nesday fair and colder.

fresh south winds be-

coming west.

The News and Observer.

Weather Today

Rain Tuesday; Wednesday fair and colder, fresh south winds be-

VOLUME LXXXIV NO. 124

RALEIGH, N. C., TUESDAY MORNING, OCTOBER 8, 1907.

PRICE 5 CENTS.

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rage by Judge Long

to Boarding House and Dr. Rowland Says That He Will Con-

> tinue to Practice Here After a Visit to Vance County.

wife, Lillie M. Rowland, and with Charles R. Strange, while Mrs. Lillie M. Rowland was yet his wife.

jury shortly after half past nine o'clock on Sunday morning, there beand before retiring the verdict was county over \$3,000. agreed upon. The tirst ballot was for a verdict of not guilty, and after a night's rest and breakfast word was agreed and he came into court. The ury had understood that Judge Long did not wish a verdict till the morning, as court had adjourned at mid-

The prisoners were present, with Cel. J. C. L. Harris, Major S. G. Ryan, Mr. T. T. Hicks and Mr. W. L. Wat-son, of counsel, Mr. J. N. Helding being detained at home, the State being represented by Solicitor Armistead Jones and Mr. Eimer M. Shaffer. The was made, the prisoners stood facing and quick on the heels of the Clerk of the Court's interrogation. "What say you for your verdict," ithe reply ame "Not Gullty."

The Rowlands had stood quietly valting for the words that meant life or death, and each was pale, Mrs. Rowland, all in black, her face drawn and wearied looking. As "Not Gallty" and then they fell on weeping, the tears coursing down their cheeks. nd in this weeping joined part of the crowd, after a demonstration that upon the desk and declared that such

ing after such a trial.

Weeping and Hugging For Joy. Long left the bench. Many in the witch had been turned and locked, crowd were crying, the tears of Col. P. C. L. Harris and Mr. T. T. Hicks the switch really remained open. bracing, while Col. Harris put his day Sunday. Large crowds from here arms around the three and all wept, went down to see and take photo-Mrs. Rowland and Mrs. Le Van crying out foully in their joy. Dr. Row- graphs of the debris. land or thurd his weeping while his enturness and the crawd pressed nhout s'ucking hands with him and Mrs Rowland After this Dr Rows marning a shocking death occurred Should are Man Howland went to the a short distance this side of South members of the jury and shook their Rocky Mount. The northbound pas-bands. There has been much sharp senger train that passes. Wilson at and unfavorable criticism upon the Lab a m. ran into an open switch, applause and cheering in the court crashing into a locomotive standing

street to Dr Rowland's office in the party, besides the two just released and some of their coursel being Mr. David H. Gill, of Vance county, nucle in the case since Dr. Rowland's arrest, another uncle, Mr. J. A. Gill of ers, Messrs. H. L. R (whale and J. brother-in-law, Mr. H. A. Rogers, of Franklin, and Mrs. Rowland's sister,

Were Not Welcome Guests.

Mrs. Rowland were in the house, the landlady let it be known that she did not wish this and Mrs. Le Van baving packed up the party left for Ler Rowland's office.

Dr. Rowland to Practice Here. tice of my profession in Raleigh," home was at Teacheys, in Duplin said Dr. Rowland between twelve and county, where his father and other one o'clock Sunday in his office. "I members of the family live. am glad to be free and out of jail. A little daughter of the deceased which as not been a pleasant summer lives at Manchester, Va., where Mr. resort. My wife and I will leave this Boney made his headquarters until a afternoon for my uncle's home in short time ago and where he is well Vance county where we will spend a known, being a prominent member few days and we will then go to the of the Order of Elks in that city. Jamestown Exposition on a short A very handsome floral tribute was wisit, after which we will come back sent from the Wilmington lodge to to Raleigh where I shall continue to be laid on his casket and a commit-occupy these offices and to practice tee from the branch of the order in medicine. I am feeling in good health this city attended the funeral.

and fine spirits and believe that I can make a living here, and I am going to make this my home."

Moving Out of The Jail. After the first visit to the office Dr. Rowland, his wife and their kinspeople all went to the jail and gathered together the personal belongings of the two who for many months had been in jail. Chairs and pillows and dress suit cases and packages were all briught out and carried across the Applause Termed an Out- street to Dr. Rowland's office, where Elections the party remained till nearly one o'clock, Mr. T. T. Hicks, of counsel, remaining with them

Plowers To Mrs. Rowland. Dr. and Mrs. Rowland, Mrs. Le Van and Mr. David Gill went to the depot in a one-horse hack. Dr. Rowland in his well-known blue suit sitting on the rear seat between his wife and Mrs. Le Van.

Shortly after they left the office a Rowlands Were Not Welcome Visitors landau came up with some flowers in A Broken Jaw and Bent Axle the for Mrs. Rowland from some friends. These were taken on to the depot and were there given to her. There were big bouquets, and while Mrs. Rowland carried one, this of white, another big bouquet, one of brilliant flowers, was carried by Mrs. Le Van.

The Rowlands and party bought tickets for Henderson, and left the "Not Guilty" was the verdict of the city on Seaboard train 66. It was jury as to Dr. D. S. Rowland and his on the sixth day of April, 1907, Engineer Charles R. Strenge died at his home on Franklin street with Dr. these words the law released its hold Rowland his attendant physician, aron the two for whose lives it had rested on May 20, 1907 for his murasked as the murderers of Engineer der by poison, Mrs. Rowland, the former Mrs. Strange being arrested shortly after as an accessory before The verdict was announced by the of October, six months later, that Dr. Rowland and his wife, Lillie M. Rowland, left Wake county jail.

ing nearly a hundred people in the of these two, including the coroner's each of the school districts. court room. The case had been given 'trial, the habeas corpus, the first trial them at midnight Saturday night, af, continued and the final trial has not yet been calculated, but it is estimatter an online week spent in the trial, ed that this case will have cost Wake

Train Wrecked at South Rocky Mount

solemn form of inquiry to the jury Engineer Boney Met Death Under His Over-turned Locometive-The Body Recovered From the

Wreckage Later.

(Special to News and Observer.) Rocky Mount, N. C., Oct. 7 .- The fell upon their ears the blood surged No. 81, which passes through here at into their faces, their eyes brightened, about two clock in the morning, was accepted on the lower part of the yard at South Rocky Mount early Sunshifting engine was smashed and the that had been let on the side of the Superior court. clapping of applause and cheering by togine of No. 82 was detailed and road and Mr. W. C. Olds, one of the some in the crowd. At this Judge handy torn up. Five mail clerks had occupants of the machine, was thrown Long struck sharply with his hand barely escaped by jumping when the from the machine to the ground and ingli 12.7 in which they were at work his cheek bone was broken and racwas crushed into a thousand pieces, tured. He is now in the Watts hoswould fire parties a hundred dollars The traineer on the passenger train, pital. His injuries are not of a very each who repeated it, stelling the however, was not so fortunate, and speriff to arrest any who offended his body was severely crushed and In the car at the time were Mr. while the court was in gession, that mangled, death occurring instantly. Buchanan Lyon, who owned the mathis was not a theatre, and that if His name is George Boney, and he is chine and was driving it: Messrs. W. he knew the men who made the dem- well known in Rocky Mount. His col- C. Olds. D. W. Levy. Eric Johnson and way stations, arriving in thisport ambition, the temperance forces oat artion that he would fine each a great fireman was injured so that he and W. L. Bryant, all friends of the morning, brought word of the North Carolina have never had a few of the passengers no other in- to town when the accident occurred, the army of Salvador. juries were received.

The wreck is said to be due to a de-Then there was a remarkable scene fective switch. It seems that the but the rall failed to move, and thus The work of clearing away the being shed freely. Mrs. Le Van. Mrs. wreckage was begun as soon as possi-Rowland and Dr. Rowland all em- ble after the wreck and continued all

(Special to News and Observer) Wilson, N. C., Oct 7 .- Sunday In the siding -killing the engineer, Charge Boney, and injuring the fire-The Bowlands left the court room | man ond four of the mall crew slightat once and soon went across the ly None of the passengers was seriously hort but all were considerably

The accident occurred near three of Dr. Rowland who has been active q clock but the body of the unforfunate engineer was not extricated from beneath his over-turned engine Vance, two of Dr. Rowland's broth, until nine o'clock Sunday morning. The deceased formerly lived in Wil-L. Rowland, of Franklin county, a sin and was familiarly known as

it will be remembered that just Mrs. Lena Le Van, of Ibwa City. Mis- after the "Wilson and Florence Short sourt, who has been with her sister that" was completed, fast time was almost constantly since the arrest what the railroad authorities wanted. The family group had chastered about The first train was run by an engineer the prisoners all during the trial and | who failed to make good. He was imwere present at the announcement of mediately removed and Mr. Boney was put on in his place and made the scheduled time required. Passen-Shortly after going to his office Dr. gers had no fault to find of him, but Rowland, accompanied by his wife because they considered him "a fast and Mrs. Le Van, went to the board- man." The railroad men soon found ing house where Mrs. Le Van has out his worth and reinstated him to been boarding, and went to Mrs. Le his old position which he creditably Van's room. Learning that Dr. and filled until he met his untimely death.

Boney Lived in Duplin. Wilmington, Oct. 6.-Engineer George Boney, who was killed in the wreck of the Atlantic Coast Line train at South Rocky Mount, was well known here, having made this city "I am going to continue the prac- headquarters for some time. His

Ordered Three Districts

Principal Items in the Resulting Damage-Poisoned Meat

> Distributed in the Road and Many Dogs Killed.

(Special to News and Observer.) Durham, N. C., Oct. 7 .- At a regular meeting of the board of education for the county, which was held today and wi! extend into tomorrow, the board approved the applications of special school tax for the districts in- to attend the uneral. terested. The matter now goes to the the fact, and it was on the sixth day board of county commissioners, in session, and the elections will be ordered. It is thought that there is a very fine The entire bill of costs of the trials chance of voting the special tax in

> patrons in district No. 8. Durham ter and trying to ascertain who had United States revenue law, the postal township and district No. 3, Oak have been made. Grove township. The requests are all the same, asking that a special tax ! of 20 cepts on the \$100 property valham county now has three special tax districts and if these are voted it will give a total of six districts with the special tax feature.

tax and to strengthen the schools in every way and to also establish for the districts named high schools, or schools that will give higher courses of study than the regular rural school. There is already considerable Claimed That It Was Done in Selfinterest in the districts named and the elections promise to be of more than usual interest. There are those who are fighting the move but Prof. C. W. Masey, superintendent of the schools of the county, is confident that all these of the special taxes asked for will be voted. The elections will be called for the following dates: No. 8 district, Durham township, Nov. 13; township, on November 20. Bounced Out of an Automobile.

There came near being an extremely morning. The shifting engine serious automobile accident on the serious nature but are painful.

The cap of Mr, Olds was blown off his head while the machine was coming along at a reasonable rate of speed and the driver Mr. Lyon, looked around to see what was the matter. There was a large pile of rock that extended into the road several feet. In that moment when Mr. Lyon was off his guard the machine plunged into this pile of rock. The machine went over to the rock pile, swerved to one side and the front wheels jumped a ditch. The axle was bent in double and one of the tires was smashed. The damage to the machine is not more than \$150 or \$20. The wonder of it all is, and the automobile people are of the same opinion, that every occupant of the car was not killed outright. The rock pile had been in the road for some time and some of those who travel that way have complained more than once and asked that it be removed. Mr. Olds hopes to be out in a few days.

Death of Alexander Holladay. Mr. Waiter Holladay received a telegram, today telling him, of the death of his brother. Mr. Alexander Holladay which occurred in New York yesterday. The announcement of his death was a surprise as his brother here did not know of his illness and had just returned from Norfolk where he went to attend the photographers' convention and to take in the Jamestown Exposition. Ho left tonight for Rapidan, Va., where United States District Court opened the remains of his brother will be interred tomorrow. The deceased was 24 years of age. Mr. Holladay had no term. particulars of the death of his brother the docket, that against Percy Fonthree school districts for elections on when he left here on the night train

Wholesale Dog Killing. that section distributed poisoned beet Judge Boyd this morning devileved a The applications came from school day who were looking into the mat- eral statute law offences against the

The idea of those who are pushing Horrible Murder of a Demented Man in Pitt

Defense But Shown That Killed Brother While Asleep.

(Special to News and Observer.) Wilson, N. C., Oct. 7-News was received here today of a horrible Atlantic Coast Line north bound train No. 10 district. Durham township, murder committed at the Jefferson brothers lived there-Tom and Jim Jefferson. Jim was demented. Tom killed him and claimed that he committed the deed in self-defense. Upon

> SCRAPPING AGAIN of Salvador.

(By the Associated Press.) San Francisco, Oct. 7 .- The Pacific

Judge Boyd Severe on Blockading Business

TWO DUTIES CONFLICT

Interests of The Public Give Way to in five miles of Greensboro Saturday Those of The Church—Marshal

Millikan's Experience as a Revenue Raider Begins Auspiciously.

By ANDREW JOYNER

here this morning for a two weeks ville, indicted for complicity in embezling the funds of the bank Charlotte in which Cashier Jones is News has reached the city that in now serving a sentence in the peni-Patterson township some person who tentiary, got the money and ran away, evidently had "it in for the dogs" in is set for Thursday of this week. along the road for two miles and that very elaborate charge to the grand nearly every dog in the section was jury following his usual lines of laying There were parties here to- down the law as to the various Fedpurchased poison in order that there law and so forth. The new matter might be prosecutions. No arrests in Judge Boyd's charge to the grand jury was relative to the now much talked of peenage question. He said it was contrary to law to make a citizen criminally responsible for a carry out a contract, and the violator was imprisoned or made to work out This being considered inconsistent with the Constitution of the United States that imprisonment for debt should not obtain, or that a citizen should not be deprived of his liberty for failure to meet a civil obligation the statute was framed and passed against "peonage." This statute applies now, he explained, that present condition in some parts of the country where great contractors and even farmers in the South were holding guard over employes or sending them to prison for failure to comply with their civil contracts. Judge Boyd further stated that he did not know of any form of this so-called peonage that was being practiced in this section, but if the grand jury knew of

In the major part of his charge, the evils of dickering in liquor, either by distilling or retailing, in connecton was running up and down the yard road west of the city last night when him on the head with a piece of acted by the government simply as a with hs nstructons as to what was exwas sharply consured by Judge Long. as usual when a head-on collision oc- an automobile being driven by Mr. stove wood while he was asleep. matter of revenue. Judge Boyd rethe foreman of the jury said "Not burred between it and No. 82. The Buchanan Lyon struck a pile of rock Tom was put in jail to await Pitt iterated his former strong condemnations of the traffic from a moral and economic standpoint, declaring that what are known as the State Watts and Ward laws have done more for Forces of Honduras Capture a City the upbuilding and progress of North Carolina in a material and moral aspect, whether it originally was promoted as a political move, than any other legislation in the past twenty years. This all goes to show that inmail steamer, San Jose, from Panama dependent of politics or of political hundred dollers, that such conduct died in a few hours. With the excep- owner. They nad beef out for a capture of the Port of Acajutla in the stronger asset than Judge Boyd, and might befit a ten-cent theatre, but tion of these two deaths and some drive on the road between here and latter part of September by the Hon- besides all this he practices what he not a court room on a Sanday morn- slight bruises to the mail clerks and Hillsboro and were on their way back duran land forces after a battle with has for the past five years as Judge preached. And he is not well re-

garded in some political quarters of his own political household.

One Excuse Goes. Several gentlemen called on the

jury asked to be excused. Mr. James Elwood Cox, of High Point, was the most conspicuous example. Judge Boyd said he had had the jury list revised and had selected busy farmers and business men to serve on the jury. Mr. Cox explained that he was chairman of a delegation of twelve trustees of the Friends' church in North Carolina to attend a session of the Friends' Church of the World, met in Springfield, Indiana, next week and he wanted to be present. The Judge, remarking that in this case it seemed that the government might interfere with some necessary religious duty on the part of a citien, excused Mr. Cox with notice that no excuse would be taken next court.

Millikan's First Capture

The curious part of the capturing afternoon and night of two blockade distilleries, and the placing of their operators in jail, was the experience of United States Marshal Jim Millikan. Although head of the Government's marshal forces years, he had never before been in active practice. Saturday the exigences of the occasion required his services, and he was witness for the Greensboro, N. C., Oct. 7 .- The first time of "capturing a still and its owner." The Marshal, however, honestly says that if two of his practiced deputies had been on the raid. The most important case on five instead of two conspirators would have been captured.

Crap Game Interrupted.

Yesterday afternoon two negro men were playing craps in a room on Davie street. Suddenly the whole neighborhood was aroused with cries of murder. It amounted to nothing. Bob Campbell, colored, had only shot Jim Crutchfield, colored, through the head with a pistol. Bob ran away and hasn't been caught. Jim had the good fortune to only have the pistol ball course his heading entering through the mouth. It missed the artery, and the doctor says he is safe (Continued on Page Seven.)

civil obligation. Illustrating this he cited that when New Mexico was taken A NEW UNION

for his creditor the obligation amount. Statesville Baptists Begin With Thanksgiving

Seven Candidates for Church Membership Baptized—The Building Attractive, Commodious and

Convenient.

(Special to News and Observer.) Statesville, N. C., Oct. 7 .- The congregation of the First Baptist church Nov. 15; and No. 3 district, Oak Grove place four miles from Farmville. Two any such cases, it should be pre- held the first church in their handsome new church yesterday morning. dered an opinion in which he says: The going into this new house of worship was a great event in the history of the congregation and the service yesterday morning was made one of thanksgiving and praise. The pastor, Rev. Charles A. Jenkins, preachtor, Rev. Charles A. Jenkins, preacher a strong sermon, and the choir rendered a number of selections appropriate to the occasion. Immediately after the sermon a resolution thanking and commending the building committee which had charge of the erection of the church, was unanimously adopted. After this the right hand of fellowship was given to a number of candidates for baptism and the congregation then mingled with one another and enjoyed being at

home again. The morning service in the new church was well attended, the main auditorium being filled, but a service held in the afternoon at four o'clock was still more largely attended, it being necessary to roll the partition between the main auditorium and the Sunday School room. This service was very impressive and was conduct ed by the pastor and Rev. J. F. Mitchiner, pastor of the Western Avenue Baptist church. The congregation left their old church baptizing and they went into their new building baptizing. Immediately after the service yesterday afternoon the pastor admin- had been sick for some months and istered the ordinance of baptism to the end was not unexpected, yet his seven candidates.

The new church is built of high grade red pressed brick and Rowan grade red pressed brick and Rowan granite and is indeed a beauty. The age, having been born in Greene roof is of the best grade of slate. The county April 29th, 1850. He moved interior of the building is very at- to Greenville in 1882 and engaged in tractive and is likewise convenient.

will seat 800 and the Sunday School five years room will seat 300. The partition between the two is on the rolling top desk style and the whole church can be made one large auditorium. There are seven class rooms, two baptistry rooms, ladies' parlor and pastor's

LEAPED OUT A WINDOW. Engineer Lacy Thinks He Must Have Been Dreaming.

(Special to News and Observer.) Winston-Salem, N. C., Oct. 7 .- Mr. Thomas D. Lacy, passenger engineer for the Norfolk and Western, his run being between this city and Roanoke, Va., while asleep arose from his bed about 12 o'clock Saturday night, raised the window, opened the blinds and leaped out, falling on a brick sand leaped out, falling on a brick pave- Ohio, just submitted to the ment a distance of about 30 feet. Be- Railway Commission, show sides breaking his right leg near the Two-Cent Passenger Fare law has in hip, Mr. Lacy sustained painful bruis- the main operated to their advantage. es on the head.

Mr. Lacy is unable to explain his action. "I must have been dreaming about my train and been in a hurry about something," said the engineer today. He regards his escape from death as miraculous. It is thought that he will be laid up for at least six months.

Mrs. Charity Lane Dead,

(Special to News and Observer.) Wilson, N. C., Oct. 7 .- Mrs. Charity ane died here yesterday. She was nighly esteemed and was an aunt of Messrs. B. F. Briggs and W. W. Briggs. Her son, Mr. J. W. Lane, of New Orleans, is en route to Wilson, and upon his arrival the body will be taken to Stonewall, Pamlico county, for burial. Her other surviving children are: Capt. R. H. Lane, of Aurora; Mr. S. J. Lane, of Bath, and Mrs. Dr. Atmops, of Pamlico.

May Not Offer

Employment

OR PAY FOR PASSAGE

Decision by The Attorney General in The Case of an Assisted Immigrant to Louisiana-The

State Will Take the Matter Into The Courts.

(By the Associated Press.) Washington, D. C., Oct. 7 .- Attorney General Bonaparte has rendered an opinion in an important case involving the right of a state to solicit mmigration from a foreign country. He holds, that in the case submitted to him, the state violates the immigration laws in paying the passage money of the immigrant and that, in this respect, the state does not differ in law from an individual. The case in point has been pending before the Department of Commerce and Labor since August 5th. On that date Gonimo Garcia arrived at New Orleans from Cuba. By the special board of inquiry at the former place he was denied admission to the United States.

The investigation developed the fact that his passage money had been paid by Reginald Dykers, an agent of the Louisiana State Board of Agriculture and Immigration, out of funds regularly appropriated by the state legislature. He was given assurance that employment as a farm laborer would be secured for nim, and he promised to return to the state the money advanced to him to pay his passage from Havana to New Orleans. No employer was selected for him, but he was left free to work for

whom he pleased. The case was brought by the State of Louisians to test the immigration laws. Several other southern states were interested in the matter, because they had been engaged in soliciting immigrating to points within their borders. The case was referred to the Department of Commerce and Labor, on approval and Secretar Straus submitted the facts to Attorney eneral Bonaparte for an opinion. The Attorney General has just ren-

"The assurances given to Garcia by the state agents constitute, in my on promises of employment be treated as coming under promis of employment there is no exception in favor of a state in reference to specific promises of employment to individual immigrants such as were held out to Garcia by the representa-tives of the state board." The attorney general holds, there-

fore, that, "on account of assurances of employment that were given to Garcia as an inducement to his immigration he should be excluded from

It'is expected that the state of Louisiana will earry the case into the courts in order to obtain a judicial determination of the question, which means much, in the view of the authorities, to all of the states of the South. | 班 唱

Jesse L. Sugg Dead.

Greenville, N. C., Oct. 7 .- Friday night at a few minutes after 10 o'clock Mr. Jesse Lemuel Sugg passed away. at his residence on Fifth street. He death brings great sorrow to many

the insurance business here, conduct-The main auditorium of the church ing a successful agency for twenty-

November 14th, 1894, he married iss Minnie Exum, and is survived by the wife and three little daughters. He also leaves two brothers, Col. I. A. Sugg, of Greenville and Mr. B. F. Sugg, of Washington and one sister, Mrs. Henry Harding, of Greenville.

TWO-CENT RATE IN OHIO

Report Shows General Increase in the Receipts.

The reports for the fiscal year, ended June 30, 1907, show an aggregate net gain on passenger receipts for these roads of \$1,332,282, compared with earnings for the year 1906 which included three months' operation under the 2-cent fare.

Only 10 of the 39 lines reporting show a decrease in passenger earnings, and this aggregates not more than \$55,645.

THE WEATHER.

Rain Tuesday; Wednesday fair and colder; fresh south winds becoming

west. The Weather Yesterday. Maximum temperature 80 degrees; Minumum temperature 53 degrees, Total precipitation for 24 hours and ing 8 p. m. 0 in



POLITICAL ASTRONOMY. The earth, if viewed from Mars or Saturn, would no doubt present many curious bases.-From an Astrono-