

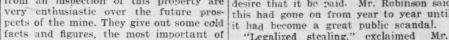
any payment. In that case the matter is one which in The burning theme talked of yesterday jury of aWke county, to whom the papers on the streets was of the remarkable in the case will be sent by Chief Justice state of affairs and the outrageous pro- Walter Clark. It is now a matter to be ceedings brought to light by the investi- looked after by Solicitor Armistead Jones gation before Chief Justice Clark. On and the Wake county grand jury, coming

OAK RIDGE BALL TEAM.

-conspirators were making their effort orces A creditable native arrived here today to surreptiously get control of the Atlanringing a report as late as March 12 tic and North Carolina Railroad property, great stress was laid upon the fact that from Fong Huang Cheng to the effect

stockholder's meeting last September, and forces had crossed the Yalu, leaving from an inspection of this property are desire that it be paid. Mr. Robinson said the affidavit alleged that this was done to small bodies of troops a. Antung and very enthusiastic over the future pros- this had gone on from year to year until thwart the will of the private stockhold- other points to guard the river.

counts it seems that a great tin mine lar stating that the department has been discovered near Gaffney, S. C., have withheld the appropriation had not construed the action of Congress in on the land of a poor farmer. Asheville voting it over an adverse report from the State's proxy withdrew from the that the main body of the concentrated gentlemen who returned a few days ago the department as the expression of a



member of the ouse mentioned in the re-

port, requesting him, if he so desired, to make a statement to the committee eithregular time will come before the grand er orally or in writing, touching the correctness of the statement in the report.

to their attention regularly. every side could be heard commendation

of Governor Aycock, Aattorney General This afternoon the staus quo of the A. Gilmer and the Chief Justice. The argudan N. C. Railroad will be resumed. ments of the Attorney General and of Mr. will then be placed in the hands of the men directed by the State to manage it. C. W. Tillett, of Charlotte, who appeared

for the State, were highly praised by The indignation felt by the public over

the state of affairs leveloped was not fraternity and the Federal Court judiciary expressed the same feeling.

Judge Thomas R. Purnell, who granted the Finch complaint for the A. & N. C. R. R. said:

"If the evidence concerning the investigation of this case brought out plans to dissolve the company and rebefore Judge Clark, as published, is a holders were discussed, but this could not true state of facts, the Court feels that be confirmed. An official copy of the it has been imposed upon and is highly Monday, will be received by Northern indignant."

It is seen from this that Judge Purnell terests in the Northern Securities Comfeel: outraged at the imposition he feels was practised upon him in obtaining Hill and other officials until late in the from him an order for the appointment day. J. G. Johnson, of Philadelphia, who of a receiver for the A. and N. C. by a argued the Securities case before the man who was not legally a stockholder in United States Supreme Court, was report the road and it is certain that he must regard the conduct of some who were con-others included Francis Lynde Stetson, of nected with the conspiracy as perfidious and dishonorable, and who were guilty of a fraud in its inception.

It was freely said on the streets yesterday that Judge Purnell had been called on by the attorneys for McBee to sign an order dismissing the receivership. ne declined to act before today when the matter is to be heard in open court before Judge Charles H. Simonton, who arrived on the 11:45 train last night from Charleston, via Selma. Judge Purnell will sit with him.

The McBee attorneys were in a dilema yesterday. They felt that their cause was a hopeless one and they threw up the spongue, being willing to agree to any terms that might be granted.

But it was unconditional surrender, only that the State would talk about, and it was this that was finally agreed to. The report that Judge Purnell was indignant had reached the receiver's attorneys, and they fully recognized that in case there was not arranged some way for McBee to come down, that Judge Purnell, feeling that he had been imposed upon, would proceed to dismiss the receiver, without waiting for a move from him.

In the interview quoted from Judge Purnell by his authority he states that he feels that the Court has been imposed upon, and that he is highly indignant. It is understood that when the receiver is 27, 1890, who are over 62 years old shall dismissed this morning that he will make a similar declaration and have something to say of the manner in which he was approached by the men who visited him in over 68 years to \$10 and over 70 to ceiver.

The case of the demurrer and answer of the State to the Finch complaint and the

## A STATEMENT BY HILL.

confined only to laymen, but the legal Waiting for the Order of the Conrt. He Says.

(By the Associated Press.)

New York, March 16 .- A number of Northern Securities officials, including for "expenses" was taken by the Athletic appointment of a Receiver for the President Hill, Vice-president Clough and Association early in the year and the Directors George F. Baker and John S. effect though at first discouraging, has

Kennedy, held a long conference at the been to put more real life into the games company's office today. It was said that than ever before. turn the railroad stocks to the original Supreme Court's decision as rendered on The Score is Fifteen to Three in a Securities officials tomorrow.

Lawyers representing the various in-

pany, were in conference with President ed to have ben one of the conferees. The counsel to J. P. Morgan and Company, and R. S. Lovett, representing the Harriwhat her strength will be this year on the man interests.

Later Mr. Hill said:

Score "We are waiting for the order of the Carolina court. Nothing can be done till we re-Bingham ... ceive it. I would like to say, however, the there will be no attempt to evade the judgment of the court. and Legrand. "We haven't any different plan or plans

under consideration. There has been alhour and a half. Oak Ridge plays Carotegether too much guess work by outlina here tomorrow. siders. They have tried to make a moun

tain out of a mole hill and there is not even a mole hill."

#### IMPORTANT PENSION RULING.

and Government Time and Money.

#### (By the Associated Press.)

Baltimore, the Fidelity and Trust Company of Maryland, and the American Bonding Washington, March 16 .- Commissioner Company, of Baltimore. It is charged Washington, March 10. Company, of Battinore. It is charged New Haven, of Pensions Ware, with the approval of that the companies have entered into a Higgins, mechanical superintendent of the Secretary Hitchcock, today promulgated trust to fix the prices of surety and guarthe most important pension ruling that antee bonds. A penalty of \$224,600 is has been issued in a long time. It directs asked from each of the defendants. It

asion under the general act of June Miners Vote to Accept the Scale. be considered as disabled one half inability to perform manual labor and shall be en-

(By the Associated Press.) titled to \$6 a month; over 65 years to \$8; proached by the men who visited him in over 68 years to \$10 and over 70 to Indianapolis, Ind.; March 16.-At the Norfolk to ask for the appointing of a re- \$12, the usual allowances at higher rates national headquarters of the United Mine continuing for disabilities other than age. Workers of America late today estimates

on the vote of the miners had been com-The order will not be retroactive. Commissioner Ware, just before leaving puted by the national officers. They are

diamond.

asking for the vacating of the receiver-ship will be heard at 10 o'clock this morn-ing in the Huited States courthouse here is used to ask the govern-this city on the baggage car. Why the there will be no strike. been agreed upon by opposing counsel, and Mexican War pension legislation of 1887, voted and of these about 35,000 votes for 4th, same team at Charlottesville.

ers, who it was alleged in the complaint, Straight Amateur Work is the Watch- desired a lease of the road. This allega-

(Special to News and Observer.) Oak Ridge, N. C., March 16 .- The Oak nell in Norfolk is not to stand a slight

"The facts in the case concerning the students, every man on it is paying his own expenses while at school. In other State's proxy in withdrawing from the on the shore was unimportant.

stockholders' meeting as testified from the of all "rounders" to play on our team stockholders' meeting had been transact-

ed and the question of the lease was mentioned, the State's proxy withdrew from the meeting to let the private stockhold-

ers discuss the lease question among themselves. There was no formulated proposition to lease the road before the CAROLINA BEATS BINGHAM. stockholders at that time, as the only bid that had been made, which was for one

and one-half per cent., had been refused outright by the State prior to the meeting of the stockholders. It was the Governor's wish to learn the views of the pri-

vate stockholders concerning a lease of (Special to News and Observer.) the road, but at no time was it considered Chapel Hill, N. C., March 16 .- Carolina to lease at the low bid of one and onedefeated Bingham School here today by half per cent., and the wisdom of the aca score of 15 to 3. Though the score was tion of the State in refusing that proponot at all evenly matched the game was sition has been fully demonstrated by fairly snappy and interesting. The visitor, later events. Governor Aycock having in put up a good defense throughout the whole game. This was Carolina's first his possession bids to lease for 4, 5, 6 and tions of the Russians. game and it remains yet to be seen just 7 per cent.

The State has never said that it would not lease the road, but has held out consistently for a fair and reasonable return for the lease of the property and the better propositions now in hand are a com-

Harris and Hobgood. Bingham, Howard cept the cheap offers made him. Finch my. et ais, in their great anxiety to get con-

Umpire, A. L. Cox. Time of game, an trol of the property have halted at nothing, but through their gross misrepresen-

tation of fact may serve to obtain a temporary receivership without notice from a Federal Court it will not bear the light of a full investigation and when the facts

are adduced it s confidently i expected that there will be a dismissal of the receiver-Austin, Texas, March 16 .- Suits for al-Ware Says 'Twill Save Old Soldiers leged violation of the Texas anti-trust ship and a return to the State of its own, law were filed today under the direction

#### of State Attorney General Bell, against Higgins Accepts a New Position.

(By the Associated Press.)

Southern Railway, with headquarters at Washington, has accepted the position of

later.

#### Yale's Games South.

(By the Associated Press.) New Haven, Conn., March 16 .- The

visited facts and figures, the most important of been seen west of the Yalu.

destroyed, though most of the damage

leaving their bounds.

They See Seven Russian Ships.

Tokio, March 16 .- Tokio is unadvised egarding the naval plans and movements

Advices from Feng Huan Cheng, about (Special to News and Observer.) sian troops are showing an admirable spir it in surmounting the difficulties and hardships of the march over the frozen tracts dent on the Washington and Plymouth all his colleagues.

### Plans to Meet War Expenses.

(By the Associated Press.)

Tokio, Wednesday, March 16 .- The Cab-

Antung, but since then no Japanese have which is that tin ore is there, in great Gaines, of Tennessee. "One of these two chunks and any one can go and see it subsidized railroads (Southern and L. and The continued attacks of the Japanese for himself. The owner of the property N.) runs right through my town, and I have compelled the steady occupation of has refused more than fifty offers for it. denounce it as a steal and I'm against

house of cards built up before Judge Pur- the Liao Tung peninsula. The last bom- He has sold one car load of twenty tons it." bardment of Port Arthur rendered every for \$10,000 cash. Tin ore is scarce and Mr. Kluttz, of North Carolina, said he Ridge baseball team leaves tomorrow and flaw of wind, much less the hurricane of safe Residents essent that for the fortress of Port Arthur unwill play the University Thursday, Trini-disapproval from the public which has safe. Residents assert that fragments of and to be sent there to estimate the united states. Japanese shells fell everywhere, and that being no smelter in the United States. Southern was unnecessary. Mr. Robinson Options are being taken on land all replied that the Assistant Postmaster around this property by a syndicate of General in charge of the railway mail Asheville capitalists and others from Mich- service had often so reported, and he Foreigners choosing to remain in the igan. In fact these parties are making read from some of these reports, adding nterior must now sign an agreement re- bids for mining lease on all the land that in former Congresses every influence State's proxy, Mr. J. W. Grainger, are as State's proxy, Mr. J. W. Grainger, are as follows After the regular business of the that a special pass is necessary when that that part that the total part that the total part that the total part that the total part to be a special pa Mason are among the Asheville men who this end in view. He thought now that have recently inspected the , property, there was a revulsion all over the coun-Judge Stevens was asked whether or not try against "graft," "boodleism" and cor-

he was interested in a syndicate which ruption in the postal service it was time proposes to purchase and operate prop- to look into, and put a stop to, this parerty in the vicinity of this mine, but reticular phase of it. Mr. Crumpacker (Rep.), of Indiana, arfused to make any statement on the sub-

gued to the same effect. He called at-With the \$10,000 made out of the mine tention to the fact that out of all the netthe owner is putting in machinery and work of railroads throughout the counemploying men to get out the ore. One try only two were getting a subsidy for boulder recently excavated weighs more carrying the mail. Late this afternoon a telegram reached than 2,000 pounds and this is to be sent touching the cost of the railway mail the Navy Department saying that seven to the St. Louis world's fair. The ore is service, argued that the roads concerned found in a vein that is encased in a were passing through rich territory, dotted kaolin deposit. Outside the vein, ore appears in small particles over an area half mile wide, mixed with the clay soil. lowance of the government for carrying For a long while the mining has been the mails justified the running of the carried on in a crude way, and the big trains without subsidies. "Is it to go on ily determine the whereabouts and inten- strike was made about a month ago, but for ever?" he asked.

every effort has been made to keep the Mr. Crumpacker favored withdrawing the subsidy now and giving the nearly

"I come now to the tobacco," said Senator Simmons, of North Carolina, in a Passengers Were Hurt.

speech in the Senate. Whereupon Senator Pettus, of Alabama,

\* \* \*

the oldest man in the Senate, dragged Washington, N. C., March 16 .- There a black plug from his coat-tail pocket and came near being a serious railroad acci- took a chew that was the admiration of \* \* \*

branch of the Norfolk and Southern railroad yesterday afternoon near Pinetown. "That investigation committee is going One of the passenger coaches was derailto have a hard time making the whiteed and several of the passengers hurt, wash stick on some of the cases." Reprenone seriously. The train was bound sentative Fitzgerald said to Representafrom Plymouth to Washington. The only tive Ruppert.

"Might add a little mucilage to the mixreason why the accident was not more inet after a conference with the Elder serious was due to the fact that the train ture," suggested Mr. Ruppert.

Statesmen and other political leaders, has decided to submit proposals for the ex-tension of the station at Pine-"Sadam" Bede of Minnesota, is a new tension of the tobacco monopoly to in- there was a bumping sensation and withmember of the House, and his name did clude manufactured tobacco and the crea- out a moment's warning the passenger not appear in the list of Representatives tion of a salt monopoly to a special Diet coach was overturned. Several of the printed in the special Postoffice report. convening on Friday next. The Cabinet passengers were bruised, cut and consid- "The chaplain of the Senate was invite "The chaplain of the Senate was invited has decided also to suggest increases in erably shaken up. Mrs. Harry Lindlay, to come over and open the House," said General Manager of the New York, New taxes amounting to 68,000,000 yen. The of the Lindlay Dramatic Company, who Mr. Bede, at a dinner Saturday night. has been issued in a long time. It there is alleged also that the defendants are is no contrary evidence and all other legal trying to restrict trade, and for this a requirements have been met, claimants for penalty of \$17,500 is asked from each.

though it is probable he will not be able mated at 156,000,000 pen. The govern- ly in the breast by glass and also on the "And I think He is doing so," added o assume his duties until a few days ment plans to meet the expenditures to face. Mr. Bede, "for everybody else is looking

the end of March with 100,000,000 yen When she was rescued she was found down on us just now. from exchequer bonds just sold; 25,000,- lying through one of the windows of the "All my friends who were in the Post-900 yen from the special funds and 31,- car next to the ground. office Department are in the peniten-000,000 yen to be raised by a temporary One gentleman passenger was cut bad- tiary," Mr. Bede said. "They are men, loan. The expenditure on account of the ly on the leg. All the rest of the pas- too, who are not lacking in patriotism,

war from April next to December inclu- sengers escaped. The wounded were tak- and while they won't be able to see many sive is estimated at three hundred and en to Pinetown, where they received med- of the stars, they'll at least have an op-New Haven, where they received med- of the stars, they'll at least have an schedule of haseball games to be played eighty million yen, besides a special war ical aid. The passengers were brought to portunity of seeing plenty of stripes." FRED L. MERRITT.

ing in the United States courthouse here. and the government a great deal of money of the 190,000 miners in the States, order dismissing McBee, which has and time. He said it was baced on the very about fife. No man objects to being assured that The order dismissing McBee, which has and time. He said it was based on the voting it is estimated that about 135,000 yea in war taxes; were not killed. There were about fif- he is not in it when fail is the subject of the train of the tra 7,000,000 balance on ordinary annual re- teen passengers on the train at the time. of conversation.

of East Manchuria.

45 miles northwest of Wiju, say the Rus

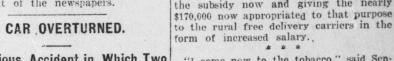
# (By the Associated Press.)

of the Russians, and is in doubt whether he remnant of their fleet is still at Port Arthur os is en route to Vladivostock, Russian ships have been reported as passng Fort Lazareff. The report was not reumstantial. It did not give the character of the ships or the direction in which they were sailing. It is anticipated that the Japanese, by their activity, will speed-

matter out of the newspapers.

ject.

A CAR OVERTURNED.



## Pert Arthur, March 16 .- Everything is A Mysterious Accident in Which Two

Port Arthur Gets a Rest. (By the Associated Press.) tion in refusing to fall over himself to ac- quiet here. There is no sign of the ene-

tion is learned to be untrue, as are a word With Which They Start Out. great many of the other charges in the complaint, and the liquid air operator's

R. H. E.

day. The team is composed entirely of words, Oak Ridge carries no "induced"

Snappy Game.

For Violating Anti-Trust Law.

(By the Associated Press.)

the Fidelity and Guaranty Company of

man nor professionals. The decision to ignore the application