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The News and Observer.

THE WEATHER TO-DAY: For The City: OCCASIONAL SHOWERS.

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COMING TO REST IN AMERICAN SOD

France Delivers John Paul Jones' Body.

AN IMPRESSIVE SCENE

After the Ceremonies in the American Church on the Avenue Del Alema the Body is Delivered to Admiral Sigsbee for Transportation to America.

(By the Associated Press.)

Paris, July 6.—In the presence of highest dignitaries of France the diplomatic representatives of many foreign governments and civil and naval officials of the United States, the body of Admiral John Paul Jones was today formally delivered to the United States government. The ceremony was impressive, with brilliant military and naval pomp in which the soldiers and sailors of France and the sailors of America united in rendering honors to the illustrious found. of the American navy. The occasion was unique and probably without parallel as the funeral was that of a revolutionary hero who had lain neglected in a foreign grave for over a hundred years.

Seldom has an event awakened such widespread interest in the French capital. Dense throngs packed the Champs Elysees and other principal thoroughfares to witness the imposing cortege for which the elaborateness of its military features equalled the martial display on the occasion of the visit of King Alphonso.

The ceremony of delivering the body was held in the American church on the Avenue Del Alimo at 3:30 o'clock in the afternoon. The interior of this Gothic edifice was beautifully decorated with plants and flowers. At the foot of the chancel rested the casket wrapped in an American flag and literally buried in masses of floral emblems.

At the right of the altar sat Ambassador McCohmick, Senior Special Ambassador Porter, Junior Special Ambassador Loomis, United States Senator Henry Cabet Lodge, Rear Admiral Sigsbee and other officers of the American squadron.

Across the aisle sat Premier Rouvier with other members of his cabinet, practically the entire diplomatic corps and officers of the army and navy. The members of the diplomatic corps were in full uniform. Scores of American sailors in the navy on either sode of the altar gave a fitting background to the imposing scene.

The Body Delivered.

After brief religious services General Porter, wearing evening dress accordingto the French custom, with the red sash of the grand cross of the Legion of Honor across his breast, advanced alongside the masket and formally delivered the body to Mr. Loomis, as the representative of the United States government, who accepted it in the name of the government and commissioned Admiral Sigsbee to transport it to the United tSates.

As the surpliced choir sang "My Country, 'Tis of Thee" the entire assemblage arose and oined in the strains of the patriotic hymn. Eight brawny sailors from the Brooklyn then stepped forward and raising the casket on their shoulders bore it slowly from the church to the waiting gun carriage. This was draped with the national colors and was drawn by six black horses.

The cortege was now formed and proceded to the Esplanade Des Invalides.

Arriving at the Esplanade an imposing picture was presented. The French government had erected a large pavilion in which to deposit the coffin. The pavilion was richly hung with crimson velvet, with martial emblems and battle axes, entwined flags and a row of brass field pieces along the front.

The casket was deposited in the centre of the pavilion while the cortege passed, rendering military honors. Later it was borne to the Invalides railroad station and placed in a funeral car where, guarded by French and American sailors, it started for Cherbourg at 10 o'clock tonight.

Cheering the Americans.

(By the Associated Press.)

Paris, July 6.—The unusual sight of a detachment of Unite States sailors and marines swinging through the central thoroughfares of Paris today aroused great interest and brought out an enthusiastic ovation from the crowds along the line of march. The American naval contingent numbered five hundred and presented a fine appearance as they emerged from the station. They were uniformed as a landing party, wearing the regulation gaiters and carrying rifles with fixed bayonets. They were escorted to the military school by a battalion of French infantry.

All along the route the streets were lined with dense crowds eager to see the Americans. Women waved their handkerchiefs from patriotic places and there was a continuous shout of "Vive Les Americans."

The Americans made a most favorable imoression by their sturly bronzed appearance and the smartness of their movements.

The Yachts Sail North.

(By the Associated Press.)

Norfolk, Va., July 6.—All of the yachts which came here in the races of the Brooklyn Yacht Club from Gravesend to Hampton Roads and which participated in the Hampton Roads Yacht Club's inter-Atlantic regatta sailed north today, some by the outside route and others by way of the inland waterways. Up to 8 p. m. the Wayward was the only yacht to pass out of the capes.

THE LAW TO BE TESTED.

Creating Office of Auditor for Buncombe County—Coming Shake Up at Biltmore.

(Special to News and Observer.)

Asheville, N. C., July 6.—It was learned today that the law creating the office of auditor of Buncombe county would be tested. The suit will likely be brought by Register of Deeds Fortune for this county, his office being affected. The new auditor is paid in part by emoluments that formerly went to the register's office.

Rumor of an impending shake-up on the estate of George W. Vanderbilt and the slating of more than one of the heads of departments for removal has stirred the erstwhile quiet village of Biltmore, and the principal topic of conversation in that burg now has to do with this subject.

It is said that these changes will be effective at the close of the estate's fiscal year in November and that Mr. Vanderbilt will give his personal attention to affairs on the estate.

Burns and Kelly to Fight.

(By the Associated Press.)

Portland, Oregon, July 6.—Tommy Burns and Hugo Kelly, of Detroit, have signed articles to fight at Los Angeles on July 25. They will weigh in at 158 pounds at three o'clock the day of the fight. Burns and Kelly fought a draw at Detroit.

DEAF AND DUMB

Convention of Teachers Opens Saturday at Morganton.

(Special to News and Observer.)

Morganton, N. C., July 6.—The instructors of the deaf and dumb, coming from all points of the nation, will gather here Saturday in the seventeenth annual convention of their association:

Saturday evening will be devoted to the work of organizing. The address of welcome will be delivered by Lieutenant-Governor Francis D. Winston and the response by some member of the convention. The following is the program of the convention:

Monday, July 10.—Address by the president, Dr. E. M. Gallaudet, of Washington. "English from the Beginning," Dr. Robert Patterson, Columbus, Ohio, followed by general discussion; "Foundation Work in Arithmetic," Superintendent F. D. Clarke, Flint, Mich.; "Instruction of Backward Children," Miss Julia A. Foley, Mt. Airy School, Philadelphia.

Tuesday.—"Oral Work in the Lower Grades," Miss Caroline R. Smith, Council Bluffs, Iowa; "Speech-Teaching in Gallaudet College," Prof. Percival Hall, Washington; "Work With Beginners," Miss Sarah Fuller, Boston, Mass.; "Oral Chapel Services," (illustrated by oral recitations in concert by groups of pupils) conducted by Mr. Erwin G. Hurd, of Morganton; "Oral Work in the North Carolina School," Mrs. Anna C. Hurd, Morganton; "Iowa Method of Teaching Language," Miss Margaret A. Watkins, Council Bluffs, Iowa; "The Division of the Pupil's Time," Superintendent R. E. Stewart, Omaha, Neb.; "Social Life of the Children in the Institutions," Superintendent R. O. Johnson, Indianapolis, Ind.; "Sunday Life in Institutional Schools," Superintendent Wm. B. Hare, St. Augustine, Fla.; "Statistics of the Deaf and the Blind," Pearl Lange, Delaven, Wis.; "Few Trades or Many," Superintendent F. D. Clarke, Flint, Mich.; "Conducting Industrial Classes Along With the Practical Work of the Industrial Departments," Zach B. Thompson, Council Bluffs, Iowa; "How to Make Beginnings in Agricultural Work," Chas. P. Fosdick, Morganton; "Modern Methods and Equipment in Our Industrial Departments," Phil. L. Axling, Seattle, Washington.

Thursday.—The morning session will be given over to the kindergarten section, the programme of which has not yet been completed. In the afternoon, the members of the convention will be given an excursion to Asheville and Biltmore. The evening session will be given to the election of officers and miscellaneous business.

Friday.—"Fruits of a Long and Rich Experience in the Class Room," Weston Jenkins, Talladega, Ala.; "Geography and History in Graphic Representation," Francis E. Gillespie, Mystic, Conn.; Oral section, first grade work, illustrated by three pupils, Miss Jessie Ball, Morganton; third grade work, illustrated by three pupils, Miss Mabel Haynes, Morganton; intermediate work, reading, speech-reading, mental arithmetic, illustrated by seven pupils, Misses E. T. Welch and N. McDaniel, Morganton; advanced work, recitations in general and physical geography and arithmetic, illustrated by pupils, Edwin G. Hurd and E. F. Mumford, Morganton; papers will also be read by Miss Calar L. Bell, Hartford, Conn.; Mrs. C. Dudley, Fulton, Mo., and Mrs. J. Scott Anderson, Washington Heights, New York.

Fishing at Morehead.

Atlantic Hotel, Morehead City, July 6.—The fishing parties are increasing. A party of Winston and Greensboro visitors brought in over 250 fine mackerel and trout today.

There are nearly four hundred guests in the hotel at this time, and a large crowd arrived tonight. Friday and Saturday will find nearly two hundred other guests who have engaged rooms.

A man has clothes to put on; a woman to show off.

ONE DIVORCE LAW FOR THIS NATION

Judge Pritchard Would Protect the Home.

SPEECH AT TOXAWAY

Memorial Addresses by Various Members of the Bar Association. Large Numbers of the Lawyers of the State Present. The Opening Events.

(Special to News and Observer.)

Lake Toxaway, N. C., July 6.—The meeting of the State Bar Association here is now in full swing, the attendance being the largest in its history and the interest in the proceedings being all that the most sanguine could desire.

Among the principal events of the day were: The strong, logical and elaborate discussion by Judge Pritchard on the relation of the State and the federal courts, in the course of which he advocated a federal divorce law; and deeply impressive memorial services which were held in honor of members of the association who had passed away since the last annual meeting.

An address in memory of Col. H. C. Jones was delivered by Col. Tillett, one in honor of Charles F. Warren was spoken by E. S. Simmons. A tribute was paid to the life and character of Hon. W. A. Dunn by Judge McRae, while Messrs L. S. Overman, S. H. Isler, C. B. Watson, F. H. Busbee, W. S. O'B. Robinson and others followed Col Tillett in his address on Col. Jones. Memorial speeches were delivered by Col. Davidson, Kope Elias and others on Mr. Warren and by Hon. John E. Woodward and Lieutenant-Governor Winston on Mr. Dunn.

Among the features of the night session was an excellent address by Chief Justice Hill of Arkansas.

JUDGE PRITCHARD'S ADDRESS.

Judge Pritchard's address this morning commanded the rapt attention and deep interest of all present. In speaking of the relations of the federal and state courts and in advocating a federal divorce law, he said in part:

"There has been more or less controversy as to the jurisdiction of the Federal courts, but the whole subject is regulated by statutes which have received the careful consideration of the highest courts of the land, as a result their jurisdiction is well defined, except as to some questions which are yet to be determined. These questions are of the utmost importance, and upon their proper solution depend in a large measure the peace and welfare of the American people.

"In order to determine the jurisdiction of the United States courts certain questions relating to the same must be made to appear in the record at the time suit is instituted: First, it must affirmatively appear that there is a diversity of citizenship, that is to say that all of the parties arrayed on one side of the controversy must be residents and citizens of a State other than the State where the action originated. It must appear that either all of the plaintiffs or all of the defendants are residents and citizens of the State where the action is brought, or that all of the plaintiffs must be residents and citizens of the State where the action is instituted, and all the defendants residents and citizens of the State other than where the suit is brought, or vice versa. It must also appear that the matter in dispute exceeds the sum of two thousand dollars exclusive of interest and cost before the United States courts can assume jurisdiction. Of course there are many instances wherein the United States courts have jurisdiction to which I will not refer on this occasion, inasmuch, as I do not desire to tax your patience with a discussion of such length as would be necessary to comprehensiveiy state the entire scope of the courts' jurisdiction, hence it will only be my purpose to discuss in a general way those matters with which we most frequently come in contact.

"The Federal courts will also take jurisdiction of certain controversies instituted in the State courts upon a proper showing. First, cases where there is a diversity of citizenship and the jurisdictional amount is involved. It frequently occurs in cases of this kind that suit is instituted against several defendants, some of whom are residents and citizens of States other than where the action is commenced. When the question of removability depends as to whether there is a separate controversy, and if it should be made to appear that there is such a controversy, then that portion of the suit which is instituted against the non-resident defendants can be removed to the Federal courts and tried separately and independently of the cause of action against the local defendants, otherwise the petition for removal will be denied. The second class of cases instituted in the State court removable to the United States courts for trial are those wherein the non-resident defendants or any of them upon proper application make it appear to the court that they cannot obtain a fair and impartial trial of the cause in the State Court on account of prejudice and local influence. There is this distinction between cases which are sought to be removed on account of diverse citizenship and those sought to be removed on account of prejudice and local influence; viz: where it is sought to remove a case on account of diverse citizenship the application to remove the same must be made before the time when the defendant is required to answer under the State practice; and it must appear that all of the defendants are residents and citizens of another State, except as heretofore stated, in cases of separable controversies, while the act which authorizes the removal of cases on account of prejudice and local influence among other things provides that "any defendant, at any time before the trial thereof," may upon proper showing have the case removed to the Federal court. Therefore, even though a number of citizens of the State where the suit is instituted may be joined as defendants with non-residents, such joinder cannot deprive the non-resident defendants or any of them of the right to have the case removed to the Federal Court. Where a case is removed from a State to the Federal Court, if for any reason, the plaintiff is in doubt as to whether the Federal Court has jurisdiction of the subject-matter of the controversy he may make a motion to remand the cause to the State Court, and it then becomes the duty of the court before whom the same is pending to decide the question as to whether the court in the first instance had jurisdiction, and if the court should be of the opinion that it did not have jurisdiction the case should be remanded to the State Court for trial. There can be no review of the court's action in such cases, unless it should appear at some stage of the proceeding that the validity of the Constitution of the United States or some other Federal question is involved in the controversy, and in that event the defendant would be entitled to a writ of error for the purpose of having the same reviewed by the Supreme Court of the United States, after the highest court of the State had passed upon the questions involved. On the other hand, if upon

(continued on page six.)

DEATH OF A HERO

Farthest to the Front at Gettysburg.

Lieutenant T. D. Falls, Dies at His Home in Cleveland County. Mourned by Community and State.

(Special to News and Observer.)

Shelby, N. C., July 6.—Lieutenant T. D. Falls, of Fallston, Cleveland county, died at his home on the evening of the sixth and was buried at the family cemetery near his residence today. Lieutenant Falls was a member of Company C, Fifty-fifth North Carolina regiment during the Civil War, and won for North Carolina the well deserved and coveted distinction of "the farthest to the front at Gettysburg." Lieutenant T. D. Falls, Captain Satterfield and Sergeant Whitley were the three Confederates who took a stand farthest to the front there, and of these the indiations are that Lieutenant Falls is the one man of the Confederate army who was the first.

As a soldier he was thouhful, yet brave, fearless, never considering his life too dear to give for his country. For a number of years past he had resided at Fallston, Cleveland county, comfortably located in his country home with sufficient of this world's goods to make life pleasant. About a week ago he fell from his wagon, sustainin a severe blow on the head. Concussion of the brain set in and death followed. In his death Cleveland County loses one of her best and most respected citizens, while the State loses one of the bravest of her Confederate veterans and one man of all the Confederate army who took the farthest stand to front at battle of Gettysburg.

THE CONVENTION AT GASTONIA.

Rev. A. S. Rogers, of Rock Hill, Elected President.

(By the Associated Press.)

Gastonia, N. C., July 6.—At the morning session of the convention of the Young People of the Association Reformed Presbyterian church, Rev. Dr. J. Knox Montgomery, of New Concord, Ohio, conducted the devotional exercises, which were followed by the opening address, delivered by Rev. William Duncan, of Charlotte, on "a Revival of Religion."

The nominating committee recommended the following officers, all of whom were elected:

President, Rev. A. C. Rogers, of Rock Hill, S. C.; vice-president, J. A. Russell, of Charlotte; secretary, Mrs. Willis . Douglass, of Due West, S. C.; press secretary, Julian S. Miller, of Charlotte; railroad secretary, Major W. W. Boyce, of Rock Hill, S. C.; treasurer, J. T. McGill, of Gastonia, N. C.

The address of the morning was delivered by Rev. R. J. Miller, of Pittsburg, Pa., editor of the Christian Union Herald, an organ of the United Presbyterian church. He talked on "Our Heritage."

This afternoon's program consisted of a conference on Y. P. C. U. work, led by Rev. J. J. Kennedy, of Alleghany, Pa.

There are now about three hundred delegates in attendance.

Why, Miss May, You're a Daisy.

(By the Associated Press.)

London, July 6.—Miss May Sutton, of Pasadena, Calif., today emerged victorious from the big entry for the premier ladies' tennis honor of all-England, defeating by consistent work throughout, all the aspirants for the championship now held by Miss D. K. Douglas, who on Saturday next will meet Miss Sutton.

In the doubles today the Britishers, S. H. Smith and Frank L. Riseler, defeated the Australians, Norman Brooker and Walter Dunlop, thus eliminating all but Englishmen from the men's all-English championship.

BERNARD BOBS UP IN NORFOLK

To Eastern Carolina to Consult Counsel.

ARE YOU GUILTY, MAN

To this no Direct Answer is Given. He will Decide Later Whether to Return and Face the Charge. A Hunted, Restless Air.

(Special to News and Observer.)

Norfolk, Va., July 6.—Claude M. Bernard arrived here this morning on board the Washington boat and spent several hours in this city. There was little about his manner or make-up to suggest to the casual observer that he was a fugitive from justice or a missing principal in an affair that had created the most widespread sensation in recent days in his native State.

Where he came from or where he is going cannot be ascertained. At Old Point Comfort he boarded the boat and, beyond the admission that he spent the day and night before at that place, he said nothing that suggested the possible locality of his sojourn since disappearing from Wilmington or his probable destination save the fact that when he left here at noon he said he was going to Eastern North Carolina, where he says he will confer with counsel and then decide whether or not he will return home and face the charge against him and contest the suit for damages now pending.

The charge against him of gross immorality he was not disposed to discuss. He said that for the time being he had nothing whatever to say about the matter, that in the minds of those interested irrevocable conclusions had been reached and therefore he deemed it not expedient to discuss at this time a matter of so vital importance to himself as well as others. To the direct inquiry of your correspondent as to whether or not he was at all guilty of the charge of immorality, he refused to speak as to his guilt or innocence except to say that his connection with the affair had been greatly exaggerated. He stated that he was on his way to Eastern North Carolina to consult counsel in reference to the suit which had been brought against him at Raleigh. In this connection he stated that he would welcome the removal of that case to Virginia, as he could not possibly get justice done him in North Carolina.

Speaking of Dockery Bernard expressed great sympathy for him and referred to his assailant as a cowardly cur. He further stated that if necessary he would be willing to spend his entire fortune in Dockery's defense.

Bernard looks not the best in the world. While he does not bear any marks to suggest that he has fared hard since his departure, there are nevertheless conspicious evidences of anxiety in his countenance, and, while he is beyond the process of civil courts of North Carolina so long as he remains out of the State, he showed unmistakable signs of crucial suspense and, despite his self-evident resort to liquor, he was apparently far from perfect peace physically or mentally.

STAMPEDE IN A CHURCH.

Sleepers Gave Way Under Thronging Negroes—Almost a Tragedy.

(Special to News and Observer.)

Wadesboro, N. C., July 6.—The Fourth of July came very near being a fatal day to some in the immense crowd of colored people which had gathered at Gatewoods Station church, about six miles south of Wadesboro, for the purpose of having a Masonic picinc. A great crowd was there from all parts of the country, and it was a red letter day amon the colored race. There were several addresses and other things to muse and entertain. Rev. McCoy, a noted colored preacher from Fayetteville, was the orator of the day, and had just about reached the climax of his eloquence whenit began to rain and the wind blew, and thundering and lightning drove the rest of the sons of Ham into the already crowded building and packed it to its utmost capacity.

All at once there was an awful crash, and simultaneously there was a peal of thunder and flash of lightning. The immense crowd stampeded and made a mad rush for the doors and windows, falling over each other and tramping down women and children in their eagerness to get out before any one else. After the pandemonium and rein of terror was over it was found that the sleepers had given away and the floor had fallen in. No one was seriously hurt, but quite a number of women and children were bruised right badly.

Negro's Dead Body Found.

The dead body of a negro by the name of David Thomas was found on or near by the railroad near Peedee station, this county. He had a gash in his head and the coroner held an inquest and the verdict of the jury was that the negro came to his death from a blow with some sharp instrument in the hands of some person or persons unknown to the jury.

Married on the Quiet.

Salisbury, July 6.—Miss Berta Crozier, who has lived here for several months with her sister, Mrs. C. P. Mulder, was married June 25 to Mr. George Brown in Jefferson City, Tenn., where she recently went on what was understood to be a visit, but in reality was to get married.

In Jefferson the two went out riding, found a preacher and were married. Mrs. Brown returned here, but leaves this week for Jefferson City, where her relatives there are as yet uninformed as to her marriage.

On the Diamond.

National League.

(By the Associated Press.)

Boston, July 6.—Corridon pitched a great game for Philadelphia today and won applause by his fearless handling of hard hit drives.

		R.	H.	E.
Philadelphia	0 0 0 0 0 0 0 0 2	2	7	0
Boston	0 0 0 0 0 0 0 0 0	0	5	1

Batteries: Corridon and Dooin; Young and Moran. Time 1:41. Umpire, Klem. Attendance 1,685.

Chicago, July 6.—Pittsburg's fielding was ragged today, but by hard hitting they won easily.

		R.	H.	E.
Chicago	0 0 0 0 0 2 0 0 0	2	7	2
Pittsburg	0 1 0 0 1 1 2 0 0	5	11	6

Batteries: Reulbach and Kling; Phillips and Carisch. Time 2:05. Umpire, O'Day. Attendance 4,300.

New York, July 6—New York easily won from Brooklyn today.

		R.	H.	E.
New York	4 0 1 0 0 2 0 1 *	8	11	0
Brooklyn	0 1 0 0 0 0 0 0 0	1	3	4

Batteries: Wiltse and Bowerman; Eason and Bergen. Time 2 hours. Umpire, Johnstone. Attendance 3,200.

Cincinnati, Ohio, July 6.—Brown was hit hard in the first inning and Cincinnati scored enough runs to win.

		R.	H.	E.
Cincinnati	3 0 0 0 2 0 0 1 *	6	9	2
St. Louis	1 0 0 0 0 0 0 0 0	1	7	2

Batteries: Ewing and Street; Brown and Zearfoss. Time 1:37. Umpire, Bausewine. Attendance 1,700.

American League.

(By the Associated Press.)

Detroit, July 6.—Detroit won the worst played game of the season from St. Louis today in the ninth.

		R.	H.	E.
Detroit	0 0 1 0 1 1 0 0 1	4	6	6
St. Louis	0 0 1 2 0 0 0 0 0	3	5	3

Batteries: Killian and Doran; Sudhoff and Roth. Time 1:50. Umpire, Sheridan. Attendance 1,200.

Philadelphia, July 6.—Hard sequential hitting enabled Philadelphia to win a well played game from Boston today.

		R.	H.	E.
Boston	0 2 1 0 0 1 0 0 0	4	11	2
Philadelphia	1 0 4 0 1 1 0 0 *	7	11	1

Batteries: Winter, Tannehill and McGovern; Coakley and Schreck. Time 1:55. Umpires, O'Loughlin and McCarthy. Attendance 5,336.

Cleveland, Ohio, July 6.—Chicago defeated Cleveland today, the two teams being again tied for first place.

		R.	H.	E.
Cleveland	1 0 1 0 0 0 0 0 0	2	7	1
Chicago	3 0 1 0 1 0 0 0 2	7	10	1

Batteries: Bernhard and Bemis; Altrock and McFarland. Time 1:33. Umpire, Connolly. Attendance 3,081.

Southern League.

(By the Associated Press.)

ontgomery, Ala., July 6.—A wild throw to third today gave Birmingham her only score. Attendance 1,000.

		R.	H.	E.
Birmingham	1 0 0 0 0 0 0 0 0	1	4	4
Montgomery	1 1 0 1 0 0 0 1 *	4	4	3

Batteries: G. Clark and Matthews; Hale and Milierick. Umpire, Pfenninger. Time 1:40.

Little Rock, Ark., July 6.—Becker lost his game in the first inning with an error which allowed two Memphis players to score.

		R.	H.	E.
Memphis	3 0 0 0 0 0 0 0 0	3	5	2
Little Rock	0 0 2 0 0 0 0 0 0	2	9	1

Batteries: Suggs and Hurlburt; Becker and Garvis. Umpire, Ehret. Time 1:40.

Nashville, Tenn., July 6.—Atlanta took both games of a double header today. Nashville could do nothing with the visiting pitchers.

		R.	H.	E.
Nashville	1 0 0 0 0 0 0 0 0	1	3	3
Atlanta	4 0 0 0 0 0 3 0 0	7	9	0

Batteries: Herman and Accorsint; Moren and Archer. Umpire, Black. Time 1:15.

Second game.

		R.	H.	E.
Nashville	0 0 0 0 0 0 1 0 0	1	8	2
Atlanta	0 0 1 0 3 0 0 0 0	4	11	0

Batteries: Bailey and Kellackey; Barnum and Shea. Time 1:45. Attendance 900.

South Atlantic League.

At Jacksonville, Fla.

		R.	H.	E.
Macon	0 0 0 0 0 0 1 0 0	1	6	1
Jacksonville	0 0 0 0 0 0 0 0 0	0	6	3

Batteries: Spade and Harnish; Chappell and Robinson. Time 1:35. Umpires, Kelly and Byron. Attendance 800.

At Columbia, S. C.

		R.	H.	E.
Columbia	0 0 0 0 0 0 0 0 0	0	4	4
Charleston	0 0 0 0 1 0 1 1 0	3	9	2

Batteries: Ashton and Carson; Savidge and Munson. Time 1:40. Umpire, Keefe. Attendance 700.

THE LEANDERS WINNERS.

They Take the Final Heat in the Contest for the Grand Challenge Cup.

(By the Associated Press.)

Henley, Eng., July 6.—The Leanders, who were yesterday defeated by the Vespers, of Philadelphia, Pa., by a length, today won the final heat in the contest for the grand challenge cup, defeating the Belgian crew by 2 1-2 lengths in the splendid time of 6 minutes, 56 seconds. This is five seconds better than yesterday's, and is only five seconds outside the record.

Elon again carried off the ladies' plate, defeating Chriss College, Cambridge, by a length. Time 7 minutes, 12 seconds.

Kniaz Rported Blown Up.

(By the Associated Press.)

Odessa, July 6.—It is reported that the Kniaz Potemkine has been blown up near Theodosia.

Bad habits breed bad luck.

You can generally size up a man by the things he doesn't do.

COUNSEL ARGUE THE DEWEY CASE

The Matter Will Soon Reach the Jury.

SPEECH BY AYCOCK

The Judge's Charge will Follow this and the Case be Given to the Twelve. Reported Death of Juror's Child a Mistake.

(Special to News and Observer.)

New Bern, N. C., July 6.—A report was circulated on the streets yesterday evening that the child of A. McIntosh, a juror in the case of Thomas W. Dewey, the defaulting cashier of the Farmers and Merchants Bank of this city, was dying. Judge E. B. Jones immediately sent the juror home and dispatched a deputy to the house to ascertain the facts. Meanwhile the child was reported dead. However, she was found to be sick, but not dangerously so. Hence the juror returned this morning in ample time for the trial to proceed.

Mr. W. W. Clark for the State, opened the case in a strong and powerful argument to the jury as to the guilt of the defendant. He was followed by Mr. A. D. Ward, also for the defendant in his usual logical manner. Then B. L. Ward for the State, arose, making a strong appeal for the conviction of Thomas W. Dewey.

Judge Osborne then spoke in behalf of the defendant. It is useless to comment on his speech as his reputation as an orator and debater is unquestionable.

The next speakers were Hon. O. H Guion and Solicitor L. I. Moore for the State, both gentlemen doing themselves credit as well as credit to the State of North Carolina in prosecuting a violation of the law against our commonwealth.

At six o'clock ex-Governor C. B. Aycock for the defendant, arose to speak. A short time after he had been speaking one of the jurors became ill. Judge Jones allowed the juror under a marshal, a few moments out in the fresh air.

The day was very hot and the court house was crowded to its utmost, the galleries were entirely occupied by ladies to hear the distinguished counsels' arguments and Judge Jones' charge to the jury. Owing to the continued illness of the juror and the intense heat, at seven o'clock the judge announced that the court would take a recess until 8:30 o'clock, when ex-Governor C. B. Aycock would conclude his argument. The judge's charge will follow and the case will then go to the jury.

SHADE OF ISAAC WALTON.

Read of These Fishers at Morehead. Other Delights by the Sea.

Atlantic Hotel, Morehead City, July 6.—The fishing record made to date of this season is that of Messrs Parham, of Oxford, and Scott, of Mebane, trolling for blue fish, they ere out on the beautiful, shipie Mamie C. Daniels, Capt. Teen Piner, and brought in 123 large blue fish and a 34 pound sea roe. Mr. Tate, of Jackson, Tenn., brought in from the pier seven large sheephead, averaging eight and one-half pounds each. All parties are catching more fish than ever before caught at this season.

The ball room last night presented a lovely scene. There were forty-five couples participating in the german given by the young ladies complimentary to the young men of the hotel. Prof. Hyatt's celebrated orchestra of Baltimore, has thre more additions and is considered the finest hotel orchestra at any seashort hotel in the country.

The surf is crowded every afternoon, and the facilities therethis season are perfect. Two large shower baths have ust been added for the comfort of the large crowds every day. The sound bathing is perfect now, and one can see from 200 to 300 in at all hours of the day.

As to the table, it is Gresham's best and cannot be improved on, and the service in the dining room is perfect in all departments of the house It is on every lip that the Atlantic is run this season as never before and any one coming will meet with the glad hand of the manager, E. B. Gresham.

Two Baseball Men Released.

(By the Associated Press.)

Harrisburg, Pa., July 6.—Judge Weiss today dissolved the temporary injunction which had been granted by the Dauphin county court restraining Pitcher Wiltze and Outfielder Hayden from playing with the York trio-State baseball team.

The two players jumped their Baltimore contracts and the management of the latter organization sought to prevent them from playing with the York team.

A Schooner Damaged.

(By the Associated Press.)

Portland, Maine, July 6.—The three masted schooner Melissa A. Willey, of Thomaston, Maine, from Clark's Island, for Norfolk, was towed into the harbor this afternoon in a damaged condition. Her jib boom and headgear had been carried away by the collision with the schooner W. D. Hilton from Bangor, Maine. The Hilton sustained damage to her port side and is leaking.