sooner than his client. You will observe that no lawyer, or firm of which he is a member. Who has the reputation of being a sharp practitioner or trickster, ever tries an important case or settles an important matter alone? His client always employs an associate not to help him, but to watch him."

"Conquer your prejudices—they injure your client's cause."

"Show no mercy, rather imitate the example of him whose success produces mercy in your breast."

Conclusion: "The victories that are to

bring peace and happiness to you and to mankind are not the victories of force over force, and notions of notions, but the triumph of right over wrong, truth over error. Have faith always in the final prevailing of the right, the final triumph of truth. Walk in that faith, and into your heart, into your life, into your word will come, sooner or later, the shining of the perfect day."

#### TWO FIRES AT SPENGER.

#### Two Buildings Destroyed, Flames Licking Up About \$2,000 Worth of Property.

(Special to News and Observer.)  
Spencer, N. C., May 25.—Fire destroyed two residences here early this morning, and it was by heroic efforts that many others were saved. The fire originated in the garret of the house occupied by Mr. Chas. K. Church and owned by Mayor B. F. Lively, and it was but a few moments until the building was completely enveloped in flames. None of the household effects were saved, though the same were insured. The second building burned was owned by F. H. Vanderford, of Salisbury, and occupied by J. H. Van Miller, who saved a portion of his household goods. It is learned that the building was covered by insurance. Both were frame structures and the total loss is estimated at \$2,500. The Spencer fire company, of the Southern Railway shops was on duty and rendered valuable service in protecting other property.

#### Carnival Co. Secures an Attraction.

(Special to News and Observer.)  
Salisbury, N. C., May 25.—While here exhibiting during the carnival, which closed Saturday night, the Hatch-Adams Co., contracted with Mr. and Mrs. John Mertz to travel with the show. Major Mertz is one of the smallest men living, being only forty-one inches high, while his wife is thirty-eight inches in height. Miss Bessie Henderson, the accomplished daughter of Senator John S. Henderson, was chosen queen of the carnival.

#### RUINOUS SWEEP OF A TORNADO.

#### Fifteen People Known to Have Been Killed in Nebraska.

(By the Associated Press.)  
Hastings, Neb., May 25.—A series of heavy storms, two of which developed into the worst tornadoes that have visited southern Nebraska in years, passed over portions of Clay, Franklin and Kearney counties last evening. Fifteen persons are known to have lost their lives and over a score of persons were more or less seriously injured. The casualties are as follows:

Near Norman:  
DANIEL M'CURDY.  
ROBERT M'CURDY.  
MRS. JOHN WEHLVER.  
MRS. EARL BACON.  
MRS. C. A. TITTLE.

Injured: Mrs. George J. Meer, arm broken; Cecy McCurdy, leg broken; George J. Meer, badly hurt.

ADD FIRED BY PAYNE...CinPPTwf,fcj  
Postmaster General Payne made the announcement of this latest development in the investigation of the case.

Mr. Payne said that this statement was all that could be said at this time, in view of the fact that the case is now before the judicial authorities. He said that the case has been under consideration ever since the general investigation began, and added that there would be another arrest immediately. The party he said, is outside of the department. He declined to say what explanatory statement had been made by Miller.

#### LAST TRIBUTE OF LOVE.

#### Immense Outpouring of People to the Funeral of Mr. Sterling Johnston

(Special to News and Observer.)  
Littleton, N. C., May 25.—Two thousand people from here and neighboring towns and counties attended, today, the funeral of Sterling Johnston.

There was never seen such a manifestation of popular sympathy for a private citizen in this part of the State. Among the pall-bearers was ex-Senator Ransom. Rev. Mr. Rhodes, assisted by Rev. Dr. S. Willis and Mr. Humble, conducted the services.

The funeral procession was nearly a mile in length and the floral designs were very handsome.

Mr. Johnston leaves his large business interests in the hands of his sons. Notably there were 500 colored people present.

#### Rev. C. G. Little Dead.

(Special to News and Observer.)  
Marion, N. C., May 25.—Rev. C. G. Little died here today at 11 o'clock a. m. He belonged to the Western North Carolina Conference and was appointed Presiding Elder for the Morganton district in the Conference year 1902. In January of the same year he contracted typhoid pneumonia, which finally developed into consumption. Until recently he lived with his mother-in-law, three miles from this place, after which he moved here and secured some good property and left his family well provided for. He leaves a wife and four children. The two eldest daughters graduated at Greensboro a few days ago. He was about fifty years old.

Prosperity is not without its thorns, nor adversity without its roses.

### FIRE BY PAYNE FOR ACCEPTING A BRIBE.

#### Daniel Miller, an Attorney in Post-Office Department.

#### APPOINTED BY GEN. TYNER

#### The Charge Against Miller Has Been Under Investigation for Three Months--He Was Bribed by a Cincinnati Turf Company.

(By the Associated Press.)  
Washington, May 25.—Postmaster General Payne today summarily dismissed Daniel V. Miller, assistant attorney in the office of the Assistant Attorney General for the Postoffice Department for accepting a bribe in connection with the case of John J. Ryan & Company, charged with fraudulent use of the mails. A warrant has been issued for Miller's arrest.

Another warrant has been issued for the arrest of a man who is charged with being the partner or go-between in the transaction. A postoffice inspector has gone west from Cincinnati to effect the arrest, which is expected to occur tonight or tomorrow. The bribe is alleged to have been accepted at Cincinnati last December.

Miller came here from Terre Haute, Ind., about two years ago. He was appointed by former Assistant Attorney General James N. Tyner. The charge against Miller has been under investigation for three months. The Ryan Company was a turf investment concern which operated at St. Louis and Covington, Ky. Its methods and working operations are said to be similar to those of the Arnold Company, which has figured conspicuously in the postoffice investigation. The inspectors have been quietly at work on the case and action was delayed so they might get together all the papers and evidence, which, in their opinion, was necessary Postoffice Inspector W. J. Vickery, at Cincinnati, and Postoffice Inspector R. M. Fulton, at St. Louis, recently were given full charge of the case. Complaint was made by Inspector Fulton before a United States Commission in Cincinnati Saturday, and a warrant was then issued for Miller and for the other parties.

Inspector Fulton immediately came to Washington, while another inspector went after 3 o'clock this afternoon and notified his immediate superior and of the steps that had been taken. He was allowed to draw his salary and then return to the private office of the Assistant Attorney General, where inspectors were in waiting.

The Ryan Company was the beneficiary under a decision of the Assistant Attorney General of the Postoffice Department, made several months ago, subsequent to the decision in the Arnold case and couched in practically the same terms as that decision.

Those decisions declared the concerns named to be free to use the mails. The Arnold decision, it is stated, was signed by Assistant Attorney General Tyner, and the Ryan decision by George A. C. Christianity, the law clerk of the department, who was then acting as Assistant Attorney General on account of Mr. Tyner's protracted illness. Mr. Christianity was at the Postoffice Department today on a summons from the department, and was closely examined regarding the case.

It is stated that the amount paid Miller as a bribe aggregated several thousand dollars, and was in the form of a cash payment, followed by a check. This payment is alleged to have taken place in Cincinnati, so the case will be tried there, probably in the October term of the court. Mr. Miller probably will give bail for his appearance at that time. The penalty for the offense is a fine not more than three times the amount asked or accepted and by imprisonment not more than three years.

#### DAMAGE BY THE STORM.

#### A Bowling Alley Demolished--The Southern Depot Blown Down.

(Special to News and Observer.)  
Durham, N. C., May 25.—This vicinity was visited by a terrific wind storm late yesterday afternoon and much damage was done in and near the city limits. Following the storm was a small rain, the first for four or five weeks.

At the park of the Durham Traction Company a bowling alley, costing \$800, and owned by T. J. W. Brown, was entirely demolished. In the southern part of the city a two-story house belonging to Geo. Riggsbee and about completed, was blown down, loss \$300 or \$400. The beautiful home of W. T. Carrington, on McMannen street, had the slate roof damaged by the falling of a large chimney. A porch was blown off a house belonging to Mr. W. L. Wall, on Chapel Hill street. A number of shade trees were blown down on the streets. In East Durham the Southern depot was blown down.

The mayor sent two cases to the Superior court today: Willie Morse, a col-

### RACE TO MADRID A RUSH TO DEATH

#### The Latest Report Shows Six Corpses Scattered Along the First Stage of the Route From Paris.

#### AND TWO PEOPLE MAY DIE

#### Ten Others Seriously Injured--Series of Terrible Accidents Due to the Headlong Speed of Over Seventy Miles an Hour--To Finish with a Closed Course.

(By the Associated Press.)  
Paris, May 25.—It is now possible to assemble from the many reports along the route of the first stage of the Paris-Madrid automobile race a complete list of the casualties. This shows six persons killed, two so dangerously injured that they may die and ten seriously injured. A carefully revised list of the casualties follows:

Dead:  
PIERRE RODERLZ, in collision with a tree near Libourne.  
NIXON, Mr. Porter's machinist, burned under automobile.  
NORMAND, M. Tourand's machinist, at Angouleme.  
DUPUY, soldier, at Angouleme.  
CALLON, cyclist, at Angouleme.  
UNKNOWN PESSANT WOMAN, at Ablas.

Injured: Mr. Barrow, pelvis and thigh broken, amputation of leg expected; M. Marcel Renault, injured about body and head; Mr. L. Porter, cut and bruised; Mr. Stead, overturned, badly injured; Mr. Stead's machinist, head cut open; Lesna, champion cyclist, broken knee cap; Georges Ricard, chest crushed, ribs broken; Henry Jeannot, Ricard's machinist, shoulder fractured; E. Chard, head cut open; Tourand, severely bruised; Gaston Raffet, boy, fractured skull, leg and arm broken; Marcel Renault's machinist severely bruised.

Some miraculous escapes have been reported. Mr. Terry's machine was burned at Cognac, but he and his machinist were uninjured.

Mr. Rodolphe Darzens and his machinist were thrown out near Bordeaux and were practically unhurt, though the car was destroyed.

The manufacturers have agreed that as a road race is impossible the meeting will be resumed within a closed course.

The correspondent of the Associated Press interviewed a number of the leading American and French automobilists and they all expressed horror at the series of accidents and advised that in their opinion it would end speed races in France and at other points on the continent.

Foxhall Keene said: "The killing or maiming of so many persons is a terrible blow both to individuals and to automobilists. I had hoped to drive my sixty-horse-power car. It was a wonderful machine, showing 112 kilometers without effort."

There is not the slightest ground that Henri Fourniere, W. K. Vanderbilt, Jr., and Baron De Forest withdrew from the race on account of the dangers. Each had a damaged cylinder and could not proceed. J. B. Worden, who arrived fifth at Bordeaux, is the only American remaining in the contest. He has only a touring car, but nevertheless made a fine race. The speed limitations which have not been fixed by the French and Spanish governments will play an important part in any chance of fast time being made between Bordeaux and Madrid, and the balance of the race will be run under tourist conditions.

Clarence Moore, of Washington, has returned from an inspection of the track for which unusual facilities were granted him by the judges of yesterday's race. He gives a graphic description of the terrible speed of the racers. He timed Louis Renault's car as it passed him and he found it was making 74 1/2 miles an hour. The automobile of Mr. Gabriel, yesterday's winner, gave forth a bound as it leaped the steep incline near Chabres like a huge rabbit bounding up a hill. He saw Jarrott approaching at lightning speed. A huge black mastiff got right in the path. Jarrott realized that to try to avoid the dog would throw his car against a tree and he steered directly ahead. He struck the dog squarely and it was pinned in front of the automobile for a moment and then dropped to the ground between the wheels. Every bone in its body was broken, some of them in a dozen places.

Death of Mr. Joab Kinsey.  
(Special to News and Observer.)  
LaGrange, N. C., May 25.—Mr. Joab Kinsey died Saturday afternoon at the residence of his brother-in-law, Mr. Joseph Kinsey, aged about forty-eight. He was a native of Jones county, but lived many years in Florida. He was helpless during the last three years of his life from paralysis. The remains were interred Sunday afternoon in Fairview cemetery.

The more a man knows the easier it is for him to keep his mouth shut.

Colored A. & M. Class.  
(Special to News and Observer.)  
Greensboro, N. C., May 25.—The seventh annual closing of the A. and M. College for the colored race, in Greensboro, began yesterday afternoon at three o'clock. President Dudley gave a short sketch of the progress of the school work during the past year, which he pronounced as being very gratifying and then introduced Rev. A. J. McKelway, of Charlotte, who preached one of the best sermons that has ever been delivered to the graduates of that institution.

#### Ten Thousand Dollar Fire at Plymouth

(Special to News and Observer.)  
Washington, N. C., May 25.—A special from Plymouth says: "A fire began here about 11 o'clock Saturday night and soon destroyed a large lumber shed of the Roanoke Railway and Lumber Company, containing a large amount of dressed lumber, two barges tied to the wharf were damaged before they could be cast off. Estimated damage \$10,000."

### KILLED ON SOUTHERN

#### Charles Webster, Fireman, Fell Into River Near Sanford.

(Special to News and Observer.)  
Sanford, N. C., May 25.—This morning, on the freight train going from Sanford to Greensboro, Mr. Charles Webster, fireman on this train, fell out of the cab and struck the cross ties and fell into the river, killing him immediately. The engineer did not miss him until he had gone about two miles. The dead body was brought to Sanford about ten o'clock this morning. His skull was fractured and he was probably killed as he fell from the train. His father lives in Sanford. He was about 20 years old, and was a nice young man, well thought of, and his death is deeply deplored by the whole community.

The cause of his falling is unknown.

#### On the Diamond.

#### National League Games.

At Brooklyn—  
Pittsburg .....0 0 0 0 0 0 0 0 0 0 3 2  
Brooklyn .....0 0 0 0 0 1 4 0 x-5 10 1  
Batteries: Leever and Phelps; Carvin and Ritter.

At Boston—  
Cincinnati .....0 1 0 0 0 0 0 2 0-3 7 2  
Boston .....0 0 0 0 0 0 1 1 0-2 9 1  
Batteries: Hahn and Bergen; Platt and Krittredge.

At Philadelphia— RHE  
Chicago .....0 3 0 0 2 0 1 2 0-8 12 5  
Philadelphia .....0 1 1 2 0 0 0 0 0-4 9 1  
Batteries: Langren and Kling; McFetridge and Zimmer.

#### American League Games.

At Cleveland— RHE  
Cleveland .....0 2 0 0 0 0 0 0 0-2 5 2  
Philadelphia .....0 0 0 0 0 0 0 0 1-1 4 0  
Batteries: Moore and Abbott; Plank and Powers.

At Detroit— RHE  
Washington .....1 0 2 0 0 2 0 0 0-5 7 2  
Detroit .....0 0 0 0 0 0 0 1 0-1 9 2  
Batteries: Patten and Clarke; Mullin and McAllister.

#### Eastern League Games.

Worcester 6; Rochester 9.  
Toronto 5; Jersey City 4.  
Afternoon Game: Toronto 3; Jersey City 9.  
Buffalo 8; Newark 3.  
Baltimore 4; Providence 2.

#### Supt. of Graded School.

(Special to News and Observer.)  
Oxford, N. C., May 25.—Prof. Hoel, of Kinston, has been elected superintendent of the Oxford Graded School, to succeed Prof. Hodges, who resigned.

At the examination of competitors for the cadetship at Annapolis, which took place in Durham on Saturday, Mr. J. Crawford Cooper, of Oxford, was the successful competitor. Mr. Cooper is a cadet in Horner Military School.

Mr. Charles Y. Cheatham, who disappeared from his home in Portsmouth, has been found in a sanitarium in New York, where he went for treatment for nervous prostration.