

THE WEATHER
This morning's weather
partly cloudy and cool
with probably showers in
the afternoon. Light to
moderate westerly winds.

THE WEATHER
Maximum temperature,
66 degrees; minimum tem-
perature, 41 degrees; total
precipitation, 0 inches.

VOLUME LXXXIX, NO. 144

RALEIGH, N. C., TUESDAY MORNING, MAY 2, 1910

PRICE 5 CENTS

Leads all North Carolina Dailies in News and Circulation

U. S. UPHOLDS THE FIGHT AGAINST THE TRUST

Tennessee Sustained in Decree Ousting the Standard Oil Company of Kentucky from that State. Decision of U. S. Supreme Court

MISSISSIPPI ALSO UPHELD

This is the Case of the Association of Retail Lumber Dealers in Mississippi and Louisiana, Which Was Dismissed by Decision of Supreme Court of Mississippi—Judge Lorton Announced the Decision in the Mississippi Case—His First Utterance on the Supreme Court on the Trust Question.

(By the Associated Press.) Washington, D. C., May 2.—The hands of the States in their fight against "trusts" were upheld today by the Supreme Court of the United States with falling effect. The Association of Retail Lumber Dealers in Mississippi and Louisiana, was dismissed by affirmation of the decree of the Supreme Court of Mississippi. Both the State courts held that the anti-trust act of the respective States. Justice Lorton announced the opinion of the court in the Mississippi case. It was his first utterance from the Supreme Court bench on the "trust" question. He said the members of the association had obligated themselves not to deal with any manufacturer or wholesaler in lumber who was in connection with the trusts in which they conducted a business.

and the music teacher is to be highly complimented on the excellent rendering, by her pupils, of the musical program. Upon the whole, the commencement was the best Richards has had. The attendance was large, probably 1,500 people being present each night. These schools deserve commendation. They are doing excellent work. Professors Hall and Frank, principals of the High School and graded school respectively, will take a week's vacation, when they will begin the six weeks' normal, which they are going to conduct for the benefit of teachers and those who are contemplating teaching. About thirty teachers have already enrolled and more are applying.

WANT TO KEEP POSTED. Wilsonians Who Wish to Keep up With the War Against Ring Rule, Send in Their Names to the "Old Reliable." (Special to News and Observer.) Wilson, May 2.—There is no mistake about The News and Observer of last Sunday being "red-headed," and if the status pulled at the Academy of Music and the court house were accurately stated in its columns, the quicker the people take action to demolish the machine and wreck the reign of government from ward-healers and others, the better it will be for the city of Raleigh and the good old county of Wake. The spectacular blood and thunder denunciations of last Saturday night go to show that the "ringsters" will resort to any methods in order to continue "sucking at the public teat," and that the public be damned. Instances of a batch of new subscribers who wish to keep posted as to the outcome between the will of the people and the machine.

WANE NEW STATION. Gemona Delegation Goes to Washington to See Railway Officials. (Special to News and Observer.) Gastonia, May 2.—A committee of ten prominent business and professional men, representing the city council, commercial club and citizens, left Gastonia on No. 34 for Washington, Wednesday morning, at 10 o'clock, according to a statement made for them by Congressman Webb. They will confer with President Finley and other officials of the Southern Railway in regard to the matter of securing for Gastonia a new passenger station commensurate with the demands of the business of this point. The committee is composed of Mayor T. L. Craig, Col. G. B. Armstrong, J. H. Sparks, J. E. Dixon, Jr., E. O. White, Frank Norwood, Tom Johnson, W. T. Hankin, R. M. Reid, S. A. Robinson.

JOHN DANCY RETIRED. The Negro Who Has Held \$5,000 Job in Washington for Eight Years. BY THOMAS J. PENCE. Washington, D. C., May 2.—John C. Dancy, of North Carolina, retired today as Recorder of Deeds of the District of Columbia, a five thousand dollar position that he has held for eight years. The office for a period of time with a Masonic lodge and received with diamonds, and he also received from Galbraith A. M. and John Church as a token of regard a silver watch, fob and stand. John D. Bellamy, of Wilmington, and E. T. Thompson, of Fayetteville, are here.

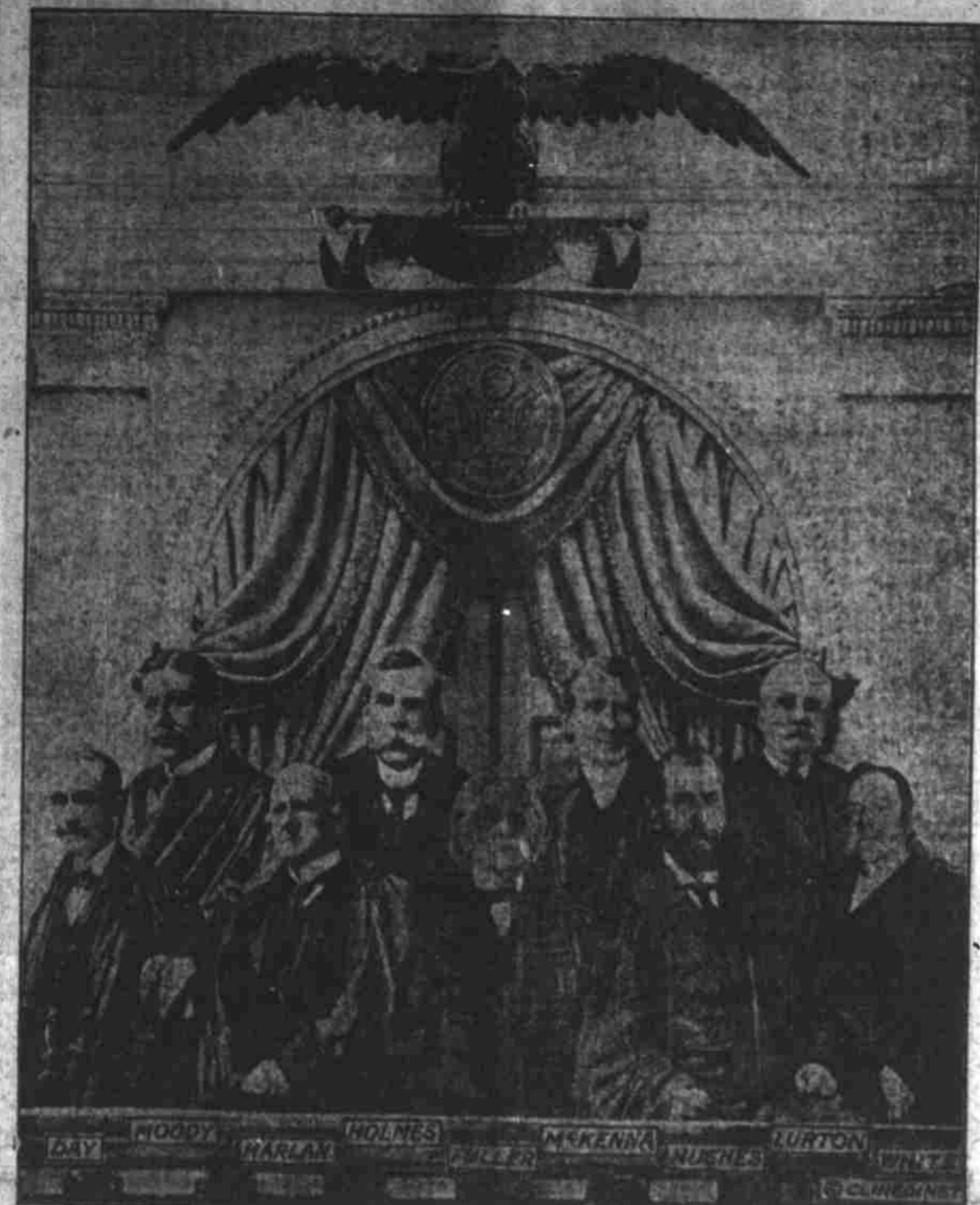
DEATH OF THOMAS HERRING. Dies Quickly After Stroke of Apoplexy—Mr. Stephen Wells Hester. (Special to News and Observer.) Wilson, May 2.—While at work this morning at 10:30 o'clock in the establishment of William Walls, Tom Herring received an apoplectic stroke and remained unconscious until death came five hours later. Mr. Stephen Wells, who received a light stroke of paralysis Sunday is some better today. Ex-Sheriff E. P. Briggs lies critically ill at his home from paralysis.

STRAWBERRY OUTLOOK. Mr. Olive Expects to Have a Record Breaking Season. (Special to News and Observer.) Mt. Olive, May 2.—The indications are that Mount Olive is going to have one of the best strawberry seasons in its history. It is estimated that about 75,000 crates will be shipped from this point. From ten to fifteen cars are being shipped daily.

E. F. WAKEFIELD, MAYOR. Elected by the Town of Lenoir Yesterday. (Special to News and Observer.) Lenoir, May 2.—At the town election, held today, E. F. Wakefield was elected mayor by a majority of 36 votes over J. W. Whitman. The complimentary ticket has not been assembled at this hour.

MRS. M'KIM IS AFTER A DIVORCE. Filed Suit For Same at Reno, Nev.—Reno, Nev., April 29.—Margaret Emerson McKim, society leader of New York, Newport and E. Umora, and the wife of Smith Holmes McKim, late this afternoon filed a suit for divorce in the district court.

AS THE UNITED STATES SUPREME COURT WILL APPEAR WITH CHARLES E. HUGHES A MEMBER



STRIKE ON AT N. & S. SHOPS SAID

ABOUT 20 MACHINISTS AND BOILER MAKERS WALK OUT—DEMAND MORE MONEY—CONFERENCES HELD. (Special to News and Observer.) New Bern, May 2.—Since Friday there has been a strike in the Norfolk and Southern railroad shops. The trouble has been brewing some time and within the past few months one or two small strikes have taken place, but the trouble had been adjusted for a time. It seems that the machinists, boiler makers, etc., on the Norfolk and Southern are paid less than some other systems and the men asked for an increase from 41 cents to 45 cents per hour, setting Friday as the day for a reply. When none came, about 20 men quit work and very little machine work is going on in the shops. Mr. Gould, of Norfolk, superintendent of motive power for the Norfolk and Southern is here today and has had several conferences with the men, the final outcome of which has not been given out. Another meeting is to be held tonight.

M'NEILL ELECTED MAYOR. Other Officers Nominated in Fayetteville Primary Also Elected—Death of Mrs. Martin. (Special to News and Observer.) Fayetteville, May 2.—Capt. James D. McNeill was today elected mayor of Fayetteville without opposition in the city election. The Board of Aldermen and Board of Audit and Finance nominated in the recent primary were also elected.

IMPROVE COURT HOUSE. Committee Appointed to Look After the Work, Which Will be Studied. (Special to News and Observer.) Smithfield, May 2.—The Board of County Commissioners in regular session today appointed Sam T. Honeycutt, S. L. Lema, and F. M. Brooks a committee to have the court house plastered overhead, painted inside and out, and otherwise beautified. The committee will have the work done at once in order to have it ready for home-coming week, May 18th.

Death of Mr. W. H. Merritt. (Special to News and Observer.) Durham, May 2.—Mr. W. H. Merritt, of Merrifield, died today after an illness of several days with paralysis. He was seventy-five years of age. The old gentleman was a Confederate soldier and after the war went to the farm. He was first married to Miss Goodwin, which union bore the second living children. He married the second time Miss Mason. The funeral will take place tomorrow. He was the father of Mr. Fred Merritt, for many years the war of the News and Observer reporter and.

IT IN JOKE TWO COLORED MEN KILLED

WAS NOT SERIOUS IN SAYING HE WOULD BUY AND STEAL VOTES. LOSE THEIR LIVES BY A CAVE-IN. WERE WORKING AT WINSTON-SALEM IN A DEEP SEWER DITCH. (Special to News and Observer.) Winston-Salem, May 2.—Two colored men, Harry Stockton, aged 25, and William Nash, aged 40, both unmarried colored men, were crushed to death at noon today by a cave-in while the men were at work in a deep sewer ditch. Three other workmen had narrow escapes.

LEAVES WILMINGTON STAR. Mr. Robert L. Gray to Become Chief Editorial Writer on the Richmond Virginia. (Special to News and Observer.) Wilmington, May 2.—The Star tomorrow will carry the editorial announcement of the retirement of Editor Robert L. Gray who leaves May 15th for Richmond, Va., to become chief editorial writer on the Richmond Virginia in the meantime spending a brief holiday at his former home in Raleigh. Mr. Gray carries with him to his new home the very best wishes of a host of friends in Wilmington for his success in his new and larger field of endeavor.

FATAL INJURIES. Mr. T. M. Fountain, Who Was Caught in Saw Mill Machinery at Eagle Rock Last Wednesday, Died Sunday Morning. (Special to News and Observer.) Wilson, May 2.—Mr. T. M. Fountain, a Wilson machinist, while working a saw at a saw mill at Eagle Rock, on the Norfolk and Southern Railroad last Wednesday, and who was terribly mangled and brought to the Wilson Sanatorium for treatment, died at that institution Sunday morning after having one of his limbs amputated Saturday night. His remains were interred in Maple Cemetery today. He leaves a wife and three small children.

NEGRO STORE THEFT. Broke Into Three Stores—Sent to Jail in Default of Bond. (Special to News and Observer.) Smithfield, May 2.—A negro by the name of Hestus Allen, broke in the stores of W. L. Woodall, N. R. Grantham, and Hood's drug store Saturday night, taking several articles. He was captured Sunday morning by the chief of police and the sheriff, who found part of the goods upon his person and in his possession. He was given a preliminary hearing this morning before Mayor Wellins, who bound him over to court in three cases, \$300 bond in each case. Failing to give bond he was committed to jail.

THOMASVILLE ELECTION. The New Mayor and the Board of Town Commissioners. (Special to News and Observer.) Thomasville, May 2.—The municipal election was held here today and everything passed off very quietly. The following officers were elected: Mayor, John R. Myers; Board of Commissioners: D. R. Connel, J. C. Green, J. A. Morris, A. P. Ragan. All are progressive business men and will give the town the ensuing year good government. The new officers were regularly installed tonight, as this is the date of the regular meeting of the city council.

Politics was not considered in this election. The best citizens, representing all factions, were nominated and was wholly non-partisan.

AT JEFFRIES CAMP. The Fighter Goes at His Training With a Rush. (By the Associated Press.) San Leon, California, May 2.—Jeffries started the week at his training camp with a rush, accomplishing a full day's work before noon. He went at the various in-door stunts in a business-like manner, showing snap and life in every movement. This was especially noticeable in four rounds of boxing with Bob Armstrong. Jeffries had the negro on the run most of the time with right arm jabs to the neck.

More boxing was announced for the afternoon session, Jeffries declaring he would go a few rounds with Joe Choynak and Billy Pappie. When the time came to put on the gloves, however, Jeffries had changed his mind. His boxing was left to Choynak and Pappie, while Jeffries went for a boat ride.

BUY ESSON GRANITE PLANTS. West Under Hammer for \$40,000—Bought by C. J. Harris. (Special to News and Observer.) Salisbury, May 2.—Under a bid of forty thousand dollars, Chas. J. Harris of Hillsboro, Republican nominee for Governor in 1904, bought here today four big plants of the Esson Granite Co., at Granite Quarry, Rowan county. The property included the Stacey Craning Plant, the plant of the American Stone Company, the Dunn Mountain Granite Company and the plant and works of the Hailford Ping Granite Quarries. The sale, which was under a receivership, includes also many hundreds of acres of valuable granite beds and much costly machinery and buildings.

GOV. HUGHES CONFIRMED. No Opposition Develops in the Senate—All Necessary Now is to Take Oath of Office. (By the Associated Press.) Washington, D. C., May 2.—Governor Hughes of New York, was today confirmed by the Senate to be associate justice of the Supreme Court of the United States to succeed the late Justice Brewer. Mr. Hughes was nominated by President Taft on April 25, and favorable action upon the nomination was taken this morning by the Senate Judiciary Committee to which it was referred.

In accordance with the request of Senator Depew, of New York, that Governor Hughes' confirmation should be prompt and unquestioned, the nomination was immediately acted upon. There was no opposition. The action of the Senate completed the appointment of Governor Hughes to the Supreme Court bench, and all that is now necessary to enable him to take the seat is the taking of the oath of office.

Kent and Robertson O. K'd. (By the Associated Press.) Washington, D. C., May 2.—The nomination of William P. Kent, of Virginia, to be United States Consul at Newchwang, China, was confirmed today by the Senate. William H. Robertson, of Virginia, present Consul General at Tangier, was also confirmed to be Consul General at Callao, Peru.

BILL PASSES FOR BUREAU OF MINES

President's Signature Now Only Needed. The Object of the Bureau is to Foster, Promote and Develop the Mining Industry—A Long and Short Bill Amended to Railroad Bill Prepared by Senator Dixon Was Subject of Lively Debate in the House. (By the Associated Press.) Washington, D. C., May 2.—In addition to considering the railroad bill for two hours the Senate today discussed at length and passed the bill erecting a bureau of mines in the Interior Department. The bill had received the sanction of the House and now only requires the signature of the President. The bill places the bureau in the hands of a director with a salary of \$6,000 a year. Its purpose is to foster, promote and develop the mining industry of the United States, especially with reference to the safety of miners. It is also expected to give attention to the treatment of ores and the use of explosives. A long and short haul amendment to the railroad bill, prepared by Senator Dixon, was the subject of lively debate.

THE OCEAN TO OCEAN

Walking Triumph. The Trip Made in 77 Days, a Feet Without a Parallel in the Annals of Pedestrianism—Left Los Angeles on February 1st—Reached City Hall, New York, Yesterday at 3:10—Twenty Thousand People Cheer the Veteran Walker. (By the Associated Press.) New York, May 2.—Cutting his way through a living mass of twenty thousand cheering people, his white locks bare to the breeze and his shuffling feet keeping time to the strains of the "Star Spangled Banner," Edward Payson Weston today brought to a triumphant end his ocean to ocean walk. He ascended the steps of the City Hall at 3:10 p. m., completing the trans-continental journey of 2,424 miles in 77 walking days, a feat without parallel in the annals of pedestrianism. The grizzled athlete was welcomed to his home city by Mayor Gaynor, who presented him with a purse of \$400, hurriedly raised by a handful of his admirers in the last hours of his spectacular walk. This and the admiration and applause of the thousands who have followed his tramp since the day of its inception at Los Angeles on February 1st, last, is all the reward that comes to the intrepid septuagenarian after his two months and more of toiling through heat and cold across the continent.

DR. MOFFITT OPERATED ON.

Hopes Are Entertained for His Entire Recovery. (Special to News and Observer.) Elon College, May 2.—President Moffitt was taken to St. Leo's Hospital Saturday evening after a consultation by his physicians, for an operation in the abdominal cavity. He stood the trip to the hospital very well and passed a good night Saturday night. Early Sunday morning the operation was performed and was successful. In his extremely weak condition he revived from the anaesthetic somewhat slowly, but safe and sane. If no other complications arise it is confidently expected that he will recover entirely, though it will be some time before he can be ready for active work. There is great rejoicing among the student body as well as among his many friends throughout the State and elsewhere over the seeming improvement in his condition.

AT JEFFRIES CAMP.

The Fighter Goes at His Training With a Rush. (By the Associated Press.) San Leon, California, May 2.—Jeffries started the week at his training camp with a rush, accomplishing a full day's work before noon. He went at the various in-door stunts in a business-like manner, showing snap and life in every movement. This was especially noticeable in four rounds of boxing with Bob Armstrong. Jeffries had the negro on the run most of the time with right arm jabs to the neck.

BUY ESSON GRANITE PLANTS.

West Under Hammer for \$40,000—Bought by C. J. Harris. (Special to News and Observer.) Salisbury, May 2.—Under a bid of forty thousand dollars, Chas. J. Harris of Hillsboro, Republican nominee for Governor in 1904, bought here today four big plants of the Esson Granite Co., at Granite Quarry, Rowan county. The property included the Stacey Craning Plant, the plant of the American Stone Company, the Dunn Mountain Granite Company and the plant and works of the Hailford Ping Granite Quarries. The sale, which was under a receivership, includes also many hundreds of acres of valuable granite beds and much costly machinery and buildings.

THOMASVILLE ELECTION.

The New Mayor and the Board of Town Commissioners. (Special to News and Observer.) Thomasville, May 2.—The municipal election was held here today and everything passed off very quietly. The following officers were elected: Mayor, John R. Myers; Board of Commissioners: D. R. Connel, J. C. Green, J. A. Morris, A. P. Ragan. All are progressive business men and will give the town the ensuing year good government. The new officers were regularly installed tonight, as this is the date of the regular meeting of the city council.

GOV. HUGHES CONFIRMED.

No Opposition Develops in the Senate—All Necessary Now is to Take Oath of Office. (By the Associated Press.) Washington, D. C., May 2.—Governor Hughes of New York, was today confirmed by the Senate to be associate justice of the Supreme Court of the United States to succeed the late Justice Brewer. Mr. Hughes was nominated by President Taft on April 25, and favorable action upon the nomination was taken this morning by the Senate Judiciary Committee to which it was referred.

KENT AND ROBERTSON O. K'D.

(By the Associated Press.) Washington, D. C., May 2.—The nomination of William P. Kent, of Virginia, to be United States Consul at Newchwang, China, was confirmed today by the Senate. William H. Robertson, of Virginia, present Consul General at Tangier, was also confirmed to be Consul General at Callao, Peru.

WANT TO KEEP POSTED.

Wilsonians Who Wish to Keep up With the War Against Ring Rule, Send in Their Names to the "Old Reliable." (Special to News and Observer.) Wilson, May 2.—There is no mistake about The News and Observer of last Sunday being "red-headed," and if the status pulled at the Academy of Music and the court house were accurately stated in its columns, the quicker the people take action to demolish the machine and wreck the reign of government from ward-healers and others, the better it will be for the city of Raleigh and the good old county of Wake.

WANE NEW STATION.

Gemona Delegation Goes to Washington to See Railway Officials. (Special to News and Observer.) Gastonia, May 2.—A committee of ten prominent business and professional men, representing the city council, commercial club and citizens, left Gastonia on No. 34 for Washington, Wednesday morning, at 10 o'clock, according to a statement made for them by Congressman Webb. They will confer with President Finley and other officials of the Southern Railway in regard to the matter of securing for Gastonia a new passenger station commensurate with the demands of the business of this point.

JOHN DANCY RETIRED.

The Negro Who Has Held \$5,000 Job in Washington for Eight Years. BY THOMAS J. PENCE. Washington, D. C., May 2.—John C. Dancy, of North Carolina, retired today as Recorder of Deeds of the District of Columbia, a five thousand dollar position that he has held for eight years. The office for a period of time with a Masonic lodge and received with diamonds, and he also received from Galbraith A. M. and John Church as a token of regard a silver watch, fob and stand. John D. Bellamy, of Wilmington, and E. T. Thompson, of Fayetteville, are here.

DEATH OF THOMAS HERRING.

Dies Quickly After Stroke of Apoplexy—Mr. Stephen Wells Hester. (Special to News and Observer.) Wilson, May 2.—While at work this morning at 10:30 o'clock in the establishment of William Walls, Tom Herring received an apoplectic stroke and remained unconscious until death came five hours later. Mr. Stephen Wells, who received a light stroke of paralysis Sunday is some better today. Ex-Sheriff E. P. Briggs lies critically ill at his home from paralysis.

STRAWBERRY OUTLOOK.

Mr. Olive Expects to Have a Record Breaking Season. (Special to News and Observer.) Mt. Olive, May 2.—The indications are that Mount Olive is going to have one of the best strawberry seasons in its history. It is estimated that about 75,000 crates will be shipped from this point. From ten to fifteen cars are being shipped daily.

E. F. WAKEFIELD, MAYOR.

Elected by the Town of Lenoir Yesterday. (Special to News and Observer.) Lenoir, May 2.—At the town election, held today, E. F. Wakefield was elected mayor by a majority of 36 votes over J. W. Whitman. The complimentary ticket has not been assembled at this hour.

MRS. M'KIM IS AFTER A DIVORCE.

Filed Suit For Same at Reno, Nev.—Reno, Nev., April 29.—Margaret Emerson McKim, society leader of New York, Newport and E. Umora, and the wife of Smith Holmes McKim, late this afternoon filed a suit for divorce in the district court.

WANT TO KEEP POSTED.

Wilsonians Who Wish to Keep up With the War Against Ring Rule, Send in Their Names to the "Old Reliable." (Special to News and Observer.) Wilson, May 2.—There is no mistake about The News and Observer of last Sunday being "red-headed," and if the status pulled at the Academy of Music and the court house were accurately stated in its columns, the quicker the people take action to demolish the machine and wreck the reign of government from ward-healers and others, the better it will be for the city of Raleigh and the good old county of Wake.

WANE NEW STATION.

Gemona Delegation Goes to Washington to See Railway Officials. (Special to News and Observer.) Gastonia, May 2.—A committee of ten prominent business and professional men, representing the city council, commercial club and citizens, left Gastonia on No. 34 for Washington, Wednesday morning, at 10 o'clock, according to a statement made for them by Congressman Webb. They will confer with President Finley and other officials of the Southern Railway in regard to the matter of securing for Gastonia a new passenger station commensurate with the demands of the business of this point.

JOHN DANCY RETIRED.

The Negro Who Has Held \$5,000 Job in Washington for Eight Years. BY THOMAS J. PENCE. Washington, D. C., May 2.—John C. Dancy, of North Carolina, retired today as Recorder of Deeds of the District of Columbia, a five thousand dollar position that he has held for eight years. The office for a period of time with a Masonic lodge and received with diamonds, and he also received from Galbraith A. M. and John Church as a token of regard a silver watch, fob and stand. John D. Bellamy, of Wilmington, and E. T. Thompson, of Fayetteville, are here.

DEATH OF THOMAS HERRING.

Dies Quickly After Stroke of Apoplexy—Mr. Stephen Wells Hester. (Special to News and Observer.) Wilson, May 2.—While at work this morning at 10:30 o'clock in the establishment of William Walls, Tom Herring received an apoplectic stroke and remained unconscious until death came five hours later. Mr. Stephen Wells, who received a light stroke of paralysis Sunday is some better today. Ex-Sheriff E. P. Briggs lies critically ill at his home from paralysis.

STRIKE ON AT N. & S. SHOPS SAID

ABOUT 20 MACHINISTS AND BOILER MAKERS WALK OUT—DEMAND MORE MONEY—CONFERENCES HELD. (Special to News and Observer.) New Bern, May 2.—Since Friday there has been a strike in the Norfolk and Southern railroad shops. The trouble has been brewing some time and within the past few months one or two small strikes have taken place, but the trouble had been adjusted for a time. It seems that the machinists, boiler makers, etc., on the Norfolk and Southern are paid less than some other systems and the men asked for an increase from 41 cents to 45 cents per hour, setting Friday as the day for a reply. When none came, about 20 men quit work and very little machine work is going on in the shops. Mr. Gould, of Norfolk, superintendent of motive power for the Norfolk and Southern is here today and has had several conferences with the men, the final outcome of which has not been given out. Another meeting is to be held tonight.

M'NEILL ELECTED MAYOR.

Other Officers Nominated in Fayetteville Primary Also Elected—Death of Mrs. Martin. (Special to News and Observer.) Fayetteville, May 2.—Capt. James D. McNeill was today elected mayor of Fayetteville without opposition in the city election. The Board of Aldermen and Board of Audit and Finance nominated in the recent primary were also elected.

IMPROVE COURT HOUSE.

Committee Appointed to Look After the Work, Which Will be Studied. (Special to News and Observer.) Smithfield, May 2.—The Board of County Commissioners in regular session today appointed Sam T. Honeycutt, S. L. Lema, and F. M. Brooks a committee to have the court house plastered overhead, painted inside and out, and otherwise beautified. The committee will have the work done at once in order to have it ready for home-coming week, May 18th.

Death of Mr. W. H. Merritt.

(Special to News and Observer.) Durham, May 2.—Mr. W. H. Merritt, of Merrifield, died today after an illness of several days with paralysis. He was seventy-five years of age. The old gentleman was a Confederate soldier and after the war went to the farm. He was first married to Miss Goodwin, which union bore the second living children. He married the second time Miss Mason. The funeral will take place tomorrow. He was the father of Mr. Fred Merritt, for many years the war of the News and Observer reporter and.

IT IN JOKE TWO COLORED MEN KILLED

WAS NOT SERIOUS IN SAYING HE WOULD BUY AND STEAL VOTES. LOSE THEIR LIVES BY A CAVE-IN. WERE WORKING AT WINSTON-SALEM IN A DEEP SEWER DITCH. (Special to News and Observer.) Winston-Salem, May 2.—Two colored men, Harry Stockton, aged 25, and William Nash, aged 40, both unmarried colored men, were crushed to death at noon today by a cave-in while the men were at work in a deep sewer ditch. Three other workmen had narrow escapes.

LEAVES WILMINGTON STAR.

Mr. Robert L. Gray to Become Chief Editorial Writer on the Richmond Virginia. (Special to News and Observer.) Wilmington, May 2.—The Star tomorrow will carry the editorial announcement of the retirement of Editor Robert L. Gray who leaves May 15th for Richmond, Va., to become chief editorial writer on the Richmond Virginia in the meantime spending a brief holiday at his former home in Raleigh. Mr. Gray carries with him to his new home the very best wishes of a host of friends in Wilmington for his success in his new and larger field of endeavor.

FATAL INJURIES.

Mr. T. M. Fountain, Who Was Caught in Saw Mill Machinery at Eagle Rock Last Wednesday, Died Sunday Morning. (Special to News and Observer.) Wilson, May 2.—Mr. T. M. Fountain, a Wilson machinist, while working a saw at a saw mill at Eagle Rock, on the Norfolk and Southern Railroad last Wednesday, and who was terribly mangled and brought to the Wilson Sanatorium for treatment, died at that institution Sunday morning after having one of his limbs amputated Saturday night. His remains were interred in Maple Cemetery today. He leaves a wife and three small children.

THOMASVILLE ELECTION.

The New Mayor and the Board of Town Commissioners. (Special to News and Observer.) Thomasville, May 2.—The municipal election was held here today and everything passed off very quietly. The following officers were elected: Mayor, John R. Myers; Board of Commissioners: D. R. Connel, J. C. Green, J. A. Morris, A. P. Ragan. All are progressive business men and will give the town the ensuing year good government. The new officers were regularly installed tonight, as this is the date of the regular meeting of the city council.

GOV. HUGHES CONFIRMED.

No Opposition Develops in the Senate—All Necessary Now is to Take Oath of Office. (By the Associated Press.) Washington, D. C., May 2.—Governor Hughes of New York, was today confirmed by the Senate to be associate justice of the Supreme Court of the United States to succeed the late Justice Brewer. Mr. Hughes was nominated by President Taft on April 25, and favorable action upon the nomination was taken this morning by the Senate Judiciary Committee to which it was referred.

BILL PASSES FOR BUREAU OF MINES

President's Signature Now Only Needed. The Object of the Bureau is to Foster, Promote and Develop the Mining Industry—A Long and Short Bill Amended to Railroad Bill Prepared by Senator Dixon Was Subject of Lively Debate in the House. (By the Associated Press.) Washington, D. C., May 2.—In addition to considering the railroad bill for two hours the Senate today discussed at length and passed the bill erecting a bureau of mines in the Interior Department. The bill had received the sanction of the House and now only requires the signature of the President. The bill places the bureau in the hands of a director with a salary of \$6,000 a year. Its purpose is to foster, promote and develop the mining industry of the United States, especially with reference to the safety of miners. It is also expected to give attention to the treatment of ores and the use of explosives. A long and short haul amendment to the railroad bill, prepared by Senator Dixon, was the subject of lively debate.

THE OCEAN TO OCEAN

Walking Triumph. The Trip Made in 77 Days, a Feet Without a Parallel in the Annals of Pedestrianism—Left Los Angeles on February 1st—Reached City Hall, New York, Yesterday at 3:10—Twenty Thousand People Cheer the Veteran Walker. (By the Associated Press.) New York, May 2.—Cutting his way through a living mass of twenty thousand cheering people, his white locks bare to the breeze and his shuffling feet keeping time to the strains of the "Star Spangled Banner," Edward Payson Weston today brought to a triumphant end his ocean to ocean walk. He ascended the steps of the City Hall at 3:10 p. m., completing the trans-continental journey of 2,424 miles in 77 walking days, a feat without parallel in the annals of pedestrianism. The grizzled athlete was welcomed to his home city by Mayor Gaynor, who presented him with a purse of \$400, hurriedly raised by a handful of his admirers in the last hours of his spectacular walk. This and the admiration and applause of the thousands who have followed his tramp since the day of its inception at Los Angeles on February 1st, last, is all the reward that comes to the intrepid septuagenarian after his two months and more of toiling through heat and cold across the continent.

DR. MOFFITT OPERATED ON.

Hopes Are Entertained for His Entire Recovery. (Special to News and Observer.) Elon College, May 2.—President Moffitt was taken to St. Leo's Hospital Saturday evening after a consultation by his physicians, for an operation in the abdominal cavity. He stood the trip to the hospital very well and passed a good night Saturday night. Early Sunday morning the operation was performed and was successful. In his extremely weak condition he revived from the anaesthetic somewhat slowly, but safe and sane. If no other complications arise it is confidently expected that he will recover entirely, though it will be some time before he can be ready for active work. There is great rejoicing among the student body as well as among his many friends throughout the State and elsewhere over the seeming improvement in his condition.

AT JEFFRIES CAMP.

The Fighter Goes at His Training With a Rush. (By the Associated Press.) San Leon, California, May 2.—Jeffries started the week at his training camp with a rush, accomplishing a full day's work before noon. He went at the various in-door stunts in a business-like manner, showing snap and life in every movement. This was especially noticeable in four rounds of boxing with Bob Armstrong. Jeffries had the negro on the run most of the time with right arm jabs to the neck.

BUY ESSON GRANITE PLANTS.

West Under Hammer for \$40,000—Bought by C. J. Harris. (Special to News and Observer.) Salisbury, May 2.—Under a bid of forty thousand dollars, Chas. J. Harris of Hillsboro, Republican nominee for Governor in 1904, bought here today four big plants of the Esson Granite Co., at Granite Quarry, Rowan county. The property included the Stacey Craning Plant, the plant of the American Stone Company, the Dunn Mountain Granite Company and the plant and works of the Hailford Ping Granite Quarries. The sale, which was under a receivership, includes also many hundreds of acres of valuable granite beds and much costly machinery and buildings.

THOMASVILLE ELECTION.

The New Mayor and the Board of Town Commissioners. (Special to News and Observer.) Thomasville, May 2.—The municipal election was held here today and everything passed off very quietly. The following officers were elected: Mayor, John R. Myers; Board of Commissioners: D. R. Connel, J. C. Green, J. A. Morris, A. P. Ragan. All are progressive business men and will give the town the ensuing year good government. The new officers were regularly installed tonight, as this is the date of the regular meeting of the city council.

GOV. HUGHES CONFIRMED.

No Opposition Develops in the Senate—All Necessary Now is to Take Oath of Office. (By the Associated Press.) Washington, D. C., May 2.—Governor Hughes of New York, was today confirmed by the Senate to be associate justice of the Supreme Court of the United States to succeed the late Justice Brewer. Mr. Hughes was nominated by President Taft on April 25, and favorable action upon the nomination was taken this morning by the Senate Judiciary Committee to which it was referred.

KENT AND ROBERTSON O. K'D.

(By the Associated Press.) Washington, D. C., May 2.—The nomination of William P. Kent, of Virginia, to be United States Consul at Newchwang, China, was confirmed today by the Senate. William H. Robertson, of Virginia, present Consul General at Tangier, was also confirmed to be Consul General at Callao, Peru.

WANT TO KEEP POSTED.

Wilsonians Who Wish to Keep up With the War Against Ring Rule, Send in Their Names to the "Old Reliable." (Special to News and Observer.) Wilson, May 2.—There is no mistake about The News and Observer of last Sunday being "red-headed," and if the status pulled at the Academy of Music and the court house were accurately stated in its columns, the quicker the people take action to demolish the machine and wreck the reign of government from ward-healers and others, the better it will be for the city of Raleigh and the good old county of Wake.

WANE NEW STATION.

Gemona Delegation Goes to Washington to See Railway Officials. (Special to News and Observer.) Gastonia, May 2.—A committee of ten prominent business and professional men