SPITZER PARDONED IS NOW A WITNESS

Testifies In the Trial of Charles Heike

AIDING THE GOVERNMENT

While His Story on Stand Did Not Directly Counter Heike With The Sugar Weighing Frauds, It Did Result in the Arrest of James Brenski, Formerly an Employe of the Treasury Department and Now a Private Detective.

(By the Associated Press.)

New York, May 23.—Oliver Spitzer, a man whose conscience hurt him, came back to New York today like a spectre from the grave and, with a pardon from the President in his pocket, gave testimony at the trial of Chas. R. Heike, secretary-treasurer of the American Sugar Refining Co., who, with five subordinates, is charged with conspiracy to defraud the government in underweights of sugar imports.

Spitzer as superintendent of the company's Williamsburg (Brooklyn) docks, got two years in the Atlanta penitentiary for his participation in the frauds, but he was quietly pardoned by the President last Thursday after serving only three months, and having made full confession; from now on he will aid the government in its attempt to convict his former associates.

Spitzer's story on the stand today did not directly connect Heike with the frauds, but his confession resulted in one new arrest tonight. James O. Brenizski, formerly an employe of the Treasury Department and now a private detective, was locked in the Tombs charged with perjury. Spitzer confessed that he attempted to bribe Brzezinski to conceal the frauds and the latter is alleged to have denied this before a Federal grand jury. This apparent conflict brought about Brenzinski's arrest.

Spitzer told an amazing story on the stand today under direct examination and hurried from the court to the Federal grand jury room.

No promise of pardon brought about Spitzer's confession, say the Federal officers. His conscience merely hurt him, it was explained, but realizing the importance of his testimony and the legal obstacles likely to bar it were he a convict, action was taken to restore him to citizenship.

When convicted in February last, Spitzer declared the "Sugar Trust" had made him the scapegoat. "It pounded and ruined me after I had served it faithfully for 29 years," he said then. Today he told how for years he had assisted in the alleged frauds.

Allen R. Hawxhurst, on being recalled to the stand at the opening of the afternoon session, said he had been an employe of the sugar trust for 18 years as an assistant cashier, working under Bendernagel. He corroborated Spiter by referring to the payroll books and testified that Gerbracht ordered various raises in the pay of the government checkers. It has been testified to earlier in the trial that the government checkers got $3 extra per week over and above the sum noted on the pay envelope. Bendernagel some times ordered the advances, testified the witness. This, too, was in corroboration of Spitzer's testimony.

Andrew Mallon, also an employe in the cashier's office, was next called to the stand and testified to the same facts as related by the preceding witness.

DEATH CLAIMS AGED LADY.

Mrs. Mary J. Woollcott Died Yesterday and Funeral Services Will Be Held Today.

Mrs. Mary J. Woollcott died yesterday morning at the home of her daughter, Mrs. J. C. Ellington, who resides on North Bloodworth street. Mrs. Woollcott was seventy-two years of age and had been ill for five weeks.

She is survived by two sons, Messrs. Fred and Walter Woollcott, and a daughter, Mrs. J. C. Ellington, all of this city.

Mrs. Woollcott was a native of England, but had lived in this country for fifty years and in Raleigh since 1873. Her husband, Mr. William Woollcott, was the founder of the dry goods business now conducted by his sons, Messrs. Fred and Walter Woollcott.

Mrs. Woollcott was a member of the Church of the Good Shepherd, and was one of its most faithful members. She lived the life of a Christian and was held in the very highest esteem. Many friends will learn of her death with sorrow.

The funeral will be conducted from the home of her daughter this morning at 10:30 o'clock, and Rev. I. McK. Pittenger, rector of the Church of the Good Shepherd, will conduct the service. The interment will be in Oakwood cemetery.

A STRONG SERMON.

Bishop Tucker at Church of Good Shepherd Sunday Night.

Sunday night at the Church of the Good Shepherd the sermon was preached by Rt. Rev. Beverly Tucker, D. D., Bishop of Southern Virginia.

Bishop Tucker on Sunday morning preached the commencement sermon at St. Mary's School and his sermon at night proved equally as interesting and as able as that of Sunday morning. The people of Raleigh are delighted to have had Bishop Tucker visit this city, and to have heard him preach, for he is one of the strong men of the Episcopal church.

BANK CHARTERED YESTERDAY.

To Be Located at Andrews—Manufacturing Plant at Rocky Mount.

The following certificates of incorporation were filed in the office of the Secretary of State yesterday:

Bank of Andrews, to be located at Andrews, Cherokee county; authorized stock, $50,000; subscribed, $18,000. J. L. Smathers, of Murphy; J. W. Andrews, et al, incorporators.

Eastern Garment Manufacturing and Mercantile Co., to be located in Rocky Mount; authorized stock, $10,000; subscribed, $500. Jones Smith, W. H. Penny, M. Gery, all of Rocky Mount, incorporators.

What the Boiler Needs

is plenty of life-giving Heat Units. Its efficiency depends upon them. They are best secured from nature's ideal fuel —*Atlantic Guaranteed Coal.*

ATLANTIC STATES COAL & COKE CO.,
Richmond, Virginia.

Household Remedy

Taken in the Spring for Years.

Ralph Bank, Wilbur, Mich., writes: "Hood's Sarsaparilla has been a household remedy in our home so long as I can remember. I have taken it in the spring for several years. It has no equal for cleansing the blood and expelling the humors that accumulate during the winter. Being a farmer and exposed to bad weather, my system is often affected, and I often take Hood's Sarsaparilla with good results."

Hood's Sarsaparilla is Peculiar to itself. There is no "just as good."

Get it today in usual liquid form or tablets called Sarsatabs.

THE DOUBLE IDENTITY MAN

NO NEWS YET OF ALFRED CAHN WHOSE WIFE WAS FORMERLY MISS ESTHER STONE, OF RALEIGH.

There has been as yet no news of the whereabouts of her husband, to reach Mrs. Alfred Cahn, formerly Miss Esther Stone of this city, daughter of Mrs. J. L. Stone and the late Mr. J. L. Stone, known here in the piano and sewing machine business. Last heard of he was at some point near Martin, Tennessee.

Alfred Cahn is a victim of a peculiar mental disorder known as "double identity" in which the person suddenly loses knowledge of whom he is, and remains in such condition for days, months, years. Alfred Cahn, then in the insurance

ALFRED CAHN
Husband of the Former Miss Esther Stone, of Raleigh, Who Suffers From the Peculiar Mental Disorder Known as "Double Identity," Who Disappeared From Nashville, Tenn., on April 19 Last and Was Last Heard of in Western Tennessee.

business here, and Miss Ethel Stone were married on July 5, 1905. Cahn, who came to America from Germany, being a converted Jew, a member of the Tabernacle Baptist church here. Once before this Cahn wandered away and "lost himself" for nineteen months. In Nashville he was an employe of the Home Art Supply Company and wandered off on April 19, being heard from at various places in western Tennessee. His wife came to Raleigh last Friday and has sent many inquiries to points where she hopes to locate her husband. Her address is 702 north Blount street.

JUMPED OFF THE TRAIN

PRISONER BEING BROUGHT FROM EAGLE ROCK MAKES A GETAWAY.

For the second time Constable Lennon, of Eagle Rock, has had the experience of having a prisoner get away from him while he was on his way to Raleigh on the train, the second experience yesterday morning about 11:25 on the Norfolk-Southern.

The constable was bringing to the county jail Ben Ficken a white man, formerly of Durham, sent up from court on the charge of stealing a pair of pants and some pay checks of a lumber company. The constable had Ficken tied with a rope, the two being in the coach for the colored, the other coach being filled.

Ficken was on the seat behind the constable and quietly worked himself free of the rope, while the constable had the other end tied to his wrist. At the Louisburg crossing, near Raleigh, Ficken jumped from the seat, made a run for the door, reached the platform and jumped from the moving train, landing all right and making a quick run for the woods.

The constable raised the alarm and Capt. E. G. Richardson, the conductor, stopped the train and let him get off. He took up the chase but failed to get his man, and later in the day walked into Raleigh. It is thought that Ficken has headed for Durham.

It was only a short time ago that Constable Lennon had a somewhat similar experience. He was bringing in a prisoner who pretended to be sick and was allowed to go to the closet. Here he opened a window and jumped from it while the train was in motion, leaving the constable behind.

FINE FISHING AT MOREHEAD.

The Advance Guard Return With Glowing Reports.

Mr. Claude Barbee and Col. Fale Arendell have returned from their Morehead City fishing trip. They were, during their stay, guests of Congressman John M. Morehead at his summer cottage, and in the party were Col. Tom Washington and Mr. Bill Anderson, of Wilson. "I cannot imagine a single detail that would have added to the pleasure of the few days outing," said Mr. Barbee. "It was just a few days away from business, and those who know John Morehead socially will readily submit that the party could not have been in charge of a more genial host.

"And as to our catch of fish," chimed in Colonel Arendell, "we caught, according to Commodore Sherrod Pinner, commander of the Katherine M., four hundred and twenty seven of the cavaliers of the sea, including Spanish mackerel, blue fish, sheep head, pig fish, hog fish and other species of the sporty finny tribe."

The indications are that the seasoned fishing sport at the summer capital is going to be exciting and interesting in the opinion of these adventurous knights of the rod and the reel.

ISAAC F. DORTCH DEAD

Passed Away in Raleigh This Morning At Two O'clock

Distinguished Member of Goldsboro and Highly Esteemed Private Citizen, Whose Life Has Been Such as to Place His Name High in the Regard of North Carolina.

There passed away in Raleigh this morning, after a long illness, Mr. Isaac Foote Dortch, of Goldsboro, who as a member of the bar and as a private citizen has taken high position in North Carolina. He was a man representative of the best life in the State, one who stood high in the regard of all in North Carolina who knew him.

Mr. Dortch was a son of Hon. W. T. Dortch and Mrs. Mary Elizabeth Pittman Dortch, of Goldsboro, his father in his day having held high position, a member of the Senate of the Confederate States, one who was esteemed for his learning and wisdom, a devoted son of North Carolina. A noble son of a noble father, Mr. Isaac F. Dortch held the esteem of the people.

Mr. Dortch was born in Goldsboro on August 23, 1849, and was in his sixty-first year. On October 8, 1873, he married Miss Lucy Hogg, the daughter of Dr. Thomas D. Hogg, of this city, Mrs. Dortch dying on April 24, 1905.

Mr. Dortch is survived by eight children, Miss Sallie Dortch, Mr. Gavin Hogg Dortch, Miss Janet Dortch, Mr. William Pittman Dortch, Miss Ellen Dortch, Mr. Thomas Hogg Dortch, Miss Lucy Bayard Dortch and Miss Elizabeth Dortch, and by five brothers, Col. W. T. Dortch and Mr. H. T. Dortch, of Goldsboro; Mr. F. L. Dortch, of Seattle; Dr. Allen Dortch, of Kansas, and Mr. J. Tyson Dortch, of Oklahoma City.

Mr. Dortch was a graduate of the University of Georgia and Washington and Lee University. He studied law under Judge Pearson and attained a high position in the practice of law. He represented Wayne county in the General Assembly of North Carolina, and for years as the chairman of the Democratic Executive Committee of Wayne county did a splendid work for Democracy, being "of the stalwart sect." In his death the State loses one of its noblest sons.

Mr. Dortch died at the home of Miss Sallie Hogg, 218 North Wilmington street, having come to Raleigh some time ago during his illness. The exact arrangements for the funeral have not yet been made, but it is understood that the services will be held on Wednesday afternoon in Raleigh from Christ Church.

IS STILL REACHING OUT

RUMORED THAT THE PENNSYLVANIA RAILROAD HAS ACQUIRED AN INTEREST IN THE N. Y., N. H. AND HRRTFORD RAILROAD.

(By the Associated Press.)

Philadelphia, Pa., May 23.—The North American tomorrow will announce that the Pennsylvania Railway owns an important stock interest in the New York, New Haven and Hartford Railroad.

There is not, apparently, any authority for the announcement. The story says:

"The Pennsylvania Railroad Company now owns an important stock interest in the N. Y., N. H., and Hartford Railroad. With the first vacancies which occur in the board of directors of the big New England transportation system, the Pennsylvania Railroad interests will be accorded representation commensurate with its ownership.

"Not in a long time has there been such a development in railroad or financial world more important and far reaching than that invlived in the present news that the Pennsylvania Railroad has projected its influence in an effective way past New York and on throughout New England. This fact, as it leaked out yesterday, is fully confirmed, even if it has not been officially announced. Since the beginning of the year the Pennsylvania Railroad has acquired what is described as a very considerable holding of New York, New Haven and Hartford Railroad stock.

News that the Pennsylvania Railroad has quietly acquired any important stock in the New Haven developed yesterday as an explanation for the sale by the company of $11,000,000 of equipment trust four per cent. certificates to a Philadelphia and New York banking syndicate, headed by Edward B. Smith & Company, of this city. The question had arisen as to why the Pennsylvania, presumably very rich in cash, should have sold bonds now.

ELECTRIC CONNECTION.

Belief That C. C. & O. Railway is Making An Asheville Connection.

(Special to News and Observer.)

Asheville, May 23.—A survey is being made from Boonford, a station on the C. C. & O. to Weaverville, to connect with the Weaverville electric line to Asheville. The work is progressing under the direction of C. L. Ruffin, a civil engineer. The utmost secrecy is being maintained. This action has given rise to the belief that this is a project of the C. C. & O. to get into Asheville. This is only speculation as it may be done by private parties.

ST. AUGUSTINE SCHOOL.

Baccalaureatte Sermon Sunday Afternoon.

The baccalaureate sermon at St. Augustine School was delivered Sunday afternoon at five o'clock, by Rev. D. LeRoy Ferguson, of Louisville, Ky. The annual address will be made by Rev. C. B. Wilmer, of Atlanta, Ga.

Appropriation Stricken Out.

(By the Associated Press.)

Washington, D. C., May 23.—The proposed appropriation of $250,000 to pay the expenses of the tariff board recommended by President Taft, was stricken from the sundry civil bill in the House today, on the point of order by Mr. Fitzgerald, of New York.

Scott's Emulsion

is the best remedy for all kinds of colds, bronchitis and chest troubles.
All Druggists

SALEM FEMALE COLLEGE

Class Day Exercises of Most Interesting Character

Mrs. Jonathan Jackson Participates in Exercises, Planting an Ivy—Gifts of the Class—The Alumnae Association Meeting a Happy Future.

(Special to News and Observer.)

Winston-Salem, May 23.—The meeting of the Alumnae Association this evening was one of the happy features of the Salem Female College commencement exercises. President H. E. Rondthaler explained the $100,000 fund being raised, stating that Salem was the fourth woman college in the country to be recognized by Andrew Carnegie, who had proposed to give $75,000 of $100,000 endowment and that only eighty thousand remained to be raised. The Alumnae Association promptly voted to see that the remaining amount was secured within the given time of five years. Announcement was also made that Miss Elizabeth McRee, of Lincolnton, niece of Mrs. Stonewall Jackson, and who is attending the commencement with her aunt, was the first recipient of a scholarship from the Carnegie endowment fund. Mrs. Amanda Lemly, mother of Capt. Samuel Lemly, of the United States Navy, who died a year ago, was with Mrs. Jackson, in the receiving line, and shook hands with the alumnae and large numbers of visitors.

Mrs. Jackson's presence at class day exercises, attended by a guard of honor in the person of the Confederate veterans in gray uniforms, was a feature of unprecedented interest.

The morning's program was under the direction of the senior teacher, Miss Lehman and consisted of college song, the presentation of the class banner to the school by Miss Bessie Weatherly. The amusing class will, all drawn up in duly legal form, was read by Miss Flossie Martin, signed, sealed and delivered in the presence of many witnesses. Having bequeathed various and sundry articles and privileges to the juniors, sophomores and freshmen respectively, Miss Lucy Jarman responded for the juniors, Miss Clara Glenn for the sophomores, and Miss Parker for the freshmen. Miss Evelyn Wood, of Jacksonville, Fla., read the class history, after which Miss Pauline Bahnson bestowed the class flower, the violet, and the class colors, purple and white, to the class of 1914. The flower stands for modesty and the colors for royalty and purity. Miss Elizabeth Duncan made a graceful response. The class memorial, a beautiful brass sun dial to stand on the grass of the campus, was next presented by Miss Mary Parris in an appropriate speech, and was received by Bishop Rondthaler in his happiest vein.

After this followed the planting of the class tree, a young poplar, near the gateway leading into the pleasure grounds. Miss Beulah Peters, of Texas, making the speech. The company then repaired to the front of the college building, Mrs. Jackson and her guard of honor leading the way, and the several classes, with all of their insignia and pennants, marching in line to the martial music to their positions. Just between main and south halls the class of 1906 gathered 'round their banner, which has been adorning the chapel walls since they left, and one of their number, Miss Josephine Parris, presented the wrought iron archway surmounting the gate which they gave some years ago. President Rondstaler received the gift in a characteristically witty and apt speech.

Dr. Rondthaler introduced Mrs. Lindsay Patterson, saying she needed no introduction, that in behalf of the lady of honor she would make the presentation speech of the Mount Vernon Ivy, so kindly sent by Mrs. R. D. Johnston, of Birmingham, Ala., vice-regent for the State of Alabama, at Mount Vernon. It was Mrs. Johnston's request that the first lady of the Southland, Mrs. Stonewall Jackson, plant the ivy and Mrs. Patterson's remarks were to this effect and expressive of the pleasure the ceremony offorded her. She then handed to Mrs. Jackson the little pot containing the ivy and she in turn planted it. Before Mrs. Jackson took her seat Mrs. Patterson threw a detaining arm around her and begged her to make some little speech, knowing how much the gathering were longing to hear her. Mrs. Jackson with true old time courtesy could not deny this appeal and simply said she wished to thank these good people for the beautiful welcome they had given her but that she had been brought up in the old times when ladies might not speak in public. This, of course, was greeted with enthusiasm and the band played "Dixie," while some were singing and some were crying and some of the veterans gave the "rebel yell."

The procession then moved to the main entrance of main hall where the beautiful statue of Hebe in memory of the late Mrs. Helen Wilde was presented by the Alpha Delta Phi Alumnae. The statue is an exquisite piece of art, designed in Florence, Italy, of pure white carara marble, standing on a beautiful pedestal. Col. F. H. Fries accepted the gift in behalf of the school and in the name of the Board of Trustees in a few brief but eminently fitting remarks. The program closed with singing "There's Music in the Air," led by the band.

At 8 o'clock tonight the grand concert was given when the Danish cantata "The Erl Kings Daughter" was the most attractive feature with Miss McClaughlin, of Boston, as soprano soloist.

The graduation exercises will be held tomorrow when the address will be made by Dean Edward K. Graham, of the University of North Carolina.

FEDERAL COURT CONVENES.

Accounts of United States Commissioners Proved Yesterday—New District Attorney to Prosecute.

The May term of Federal court convened in this city yesterday, Judge Connor presiding. Prosecuting the cases this term will be the recently appointed district attorney, H. F. Seawell, of Carthage. Mr. Seawell was at the terms of court in Elizabeth City, New Bern, and Wilmington.

There was but little done yesterday. The accounts of several United States Commissioners were proven. Today the cases from Moore, Chatham, Harnett, Lee and Sampson will come up for trial.

EIGHT PASSENGERS HURT.

Wreck on Southern Railroad Near Cedar Run Bridge.

(By the Associated Press.)

Washington, D. C., May 23.—Eight passengers were slightly injured in the wreck late today of a special train, running as the second section of No. 16, on the Southern Railroad near Cedar Run Bridge between Calles and Calverton, Va. The engine and four passenger coaches were derailed 300 yards from the bridge, the cause of the accident being a mystery. All the passengers were seriously shaken up and some were badly cut and bruised.

SINGER CAPTURES THE CONVENTION

Incident at World Sunday School Meeting

MEXICAN FLAG PRESENTED

Bishop Hartsell, of Africa Spoke on the Moslem Peril in Africa—He Said That it was Essential That the Children be Taught in the Sunday School the Need of Further Missionary Work in Africa—Booker Washington Elected a Life Member.

(By the Associated Press.)

Washington D. C., May 23.—When former Congressman Walter O. Hoffecker, of Delaware, and the son of a former congressman from the same State arose tonight far back in the great crowd that filled convention hall, where tonight's session of the World's Sunday School convention was held, and all by himself sang "Traveling Home, led by Jesus, I am Traveling Home." The audience applauded so long and so lustily that Mr. Hoffecker was compelled to go to the front, mount the platform and sing it again. It was during a song service led by Chas. M. Alexander, the singing evangelist, who has sung the gospel story to immense audiences in all parts of the world, that Mr. Hoffecker, when a volunteer was called for, stood up far in one corner of the big hall and almost swept the audience off its feet with enthusiasm.

Hugh Cork, of New Orleans, was elected statistical secretary for the United States.

A large Mexican flag sent to the convention by the Suday School Association of Mexico was unfurled tonight and draped over the front of the speakers' stand by the Stars and Stripes. Great applause greeted this action. A telegram was sent by the convention to President Diaz and to a number of prominent Sunday School workers through the world, and telegrams of congratulation from various parts of the world.

Bishop Hartsell, of Africa, spoke on "the Moslem Peril in Africa," declaring that "the Chrustian Church has come to realize that in the conversion of the Mohammedan world, the Church faces the supreme crisis of its history."

It was essential, he said, that the children be taught in the Sunday school, the need of furthering missionary work in Africa.

Dr. Carey Bonner, of London, declaring that "the Christian Church day school workers was to be found among boys between the ages of 12 and 14. Lads of that age were most difficult to hold to Sabbath devotions, he declared.

All the wrinkles which were formed in "the world's sixth Sunday school convention when the color line was drawn on the negro delegates were smoothed out today when Booker T. Washington was made a life member of the organization and the necessary $1,000 was promptly pledged, mostly by delegates from Southern States.

A white delegate from Kentucky nominated Washington, saying: "We may all have our own ideas of how the negro problem is to be worked out, but we owe it as a tribute to the Christian negroes of the world to make Booker Washington a life member."

"I carried a gun marching with Robert E. Lee for three years," shouted another delegate from the floor, "and I'll give a hundred dollars for that name."

The subscription was quickly made up.

SUPPLY PASTOR AT APEX.

Rev. C. C. Wheeler, of Wake Forest, to Go to Apex Till January.

Rev. C. C. Wheeler, who has just completed his third year at Wake Forest, has been called as supply at the Baptist church of Apex until the first of next January. Mr. Wheeler will accept the call.

This young minister is a man of fine personality and exceptional ability. He was recognized as one of the best speakers of his class in college and is a man of strength in the pulpit.

LITTLE BOY'S DEATH.

Paul Coley, Son of Mr. and Mrs. R. A. Coley Passed Away Yesterday.

Little Paul Coley, the son of Mr. and Mrs. R. A. Coley, died yesterday morning about seven o'clock after an illness of two weeks. He was twenty months old. The parents have the deepest sympathy of their friends in this bereavement.

The funeral will be conducted today from the Primitive Baptist Church. Oakwood Cemetery will be the place of interment.

EPISCOPAL COUNCIL.

Fayetteville is Cchosen as the Next Place of Meeting.

Wilmington, May 23.—The council decided at today's session to meet next year in Fayetteville. Practically all of the afternoon session was devoted to receiving reports, none of which were of special interest to the general public. It was decided by the council to recommend additional buildings at the Charlotte orphanage.

To Vance County Court.

In the city yesterday morning were Judge D. L. Ward, of New Bern, and Solicitor C. C. Daniels, of Wilson. They left at eleven o'clock for Henderson, where Vance county court is in session this week.

Mr. Boushall Doing Well.

The many friends of Mr. Joe Boushall, who was operated on Saturday for appendicitis, will be glad to know that he is doing nicely and that no complications are feared.

Not in any Milk Trust

The Original and Genuine

HORLICK'S MALTED MILK

The Food-drink for All Ages.

At restaurants, hotels and fountains. Delicious, invigorating and sustaining. Keep it on your sideboard at home. Don't travel without it.

A quick lunch prepared in a minute. Take no substitute. Ask for HORLICK'S.

Others are imitations.

Summer Comfort

Hot Weather FOOTWEAR

The Cool, Comfortable Kind

Soft leathers and "natural shape" lasts are absolutely necessary to foot comfort. Let us fit you out with a pair of our $4.00 Oxford Ties, with the $5.00 look. *All Union Made.*

Pool & Crocker

"We Fit the Feet"

105 Fayetteville Street *RALEIGH, N. C.*

TOTAL ECLIPSE OF MOON

WITNESSED FROM HERE EARLY THIS MORNING—COMET NOT IN SIGHT, BUT STARS SHINE BRIGHTLY.

This is a season when men look up. For a month the eyes of the people have been turned heavenward, as have the telescopes in the great observatories throughout the world. There are many who cannot boast of the fact that they have seen Halley's comet, but there are only a few who can say this morning that they did not see the eclipse of the moon last night, or a part of it at least.

The night was an ideal one for the witnessing of the phenomenon, which began at 9:32 o'clock, when the moon entered penumbra. At 10:46 it began to enter the shadow of the earth, going deeper as the night advanced, until 12:24 this morning, when its disc was entirely covered. The total eclipse ended at one o'clock; the moon left the earth's shadow at 2:22 and the penumbra at 3:36.

During the phenomenon the moon was eagerly watched by scores of people who remained out of bed. Some looked for the comet, but it had set before the beginning of the eclipse.

Up to the entrance of the moon into the penumbra, it shone with brilliance, being full. Then there was a dark spot on the east side, which grew gradually until there appeared to be a piece cut from the side of the moon, which was then entering into the earth's shadow. The stars, which had shone dimly on account of the brilliancy of the night, began to grow brighter seemingly to do duty for the moon, which was being "put out of commission" for a time. If the comet had been visible when the eclipse was total it is probable that it would have been very brilliant and that its tail would have swept across the heavens, forming a weird picture.

ESCAPES BUT RECAPTURED.

W. H. Tilly, a White Convict, Who Killed His Wife in Durham, Had a Short Vacation From Caledonia Farm.

W. H. Tilly, a white convict, has had a short vacation from the Caledonia State farm, and bears some gunshot wounds as a memento of his trip.

On Saturday when the convicts were being lined up to get them in out of a big rain, Tilly made a break for the woods, fifteen steps away. As he ran the guards sent several shots after him, but those seemed to miss and Tilly was gone.

It was thought that he had entirely succeeded but dogs were put on his track and he was finally caught. It was found that he had been struck with four buckshot and the report was that he breathed as if a shot had penetrated the lungs.

Tilly was sent up some six or eight months ago from Durham county for eight years for killing his wife, the verdict being murder in the second degree. He had some property in Durham which he recently sold, and has about $700 in the bank. Immediately after his escape the bank at Durham was notified and requested not to let him have the money.

ACTION TAKEN ON GIFTS TO CHURCHES

(Continued from Page One.)

announced by the judicial committee of the Presbyterian Assembly today.

The committee, headed by Rev. F. D. Warfield, President of the Lafayette College, presented a report in which it declared the belief "that the minority members of the New York Presbytery had established a prima facie case of heresy and the matter has now been referred to the judicial committee of the assembly, who will hear witnesses and report their findings for final action by the assembly."

Dr. Warfield introduced a resolution to allow contributions to divinity students of over $200, the sum allowed by the assembly to pay the expenses of students working their way through college to enter the ministry. The resolution passed after Dr. Warfield had stated his belief that "theological students should not be forced to peddle books or groceries to secure an education."

Until the resolution was passed a regulation of the assembly had refused to allow students to receive over $200 a year toward their education and the resolution carries a proviso that the increase should only be allowed in case of "sickness or other extraordinary need."

Dr. Hamilton Haymnes, of Indiana, declared that the high cost of living is keeping young men out of the ministry and advocated higher salaries for ministers in smaller churches.

A mass-meeting in the interest of missions for freedmen was held tonight.

Two To the Pen.

Two negro prisoners were yesterday brought to the State Prison from Cabarrus county. One is Robert Burton, in for thirty years for second degree burglary, and the other a woman, Beatrice Blackburn, in for six months for larceny.

In Raleigh Yesterday.

Messrs. S. G. Brame and A. D. McLean, of the Washington, N. C., bar, were in the city yesterday.

WM. SEYLER ON TRIAL

RAPID PROGRESS MADE IN CASE YESTERDAY — JURY QUICKLY SELECTED AND SEVERAL WITNESSES EXAMINED.

(By the Associated Press.)

May's Landing, N. J., May 23.—Rapid progress was made today in the trial of Wm. Seyler, the young married man accused of murdering Jane Adams on the million dollar pier in Atlantic City last February. A jury was chosen within an hour and twenty minutes after the prisoner was arraigned at the opening of court.

Prosecutor Goldenburg in his opening address said that "Jane Adams met her death defending her honor." The first witnesses called were the motorman and a policeman, who found the girl's bruised body with the torn clothing frozen to it lying on the beach, where it had been cast by the waves several days after the girl had disappeared.

Charles Adams, the girl's father, was then placed on the stand. He stated that on the night of February 4, Orvis, brother of the defendant, came to his home and took Jane and her sister Alice out about 7 o'clock. Alice later returned alone and said she left Jane on the pier with William Seyler.

Mr. Adams went to Seyler's home, but he disclaimed all knowledge of Jane's disappearance. Asked whether Wm. Seyler ever came to his house to see Jane, Mr. Adams answered "no" decisively.

"Jane was seventeen years old June 17 last," said Mr. Adams. "Orvis often came to the house to take her and Alice out."

Dr. Lewis R. Souder, county physician, who made the autopsy on the body of Jane Adams, on direct examination said the autopsy had shown contusion of the head about the eyes and congestion of the lungs. There was no evidence that the girl had been attacked.

Mr. Gaskill, Seyler's counsel, raised the question whether the conditions described could have been caused by drowning, to which Dr. Souder replied: "I think not."

Dr. Emery Marvel, a surgical expert, testified that the bruise found on the girl's face must have been caused before death had ensued.

Alice Adams, the 15-year-old sister of the dead girl told of visiting the pier with Jane and the two Seylers on the night her sister disappeared and of leaving her on the pier with Wm. Seyler.

The dead girl's mother told of her search for her daughter on the night she disappeared and of swearing out a warrant for Seyler's arrest on the charge of abduction.

A signed statement by the prisoner when he was arrested in Petersburg, Va., was also placed in evidence by the prosecution. In it Seyler denied that he had been out of his home or seen the girl on the night in question. The prosecution will continue its case tomorrow when it is expected Orvis Seyler will be placed on the stand to give evidence against his brother.

THE BOARD OF MISSIONS

METHODIST BODY MEETS AT ASHEVILLE AND ACCEPTS REPORT OF COMMITTEE — OFFICERS ARE ELECTED.

(By the Associated Press.)

Asheville, N. C., May 23.—The Board of Missions of the Methodist Episcopal Church, South, composed of the College of Bishops, ten ministers, ten laymen and then women, met today and accepted the report of the joint educational committee. Rev. E. F. Cook was elected secretary of the Foreign Mission Department; Rev. J. M. Moore, secretary of the Home Mission Department, and Rev. E. H. Rawlings, secretary of the Educational Department; J. D. Hamilton, treasurer, and Mrs. J. R. Cobb, and Mrs. R. W. McDonald, Miss Mabel Head and Mrs. A. L. Marshall were elected to positions under the new order of the Merger of the Missionary Societies.

Immediately after the adjournment of the Board of Bishops, the College of Bishops met. Bishop Hoss, resigned from the Committee of Ecumenical Conference on account of his work in foreign fields. Bishop James Atkins was elected to fill the vacancy. The following commission was appointed to codify the discipline of the church: Bishop Collins Denny, Dr. Gross Alexander and Hon. W. H. Talbot, of Maryland.

The following were appointed by the bishops as members of the Education committee: J. O. Wilson, W. L. Weber, Thomas Carter, R. E. Blackwell, Andrew Sledd, J. N. Snyder, S. M. Hosmer, R. E. Hyer, and J. A. Sharp. Rev. J. E. McCulloch was re-elected superintendent of the Board of Directors of the Methodist Training School in Nashville, Tenn. The salary of the general secretaries was fixed at $3,600, and other secretaries at $2,000.

The salaries of the secretaries of the Men's Council were fixed at $1,500, foreign and home secretaries, and $1,400 for educational and editorial secretary.

It was decided to assess the annual conference $15,000 for home department work.