ESCAPED INFURIATED MOB

NEGRO PRISONER'S LIFE SAVED BY A CLEVER RUSE OF OFFICERS AFTER BEING PENNED

(By the Associated Press.)

Hinton, W. Va., Aug. 16.—Directly under the nose of a lawless mob of a thousand infuriated men, bent on having the life of a negro believed to be the man who assaulted and murdered Mrs. Lottie Allen of Quinnemont Sunday night and wounded her husband, county officers tonight escaped from a Pullman car, in which they had guarded the prisoner for four hours and took to the woods with the prisoner. As soon as the mob learned that the prisoner had been carried away, when almost within their grasp, their anger broke out afresh. They scattered into groups and began searching the woods for the negro and the officers. Troops, accompanied by Governor Glasscock, are on the way from Charleston, to prevent a lynching.

The negro was arrested by a railroad detective today. Immediately the mob began to gather and within two hours it had reached proportions that made the officers realize that they were unable to cope with the situation. An appeal to the governor ordered the militia to Hinton.

It was after midnight when the troops arrived.

Just before dark officers attempted to place the negro on a train to take him away. The mob soon learned the purpose of the move but allowed the officers to get the prisoner into a Pullman car. Then the rioters uncoupled the engine, but the air hose end resolutely refused to allow the train to move. They guarded the car until 9 o'clock, when the officers feeling that delay would be fatal, escaped by a ruse into the woods.

The crime for which the negro was wanted occurred Sunday night. John Allen and his wife were walking on the railroad tracks near Quinnemont, W. Va. A negro knocked Allen down. Allen kicking him. Infuriated by insensibility the negro assaulted Mrs. Allen, who was a bride of three weeks, and then murdered her.

Allen recovered enough Monday morning to tell the story but is now in a critical condition. He tried to identify the negro prisoner today. He said he was not certain, but suggested that the negro be held until he recovered. The saloons were closed tonight. All wires are cut, throwing the town into darkness.

CUT OUT THE FIGHT.

Acting Mayor of New York Prevented the Kaufman-Lang Bout.

(By the Associated Press.)

New York, Aug. 16.—Three thousand fight fans who had assembled at the Empire Athletic Club here to see Al Kaufman and Bill Lang, the big Australian, fight ten rounds, were disappointed tonight when the club management announced that the bout was off. John Purroy Mitchell, the young president of the board of aldermen who is acting mayor during Mayor Gaynor's illness, had notified the club that he would not permit the fight to be held. The police had surrounded the place, and although four preliminaries were held, unrelented the orders from the acting mayor were strict that the main contest was abandoned.

Kaufman was already stripped for battle and was in the ring when the announcement was made. Spectators had come from Philadelphia, Boston and Baltimore to see the bout, and in the crowd were seen the faces of Jim Corbett, Kid McCoy, Philadelphia Jack O'Brien, Charley White, the referee, and others.

OLD RATE PREVAILS

Rocky Mount Not to Have Advantage That Was Anticipated From Typographical Error.

(Special to News and Observer.)

Rocky Mount, N. C., Aug. 16.—Recently it was announced that the Atlantic Coast Line had put on a new schedule of freight rate, making a reduction of from twenty-five to forty per cent in the rates charged on shipments from Virginia and points west. This rate was said to favor such cities and New Bern and the news of the change was welcomed by the merchants and wholesalers here, while it now develops that this was only an error and that the old rate prevails. Freight Agent J. S. Lewis on yesterday received a communication from the Assistant General Freight Agent in which it was stated that the rate as named was an error and that it was a misprint on the printers. The notice is that the change was to have become effective in September the first, and there are several little changes in rates that made the new bulletin necessary and it was the printer who caused the error. The old rate will continue to prevail.

MYSTERIOUSLY WOUNDED.

Woman Shot While Riding in Hack and Unaware of Wound Till Her Attention Was Called To It.

(Special to News and Observer.)

Rocky Mount, N. C., Aug. 16.—A severe flesh wound in the hip of a colored woman, Mary Saunders by name, has caused the police no little concern to know how it was inflicted and by what means. On Saturday afternoon the woman was riding in a hack, and was being driven to the passenger depot. When at a point directly in front of the Cambridge hotel something was heard to fire, though there was no attention paid to it, and a freight train was passing about that time. The driver continued to the hotel and it was when he was helping his passenger out of the carriage that he noted the woman's white skirt terribly saturated with blood. He remarked about it and then for the first time the colored woman noted that she was injured.

The matter was reported to the police at once and they went through a thorough investigation, and it was noted that there was a hole torn in the curtain of the carriage at a point about the right angle to have inflicted the wound in the woman's thigh had the missile been speeded from a point near the ground. The driver reported having heard something resembling a pistol shot in sound as they passed the Cambridge hotel, though the woman knew nothing about it. The police have made every effort to bring to light any facts that might show that the woman was maliciously or accidently shot. It is generally believed that a torpedo on the track of the passing freight cast off the missle as it fired and that it was this missive that gave the woman the injury. The police found a small piece of the tin that encases the torpedoes at a point in the middle of the street. It was advanced, though not much credited, that the wound was made by a bullet that was fired from a cartridge that had been left in the street, and that the wheel of the carriage ran over it.

The woman is not seriously hurt, unless some unlooked for change occurs. It was necessary to take her to her home on Happy Hill and medical attention was called. The wound, while not considered serious, is none the less painful.

Make another happy and you make two

DID TAFT KNIFE TEDDY?

DISPOSITION AT BEVERLY TO "STAND PAT" ON THE PLANK AS ANNOUNCED—OVERTURES MUST COME FROM "OTHER SIDE."

(By the Associated Press.)

Beverly, Mass., Aug. 16.—Beverly was completely quiet tonight when news came from New York of the defeat of Col Roosevelt for temporary chairman of the New York Republican State convention. The fact that Lloyd C. Gratiot, president of the New York county committee had been in conference with President Taft as late as Saturday and Sunday added to the sensation that the despatches created.

Secretary Norton carried the news to the President. Mr. Taft made no comment for publication. There is nothing here to indicate that he knew of Mr. Griscom's plan to force a vote on Mr. Roosevelt's name.

So far as can be learned, Mr. Griscom's talk with the President had to do solely with the general situation in New York state and Mr. Taft took the ground that harmony ought to be brought about if possible before the Saratoga convention meets. The story that Mr. Griscom had a message to Col. Roosevelt which would affect the future relations between Mr. Roosevelt and the President is discredited in Beverly. Mr. Taft has assumed the attitude of not any overtures, if they be made, must come from the other side.

What effect today's developments in New York may have upon the organization plans that have been in progress for most of course for a time remain a matter of conjecture. So far as can be learned there is a disposition here to "stand pat" on the plans as announced. Senator W. Murray Crane of Mass. the central figure in the reorganization plans was here this afternoon and spent a short time with the President. The senator was reticent as ever. He would say little about his visit to the President.

KNIGHT IN JAIL.

Negro Charged With Serious Offense —Refused to Work Roads.

(Special to News and Observer.)

Nashville, Aug. 16. In the recorders court here yesterday the school fund was increased by the sum of $80 that amount being assessed in fines to Recorder C. Austin. The offenders were up for fighting, and the Recorder in an effort to stop further scrapping fixed the fines. In the fights in which the parties were engaged, and now the parties are sorry because they were a little too full of life. The parties were all white folks.

Charlie Knight, a negro has been placed in jail charged with criminal assault upon the person of a little negro girl aged eight years. Knight is said to have taken the little girl into an outhouse last week and accomplished his vile deed. The girl has been in a serious condition and waited until this week to tell her trouble. She said that Charlie had told her that her mother would whip her if she told. The negro denies the story and there is only the evidence of the little girl. Physicians say she will do.

The colored Institute for teachers began here yesterday with John W. Bird of Rocky Mount in charge. The attendance is good, and the teachers are taking an interest.

An interesting case was before the recorder today in regard to working the roads by free labor. A 19 year old boy was up for failing to work the road when warned out by the overseer. The magistrate in the lower court fixed a fine of $2.00 and the Recorder affirmed the sentence. The boy's attorney contended that because a law was passed providing that the roads be worked by taxation and abolishing free labor the repealed the law went into effect his client couldn't be forced to work because in certain townships a tax was levied. In the township in question no tax is levied, and the Recorder held that the young man was required to work the road, but suggested that he hoped some one would make a test case of the matter.

Nash county farmers who went to the meeting of the farmers union at the A. & M. College are loud in their praise of the treatment given them by the authorities.

Trials and Tribulations

(Special to News and Observer.)

Tarboro, Aug. 16. Yesterday was court day in Tarboro. Times Pender, recorder, who has been away for ten days on the eastern shore of Maryland, returned and found several offenders for the day.

The first was Elijah Lewis charged who was attached to the law Mount for selling liquor into the home of our clothes cleaners. Getting business not passing enough for them it perhaps he would carry on a side-line to accommodate his friends. He got three months on the roads.

Will Morgan came next. He was up for forcible trespass. The judge let him off upon payment of a penny and costs.

The following trio was next on the docket. Eddie Brooks, Sandy Austin and Jim Daniel. They were charged with carrying concealed weapons. Brooks, because he was young, was discharged. Austin was made to pay a fine of $10 and costs, and Daniel $25 and costs.

Then this duo followed. Henry Allen and Enoch Staton, for fighting. They were made to come over with $5 and they were relieved of further attendance of the court.

Ophelias Hammond, Lewis' partner in the liquor selling came upon the docket and was dealt with accordingly.

PEOPLE'S BANK REORGANIZED

The Receivership Dismissed—Mr. Southgate Jones Becomes Cashier.

Chapel Hill, Aug. 16.—The People's Bank of Chapel Hill has been reorganized and the receivership dismissed by order of Judge J. Crawford Biggs.

No depositor was a loser and over half of the depositors continued to do business with the bank.

Mr. Southgate Jones, formerly with the First National Bank of Durham, becomes cashier.

The assets of the bank were shown to be $35,819.84, of which $9,511.65 was classed by Bank Examiner J. Kemp Doughton as doubtful. This amount has been made up by Dr. E. V. Howell, Prof. Horace H. Williams and Mr. J. D. Webb, the leading stockholders of the bank. The bank is now perfectly solvent, all doubtful assets made good, and will make a good showing under the new cashier.

JOSEPH BAKER CAUGHT.

He is Charged With the Murder of Willie C. White.

(Special to News and Observer.)

Windsor, Aug. 16.—Joseph L. Baker, charged with the murder of Willie C. White has been captured and placed in jail here. The homicide occurred on May 14. Baker was located at the home of an uncle, and when he saw the officers approaching he ran out and hid under the house.

POLICE GUARDS TAKEN OFF

MAYOR OF COLUMBUS REFUSES TO BE RESPONSIBLE FOR OPERATION OF CARS BY STRIKE BREAKERS AT NIGHT.

(By the Associated Press.)

Columbus, Ohio, Aug. 16.—All police guards were withdrawn from cars early tonight by Mayor Marshall, who today declared that he would not be responsible for operations during the night by strike breakers. At a conference in the State House with Adjutant General Weybrecht, the Mayor put it up to the State troops to guard the cars at night if the company should persist in operating them.

General Manager Stewart refused to accede to Marshall's request that the cars be withdrawn. In closing a letter to the Mayor, he said:

"We demand protection from you."

The State officers declined to assume the responsibility.

After conferring with Mayor Marshall, it was announced that the State would continue to handle troops as planned and not permit them to patrol streets or to ride on cars.

The police department was cut down tonight by four more special officers, who declined to ride on cars. This makes 68 mutineers.

No success has crowned the efforts to enlist additional special police officers. Sheriff Sartain has obtained 75 special deputy sheriffs, however.

SUDDEN DEATH OF AGED LADY.

Miss Ellen Pearce, Aged Eighty-Four, Found Dead in Bed Sunday Morning Last.

Wilson, Aug. 16.—Last Sunday morning Miss Ellen Pearce, who was living with her brother, Mr. W. S. Pearce, corner of Tarboro and Lee streets, was found dead in bed. Deceased was in her eighty-fourth year and for a long time had been in feeble health, but just before retiring Saturday night last she expressed herself as feeling better than for some time past, and it came as a surprise to her brother after repeatedly calling her to breakfast last Sunday morning, when he entered her room, to find her dead. She leaves two brothers, Mr. W. S. Pearce of Wilson, who is seventy-two years old, and Mr. John Pearce, of Kornegay, S. C., who is nearing his eightieth year—to mourn their loss.

The interment was in Maplewood cemetery Monday last, the funeral services being conducted by Rev. S. P. Siegel, pastor of the Wilson Christian church.

GREET MEN OF NAVY.

Newport Society Out in Full Force to Welcome Men of Visiting Warships.

(By the Associated Press.)

Newport, R. I., Aug. 16.—Newport society was out in full force today for the reception to the officers of the visiting warships this afternoon at the training station, under the auspices of the men of the Narragansett Naval Station. Nearly a thousand guests, many of whom were officers of the army and navy, garbed in their gold trimmed uniforms, were received by Rear Admiral Raymond Perry Rodgers, district commandant, and Mrs. Rodgers and Rear Admiral and Mrs. Seaton Schroeder. Secretary of the navy George Von L. Meyer was one of the guests.

During the day about 4,000 men from the warships were ashore and this evening 500 of them were the guests of Mr. Herman Oelrichs at a Sandcastle entertainment.

MAYOR GAYNOR'S CONDITION.

Progress Toward Recovery Still Unbroken.

(By the Associated Press.)

New York, Aug. 16.—Mayor Gaynor's progress toward recovery from the wound inflicted on him last a week ago today, is still unbroken. The most positive statement of the day was issued at 9:30 tonight. It read:

Mayor Gaynor has passed a very comfortable day. There has been a general improvement in his symptoms.

(Signed) ARLITZ,
DOWNS,
STEWART,
PARRISH.

Tonight the Tammany general committee passed resolutions condemning the attack on Mayor Gaynor and praying for his recovery.

FLORENCE NIGHTINGALE.

Will Be Buried With the Simplest Ceremonies Next Saturday.

(By the Associated Press.)

London, Aug. 16. Florence Nightingale, who died Saturday, will be buried with the simplest ceremony saturday afternoon at Wellow, Hampshire, where her parents are buried. A memorial service will be held at many in St. Paul's cathedral, at which the King will be represented. The war office is arranging the details of this service. The executors of the will of Miss Florence Nightingale, definitely declined the offer of a public burial in Westminster Abbey among the historic great of England. They consider themselves bound by the terms of her will in which she expressed a wish for a simple private funeral.

AN AEROPLANE RACE.

Latham and Moisant to Fly From Paris to London.

(By the Associated Press.)

Amiens, France, Aug. 16.—An aeroplane race between Paris and London started today when Hubert Latham and Moisant left Issy, in the suburbs of Paris, announcing that they intended to fly to London with stops. Latham ascended first and drove through the air at great speed, but motor trouble forced him to land in a field near LaFaloise. He expects to resume his flights tomorrow. Moisant reached Amiens in two hours and stopped for the night.

Shot In The Shoulder.

Tarboro, Aug. 16.—Hilliard Norville, who lives in Princeville, a small negro town, just across Tar River from this place, Saturday night was shot in the shoulder. The man says he does not know who shot him, but could identify him if he saw him. He claims the man was selling liquor and he called to him to halt, claiming he was a detective. The man drew his gun and fired. The police take little stock in what he tells of the affair, as they believe there is a woman in the case.

Death of Mrs. C. F. Sutherland.

Salisbury, Aug. 16.—Mrs. C. F. Sutherland, who before her marriage was a daughter of Mr. and Mrs. W. H. Hearne, of Albemarle, Stanly county, died at the Whitehead Stokes Sanitarium in Salisbury yesterday, following a serious operation resulting in peritonitis. She was well known in this section of the State and much liked. For the past year, she had been living in Greensboro. The interment takes place at Albemarle.

Shot Into Passenger Car.

Albemarle, Aug. 16.—Some miscreant shot into a passenger train when it was near China Grove Saturday. No one was hit by the bullet, but flying glass struck one passenger in the face.

CALIFORNIA INSURGENT

EARLY RETURNS SHOW THAT HIRAM JOHNSON, CANDIDATE FOR GOVERNOR, IS IN THE LEAD.

(By the Associated Press.)

San Francisco, Cal., Aug. 16.—Early returns in the State primary election tonight indicate that Hiram W. Johnson, insurgent candidate for the Republican nomination for governor, is in the lead. Charles F. Curry is his closest opponent.

First returns in the race for governor between Wm. Kent and Duncan McKinley put Kent in the lead in Sacramento.

LOCOMOTIVE RUNS WILD.

Chase is Given and a Collision Results —Narrowly Escaped Collision With Passenger Train.

(Special to News and Observer.)

Goldsboro, Aug. 16.—Early Sunday morning a Norfolk southern shifting locomotive became its own master in the yards in the northern part of the city, and for a time gave the train crew a lively chase. The yard engineer had left the locomotive on a side-track and gone to breakfast, when in some way the throttle was opened, the locomotive, increasing in speed as it went, passed safely through several switches and out on the Southern track on Center street going through the center of the city. When it passed the Kennon hotel those who saw it say it was running at the rate of at least thirty-five miles an hour. They were not, however, aware that it was wild.

The first person to discover the missing locomotive was the colored fireman, who happened to be near when it made the wild dash. He ran down the track and secured a Norfolk Southern passenger locomotive, and, calling a flagman and the yard brakeman, the three boarded the locomotive and gave chase.

The running locomotive was overtaken about two miles from the city near Little River. Both locomotives were running at high speed, when suddenly and without the least warning, the runaway locomotive left the track and came to a dead standstill, while the locomotive giving chase, which was running at such a rapid speed it was impossible to avoid a collision, crashed into the other with the result that both were badly smashed up.

Fortunately only one of the chasing crew was injured, he receiving same by jumping when he saw that collision was imminent. The other two jumped but were only shaken up a bit.

The track the runaway locomotive was on connected with the main line of the Southern Railway about three quarters of a mile further out from the city, and no doubt there would have been a terrible wreck if it had not left the rails when it did as the Southern passenger train from Raleigh was at that time nearing the junction.

NOW CATHEDRAL ABBEY

Highest Honor Conferred on Belmont Abbey

The Abbey in North Carolina the Only One of Its Rank on the North American Continent, and One of Only Eighteen in the World.

Savannah, Ga., Aug. 16.—The Benedictine Fathers of the Sacred Heart church announced yesterday that Pope Pius X has raised Belmont Abbey, at Belmont, N. C., to the dignity of Cathedral Abbey, with its own territory and jurisdiction. Eight counties in North Carolina are attached to the new see. This honor is the highest the Catholic church ever confers on an abbey. Belmont is the only one of this rank in North America and one of only eighteen of this class in the world.

As the Abbots of Belmont, by virtue of its raised dignity will have, with few exceptions, the rights and privileges of a Bishop, with all a Bishop's obligations. This honor is principally due to the zeal and energy of the venerable Abbot Bishop Hand, who, in 1887, with eight young Benedictines came to Belmont from the great monastery of St. Vincent's, in Pennsylvania. The college and monastery was erected in a North Carolina wilderness.

The canonical erection of the abbey will be formerly promulgated some time in October, when Abbot Bishop Hand will celebrate his silver jubilee in the presence of high dignitaries of the church.

HITCHCOCK ENTOUR.

On Visit to West and the Southwestern States.

(By the Associated Press.)

Washington, Aug. 16.—Postmaster General Hitchcock left today for Chicago on his tour of Western and Southwestern States. Mr. Hitchcock will go as far as the Pacific coast where he will attend meetings of postal officials. He will visit Arizona and New Mexico before he returns to Washington.

Mr. Hitchcock referred to his visit to postal assemblages as the chief purpose of his visit West, together with the vacation he will take while he is away, but among politicians his investigation into the political situation in the Middle West and West, it was acknowledged, will not be incomplete.

FAIRFAX HARRISON ELECTED.

Southern Railway Official Wanted by Chicago, Indianapolis and Louisville Railway.

(By the Associated Press.)

New York, Aug. 16.—Fairfax Harrison, heretofore vice-president of the Southern Railway, was today elected president of the Chicago, Indianapolis and Louisville Railway Company at a meeting of the board of directors of that company called to fill the vacancy caused by the death of I. G. Rawn.

Not Know Whether He Will Accept.

(By the Associated Press.)

Washington, D. C., Aug. 16.—Mr. Harrison has been identified with the Southern Railway for nearly fifteen years. He was appointed solicitor in 1894; assistant to the president in 1903; and vice-president December 14, 1906. Since his elevation to the vice-presidency he has had general charge of certain legal and financial matters under the supervision of the president. It is not known here whether Mr. Harrison will sever his connection with the Southern or not.

Spaniards at Lumberton.

Lumberton, Aug. 16.—Two Spaniards from Tampa, Fla., have arrived here to look over the situation with the view of establishing a cigar factory here. They are pleased with the location.

PRESIDENT OF CHILI DEAD

REACHED BREMEN, GERMANY, YESTERDAY MORNING EXPIRED THERE LAST NIGHT—HEART FAILURE THE CAUSE.

(By the Associated Press.)

London, Aug. 16.—President Pedro Montt, of Chile, arrived at Bremen on the steamship Kaiser Wilhelm Der Grosse this morning. His death occurred at 11:40 o'clock tonight. It was due to a recurrence of heart failure, following the recent attack of angina pectoris from which he suffered.

DEATH OF PRESIDENT MONTT.

The Shooting of Mayor Gaynor Which He Witnessed May Have Hastened His Death.

(By the Associated Press.)

New York, Aug. 16.—President Montt left New York just a week ago after one of the most stirring experiences in his career. That same morning he had seen Mayor Gaynor shot down on the deck of the Kaiser Wilhelm Der Grosse, had witnessed the struggle with James J. Gallagher, the would-be assassin, and had departed feverishly excited over the occurrences as were most of the other passengers aboard. A sufferer from heart trouble it is not improbable that his sudden death may in some manner be attributed to the occurrence. He arrived in New York from South America on August 1, after a stop in the Panama Canal zone where he inspected the work on the canal and pronounced it good. Arriving here he was received with the Presidential salute and met by Federal, State and City officials.

On the following Friday he left for Boston whence he was taken on the President's yacht Mayflower to Beverly where he and Mrs. Montt had luncheon with the President.

Pedro Montt became president of Chile on September 18, 1906, and his term of office extended to 1911. He succeeded German Riesco as chief executive. He was elected by an enormous majority, and was supported by a really national party.

Pedro Montt was a member of one of the best known families in Chile, for his father, Manuel Montt, was president of the Chilean republic from 1851 to 1861.

Taft Sends Condolence.

Beverly, Mass., Aug. 16.—News of the death of President Petro Montt, of Chile, reached President Taft tonight and he sent the following telegram to Mrs. Montt:

"Madame Pedro Montt,

"Care Chilean Legation, London.

"Mrs. Taft and I are greatly shocked to hear of the death of President Montt. Your welcome visit to us at Beverly is still fresh in our memory. We extend to you our heartfelt sympathy in your great sorrow and we condole with Chile in the loss of her chief magistrate and her great statesman.

(Signed.) "WM. H. TAFT."

MURDERER AT LARGE.

From Evidence Brought Out at Inquest Zeb. Griffin, in Cold Blood, Slew Calvin Thorne—Dealt Him Two Blows With the Eye of an Axe.

(Special to News and Observer.)

Wilson, Aug. 16.—The story printed in yesterday's News and Observer about the homicide in Old Fields township is true, except as to the victim—Calvine Thorne—dying from a knife wound.

Robert Davis, the only eye witness to the unfortunate affair, testified at the inquest, which was held by Dr. H. H. Best, the coroner, as follows:

The trouble occurred Sunday afternoon about five o'clock. Mr. Watkins and I went down to Mr. Zeb Griffin's home. Zeb and Mr. Calvin Thorne went on behind us locked in each other's arms. After I got to the house I was sitting on the box eating peaches. Zeb's wife commenced cursing Mr. Thorne; Mr. Thorne asked her what was the matter; she said: 'I will show you what is the matter'; Zeb Griffin was standing behind Calvin Thorne and he, Zeb, reached over and got the axe which was standing by the post close to Mr. Thorne, and struck him all at once; Mr. Thorne fell on the corner of the porch on his face and Zeb struck him again. Then Zeb ran out to the lane and cursed and told everybody to leave there; he had the axe in his hand when he ran into the lane and looked as though he wanted anybody who got in his way. I began to cut off the lane and woke up Charlie Thorne and told him what had happened. The first lick hit Mr. Thorne back of the head. Mr. Thorne standing in front of Zeb, not noticing him at all; the second lick struck him in the side of the head. When we were going down to Zeb's before the trouble occurred, M. C. Watkins was walking with me, and Zeb and Mr. Thorne were about twenty feet behind. Mr. Thorne and Zeb didn't seem to be mad with each other, as there was no loud talking, or anything to indicate such. I have never heard of them having any trouble before. Zeb insisted on Mr. Thorne going to his house. Both had been drinking cider but were not drunk. I didn't see anything in Mr. Thorne's actions or hear him say anything to Mrs. Griffin, but she seemed to be mad with him."

M. C. Watkins said at the inquest: "I have heard Zeb Griffin repeatedly say that if Thorne don't stop messing around my house, I'll have him to kill, for he is always raising a disturbance between me and my wife."

The family of the murdered man has offered a reward of fifty dollars for the apprehension of Griffin and Solicitor Daniels will ask Governor Kitchin to offer an additional fifty.

Grif is a brother of the notorious Bertha Brown, who has given Raleigh so much trouble. He is about thirty-five years old, weighs about 135 pounds, light sandy hair, walks very fast, always with head down. When the crime was committed he wore a blue shirt and blue overalls.

TRIAL ON TO-DAY.

The State Against Sutton for Causing The Death of M. D. Creech, Called in Johnston Court To-Day.

(Special to News and Observer.)

Wilson, Aug. 16.—John B. Woodard, Esq., left for Smithfield this morning to appear for the prosecution in the case of the State against Sutton for causing the death of M. D. Creech by hitting him over the head with the butt-end of a buggy whip a few weeks since.

Sutton remained in hiding until after the death of Creech, which occurred at the Wilson Sanatorium a few days after he received the blow, then, on the advice of his attorneys, he surrendered himself and has been in the jail at Smithfield ever since.

WANTED! PARTY GIVING NAME J. B. Jones, tall, slender, about 21 years, claiming to be from Norfolk, obtained black horse and new rubber tire buggy, black body, red running gear, from my stables today, Tuesday, 2 o'clock, for one hour. Has not returned. Suitable reward for information or apprehension. Wire B. L. Bozman, Washington, N. C.

NEGRO GIRL ALLOWED BAIL

CHARGED WITH INFANTICIDE—TWO BIG REVIVALS—FAIR PEOPLE DON'T LIKE COMING OF THE CIRCUSES.

By ANDREW JOYNER.

Greensboro, N. C., Aug. 16.—Callie Nettles, the Chatham county negro girl who was placed in jail here two weeks ago and not allowed to give bond by verdict of the coroner's jury, that she had killed her new-born infant, was given a preliminary hearing before 'Squire Dave Collins yesterday. The evidence showed that a dead infant had been found in a clump of bushes near the railroad bridge in Proximity, where the girl worked as cook; that she immediately disappeared and was arrested at her father's home in Chatham county several days after the discovery. There was evidence showing the woman to be the mother of the new-born infant.

There being no evidence to show that the child was deliberately killed, the defendant was sent on to court charged with homicide, the bond being fixed at $1,000. Despite the size of the bond and the seriousness of the charge, the girl's relatives and white friends in Chatham will arrange for her bond Wednesday, and let her go free until her trial at September term of Guilford court. The matter of most interest in this case is the right of a coroner's jury verdict to preclude the right of an accused to a preliminary hearing before a justice of the peace. In the case of the Nettles girl it was claimed that she could not have a hearing before a justice of the peace, and the sheriff was ordered not to allow her to be released from jail even with an officer to attend trial. Her attorneys, Messrs. Walter D. Siler, of Siler City, and D. P. Stern, of Greensboro, then sued out a writ of habeas corpus before a superior court judge. Before this writ could be heard, the prosecuting attorney agreed to permit the accused to have a preliminary hearing with the result that after hearing all the evidence, the defendant was allowed to give bond.

Interesting Locals.

Rev. S. B. Klapp has returned from the western part of the State. While there he organized a Christian church at Esther with thirty-one charter members.

Mr. J. Giles Foushee has bought from Mr. Garland Daniel that portion of the Washburn estate lying on the west side of the Guilford Battle Ground road, known as "The Cedars."

Two Big Revivals.

Greensboro is promised a big three weeks' religious revival, to begin September 2. Rev. W. E. Biederwolf, a noted Western evangelist, with four assistants, a singer, a pianist, a lady worker who has charge of the cottage prayer meetings, and a man who looks after the shop meetings, has been engaged by the Greensboro Ministrial Association to conduct the series of Gospel meetings. The plan now is to have union congregation meetings and the question of either erecting a temporary tabernacle to seat five thousand people or to make a partition of the auditorium for the purpose of accommodating that number, is the present point of attention. The city has not had a regulation big advertising religious revival since the death of Reverends Sam Jones and "Bill" Fife, and there is no question about attracting great numbers of people here, as well as securing many converts and new church members by the proposed arrangement.

A revival will begin at the Friends church, on Asheboro street, next Sunday, conducted by Charles Hiatt, of Indiana. Mr. Hiatt is pastor-elect of the Friends meeting in Long Beach, California. The meeting will continue two weeks.

Circus and The Fair.

The Carolina Central Fair will be held at Greensboro this year the third week in October, and Secretary Garland Daniel is predicting all kinds of attractions of sports, farm, field industries and novelties that will insure success, if the weather will permit.

For the first time in five years, home music will be provided, a contract having been made today with the Union Textile band to furnish the music. This band is made up of musicians of the mill villages, consisting of seventy pieces. This is now recognized as the best band in the State. As to the proposed coming of circuses here about the time of the fair, Secretary Daniel says that remains with the county commissioners to decide about giving them license, and this they seem to have done. Ringling's circus comes ten days after the fair. Another is scheduled to appear three weeks before the fair.

"It is up to the merchants," he said "to now get together and to prevent these shows from carrying out of the county thousands of dollars that will not benefit the city or the county in the least. "The loss, while falling heaviest on the merchants in a financial sense, hurts the fairs, in that people will not take time to study the exhibits as they should, and the general public thereby not only fails to appreciate the efforts of the exhibition and its excellence, loses much of its educational value to themselves."

TAKING DEPOSITIONS.

A Number of Witnesses Examined at Charlotte.

(Special to News and Observer.)

Charlotte, Aug. 16.—Depositions in the Ware-Kramer Tobacco Company against the American Tobacco Company, are being taken in this city before Attorney Neil R. Grantham. Mr. C. C. Daniels, of Wilson, is representing the plaintiff, and Mr. Parker, of New York, the defendant. Quite a number of witnesses have been examined here.

Depositions recently have been taken at Atlanta, Charleston and Columbia.

DR. PICKENS OUT ON BOND.

Hearing Before Judge Council Who Allows Bail in Sum of $10,000.

Asheville, Aug. 16.—Judge W. B. Council, who is holding court this week at Marshall, today heard application by Judge Thomas A. Jones and R. M. Wells, of the counsel for defense in the case of State against Dr. Clarence Pickens, charged with killing Jerome and Furman Capps at Weaverville Saturday night, and after reading the evidence taken before the coroner, with the consent of Solicitor Mark W. Brown, made an order allowing bail in the sum of $10,000, the defendant to be released when the bond is approved by Clerk Erwin, of the Superior court.

This action of the Solicitor in agreeing to bond shows that the State will not contend for a first degree verdict.

POSTAL SAVINGS BANKS.

Only Two Postmasters in the State Have Made Application—Seven Banks Want to Be Depositories.

(Special to News and Observer.)

Washington, D. C., Aug. 16.—According to a statement issued from the postmaster general's office this afternoon only two postmasters in North Carolina have made applications for the establishment of postal savings banks in the State. Seven banking institutions have asked that they be made depositories for postal savings banks funds.

NOT ENTITLED TO A CENT

JUDGE CONNOR RENDERS DECISION CUTTING OUT LAWYERS' AND RECEIVERS' FEES.

(Special to News and Observer.)

Asheville, N. C., Aug. 16.—In an opinion characterized by his usual clearness and nicety of thought, but one nevertheless in which he did not mince words, Judge H. G. Connor, of the Eastern District of North Carolina, today held in the case of A. H. Burroughs and R. B. Arrington against the Toxaway Company in the matter of appeal from special master Haywood Parker's report as to receivers and attorneys fees that neither the receiver nor his attorney was entitled to a cent allowed them by the special master.

Judge Connor held that the receivership was brought simply as a means of collecting the money for the bonds by the court, a use which he questioned the right of parties to do in this specific instance, while he held that the receiver, Burroughs, was unwarranted in employing counsel to involve the Toxaway Company in lengthy litigation under the circumstances.

In regard to the receivers' fees he stated that the plaintiffs had evidently used the courts as a collecting agency, and that he would be unable to charge the defendant company with unnecessary cost, that the receiver should look rather to Arrington and the Dukes, who employed him, for his duties, a trustee of the bonds of the company should have required him to have taken such steps as paying taxes, insurance, etc., and have a claim.

While believing the fee of $500 allowed Burroughs as trustee of the bonds, and not approving of the method in which Burroughs became trustee, the court allowed the $500 as compensation as trustee. The special master while waiving all legal questions, passing simply on facts, allowed Moore and Rollins, of Asheville $1,000, Judge H. B. Stevens, of Asheville $500 and D. G. Lucas, of Charlotte $500 as attorneys for Receiver Burroughs, and Burroughs $1,000 as receiver.

In May Arrington, who was representing the Dukes and Southern Power Company and who had purchased a majority of the bonds of the Toxaway Company, made application to Judge Pritchard at Richmond for appointment of Burroughs as receiver, alleging that the property was deteriorating and taxes due, etc., and that there were many defective titles which had to be looked after.

The receiver then employed attorneys to fight the titles through the courts, the Dukes having an option on the property with an idea of developing the water power.

When the matter came up for a hearing before Judge Pritchard, the defendants moved to vacate the receivership on the grounds that the proceedings were illegal. But this question was not decided by Judge Pritchard, as Mr. Jennings, of Pittsburg, one of the minor bondholders, agreed to purchase the $225,000 bonds held by Arrington there. When the question of compensation came up, after being referred to the special master, attorneys for the defendant raised the question as to the validity of the proceedings.

The opinion created quite a little comment here this afternoon.

CARS TO THE PARK.

Investigating War Claim of Old Salem Church Torn Down by Sherman's Army.

(Special to News and Observer.)

Goldsboro, Aug. 16.—The Goldsboro Traction Company's street car line will be completed to Revilo Park and East Goldsboro in a day or two, and by the middle of next week the cars will be running regularly to and from the Park. The Revilo Amusement Company is now busily engaged in erecting a casino and other places of amusement out at the park and have one of the best attractions in the South engaged for the week beginning August 22d, and a grand time is in store for the amusement loving people of this city and section. Two or three more cars have been bought and are expected to arrive in time to handle the large crowd that will patronize this great attraction. Mr. E. T. Oliver, General Manager of the Goldsboro Traction Company, has let the privileges of the Park out with the understanding that up-to-date amusements only are to be had, and the Park is strictly for white people. Colored people will not be alowed only as servants and attendants and this rule will be strictly adhered to.

In 1908, through the efforts of County Treasurer J. W. Thompson, a bill was passed in Congress providing for the taking of testimony and investigating a claim of the membership of Salem church for damages. In March, 1865, Sherman's army tore down old Salem church, about three miles north of this city, and used the timber to build Federal headquarters, and through Mr. Thompson the membership has been trying to secure damages. On Tuesday, Special United States Commissioner Stanhope Henry, of Washington, D. C., came to this city and held a court of inquiry, and took depositions of several witnesses bearing upon the subject. These depositions will now go before the United States Board of claims and if that body makes a favorable report, at the next sitting of Congress, in all probability, the claim will be paid. To Mr. Thompson is due the entire credit for putting in motion the machinery by which this claim will be paid, if it is paid, and in all probability it will be.

BOUND OVER TO COURT.

Reuben Davis, Who Shot Hink Messer.

(Special to News and Observer.)

Waynesville, Aug. 16.—Reuben H. Davis, who shot Hink Messer at Crabtree on the sixth of August, was arraigned before Judge G. S. Ferguson today. He waived examination and was bound over to court, the bond being fixed at $1,500, which he has not as yet given. Messer, the man whom he shot, is on the road to recovery.

PURE WHOLESOME EXQUISITE
DRINK Thea-Soda
5¢ "PICKS-YOU-UP" 5¢
AT FOUNTAINS AND IN BOTTLES
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