

H. A. LONDON, Editor and Proprietor.

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For Larger Advertisements Liberal Contracts will be made.

A MIDNIGHT ASSASSINATION

Columbia, S. C., Merchant Is Killed on His Way Home

BLOODY DEED NEAR SHANDON

C. B. Green, Suburban Merchant, Waylaid and Killed Saturday Night.

Columbia, S. C., Special.—Charlie R. Green, a suburban merchant, was waylaid and killed, and his assailant, Edgar Marshall, son of P. G. Marshall, was also killed in Shandon in sight of Green's home. Their dead bodies were not found for several hours.

No far as eyewitnesses are concerned, the tragedy is a mystery and only circumstances tell the tale. Green, with his clerk, left his store at Epworth Orphanage about 11:30, and they walked two blocks together, when Green turned down a block he was accosted and the position of the bodies and other circumstances indicate that Marshall attacked him with a heavy slug shot that Green fired at Marshall at close range and that Green was himself fired upon either by Marshall or a confederate of Marshall. Three shots penetrating Green's body, and two of them were fired as he was falling to his knees. Before being wounded he had doubtless given Marshall his death wound, the ball entering the right chest, and two others making flesh wounds on the face.

Missed at 2 O'Clock. When Mr. Green had not come home by 2 o'clock Mrs. Green aroused a neighbor and a search was made. The two men were found in the street, lying with their feet together as if they had fallen. Green's pistol, with four chambers fired, a 32-caliber Smith & Wesson, which had not been fired, and near his left hand was a 41-caliber Colt's, of which five chambers had been fired.

Under Marshall's body was found the regulation highwayman's slung shot, and his face was covered by a black cloth mask, while a woolen emboiter enveloped his throat to complete the disguise. The young man was unknown in Shandon and was not identified for several hours until his father was sent for and recognized in the would-be robber his young son.

J. Alexander Dowie Dead. Chicago, Special.—John Alexander Dowie died at 7:45 Saturday morning at Shiloh House, Zion City. There were present with him when he died only Judge D. N. Barnes and two personal attendants. It had been Dowie's custom, summer and winter, to hold religious services every Sunday afternoon in the parlor of Shiloh House. About 350 of his original followers remained faithful and attended these services. Dowie always wore his apostolic robes and made a characteristic address. Five weeks ago these meetings ceased, and Dowie appeared no longer in public.

Three Killed in a Boat. Sargent, Ky., Special.—Thacker Rice and Speed and Elijah Bailey, brothers, were killed in a desperate fight in a boat crossing the Kentucky river, 20 miles below here. With them was John Ellsmore. A dispute arose between Ellsmore and Rice, whereupon the Bailey brothers took sides with Rice. Ellsmore, with out warning, struck Rice on the head with an oar, and then a fight with pistols and knives followed. Ellsmore, himself badly wounded, finally reached shore with his companions, but they died soon after.

Stock Specialist an Embezzler. Seranton, Pa., Special.—J. T. Haviland, of 20 Broadway, New York, who says he is a stock specialist, was arrested here on a charge of embezzlement. He is accused of embezzling \$220,000, trusted to him by Seranton people for investment. He was given a hearing and was placed under the care of two constables for a hearing.

President to Attend Opening. Washington, Special.—It is probable that President Roosevelt will make the trip to Jamestown to attend the opening of the exposition there on April 26 on the exposition yacht Mayflower or on the Dolphin. In that event he will leave Washington on the afternoon of April 25 and steam down the Potomac and Chesapeake Bay, reaching Jamestown in the morning. President Tucker, of the exposition company, was at the White House to consult with the officials about the arrangements for the trip.

Should Pay Share of Taxation. New Haven, Conn., Special.—A demand that public service corporations should pay their just share of the burdens of taxation in municipalities was made by former Mayor J. M. Head, of Nashville, Tenn., in an address at Woolsey Hall as guest of Yale University and before the Associated Civics Societies. He spoke the general subject of "Civic Betterment." President Hadley of Yale presided.

DOES NOT APPLY TO HAWAII

Recent Decision of Attorney General Under Law Prohibiting State Paying Passage of Foreigners Has Already Caused Considerable Agitation on Island.

Washington, Special.—It was authoritatively stated Friday that the recent opinion of the Attorney General in which he held that it is unlawful under the recently enacted immigration law for a State to pay the passage of intending immigrants or to assist immigration except by advertisement will not apply to the island and Hawaii. In that country the decision has already caused considerable agitation under the auspices of the Territorial Immigration Society immigrants are being brought to the island from Europe and the Azores to take the place of Japanese laborers on the sugar plantations. This has been sanctioned by the United States government and a ship load of immigrants recently brought from the Azores islands have proved very satisfactory.

A conference was held Friday at the Department of Commerce and Labor the President by Attorney General on the opinion recently submitted to Bonaparte on the South Carolina immigration case. It is not so clear, however, in the view of the officials of the Department of Commerce and Labor, that the Attorney General's opinion sustains the opinion of the Department that the immigrants landed at Charleston, S. C., last November are legally in this country. It is so clear, however, that, under the law, other immigrants whose passage to this country is paid by either States or individuals acting for States, may be landed in America before July 1 next, when the provision of the new immigration law goes into effect.

Operatives to Be Deported.

Greensboro, Special.—A message was received here from Attorney General Bonaparte to whom Judge Boyd and Marshall Milliken appealed for advice as to what disposition should be made of the English people who have been kept in custody for nearly four months in order that they might appear as witnesses in the case against the Charlotte mill men, which ended so abruptly Thursday evening. The Attorney General directed that all of the aliens who desired to remain in this country shall be allowed that privilege and that arrangements will be made to deport those who wish to return to England. Several will return to England, but the greater number prefer to remain in America. Marshall Milliken will leave as soon as possible for Baltimore with those who want to return any they will be placed in the care of the immigration officials there. There are 26 of the English people here. Others are at work in mills and several have previously returned to England.

Gets \$25,000 For a Guess.

St. Louis, Special.—After two years of litigation a decision was rendered Friday by Judge McElhinney, in the Circuit Court at Clayton, awarding to M. Logan Guthrie, of Fulton, Mo., the prize of \$25,000 in contest to the person who entered the nearest guess to the total number of paid admissions to the World's fair. Guthrie guessed 12,504,616, which was announced as the exact number of admissions. Several other claimants appeared and payment of the prize was held up, pending settlement of the different claims. Guthrie instituted suit in 1905. Finally the other claimants dismissed their claims and the court awarded the money to Guthrie.

Fires Bullet Into Brain.

Cleveland, O., Special.—Repulsed by the woman with whom he was madly in love, Henry De Burt, a prominent contractor, fired a bullet into his head while standing in the doorway of the woman's home, 1416 Prospect avenue, one of Cleveland's fashionable residence streets Friday afternoon. De Burt was removed to hospital in a dying condition.

Marvin Child Kidnapped.

Dover, Del., Special.—After a search, in which the fields, hay stacks and long grass were raked over, with the faint hope of discovering the body of Horace Marvin, the 4-year-old child of Dr. Marvin, who disappeared Monday last from the Marvin farm near the Delaware bay shores, no clues were discovered which would in any way lead to the whereabouts of the child. There is now no longer any doubt in the minds of the family or State detectives that the child was kidnapped and every move by the authorities will be on that theory.

Decision Against McClellan.

New York, Special.—By a unanimous vote the appellate division of the Supreme Court Friday decided against Mayor George McClellan, in his legal fight to prevent the quo warranto proceedings for a recount of the votes in the New York City election of 1905. There was added to the decision a recommendation that the questions involved be passed up to the Court of Appeals for a final ruling.

TAR HEEL LAWMAKERS

What Our State Lawmakers are Doing Raleigh.

As the past week drew near to its close both branches of the Legislature seemed to realize how short the remainder of the session was, and dispatched business with a rush. Thursday was a strenuous day in the senate, and a multiplicity of bills, of general and some of great importance to the people and the interests of the state, were passed. The compulsory education bill was voted into law, after the adoption of amendments which left the question of voting compulsory attendance upon the schools which the school district or township as the unit instead of the county, as the original bill provided.

The High school bill also passed the senate, carrying with it a modest appropriation for the establishment of the Eastern Carolina Training School, to be located in the Eastern town which offers the best inducements. Under this bill the County Board of Education may appropriate a sum for the maintenance of a high school, and does not make it compulsory, so that only those counties which are ready for the advance movement will take advantage of the act.

The Buxton-Preston immigration bill passed the senate and carries with it an annual appropriation of \$10,000 for five years, half of this amount to come from the state treasury, the remainder to be taken from the state department of agriculture. The bill creates an immigration bureau, whose efforts to secure immigrants shall be limited to the United States, Canada and nations of Celtic or Teutonic origin, except in the instance of a few Eastern countries, which will be permitted to secure immigrants from Northern Italy.

The usual excitement which attends the senate debates on vital issues was observed during the discussion of Mr. Reid's substitute anti-trust bill, and the lobbies and galleries were not disappointed if they expected to hear something interesting and hot.

The Revenue Bill.

Consideration of the revenue bill was resumed. Mr. Webb proposed an amendment to section 23 which struck out the last paragraph and inserting after the word "dollars" in line 4 of the section the words, "if so, what was that excess." The amendment would do away with the income question blank, which the corporation commission has, during the years 1905-'06 sent to tax payers and restores the revenue act to what it was in 1903. The amendment was adopted. Mr. Webb also offered an amendment to section 55, to re-enact section 55 of the revenue act of 1905, on "state banks, private bankers," etc., the committee having recommended the adoption of that section. The amendment was lost by a vote of 15 to 19. Mr. Buxton's amendment to sections 58, 70, 71, 79, 80, 81 and 82, adding thereto the words: "Provided nothing herein shall prevent any city or town from requiring license tax not to exceed \$25, annually," was adopted.

The amendment of Mr. Turner to section 75, adding thereto a provision merchants or dealers who sell eyeglasses the same as itinerant oculists was lost. The amendment of Mr. Webb to section 83 to strike out the word "banks" in line 27 of that section was lost.

Mr. Odell called the previous question, and the motion prevailed.

The Machinery Act.

The machinery act, to provide for the assessment of property and the collection of taxes, was taken up on its final reading, amendments to sections 91 and 92 were given by Mr. Webb striking out in the house amendment all relating to New Hanover and Cabarrus county, relating to sheriff's collecting taxes and receiving 5 per cent taxes, the house amendment allowing the sheriffs of those counties to receive one hundred per cent or more than the sheriffs of other counties receive for collecting excess taxes. The amendment was adopted.

Mr. Webb offered an amendment to section 92 by striking out subsection 3 and inserting "the commissions allowed by law." The amendment was adopted.

Mr. Bellamy offered an amendment to section 91 allowing the sheriff of New Hanover county to receive 5 per cent on all county and special taxes and the amendment was adopted.

Mr. Odell moved the previous question, and the bill then passed its final reading.

Corporation Commission's Powers

The bill to enlarge the powers of the North Carolina corporation commission, being a substitute to the house and senate bills, was passed on its second and third readings and was sent to the house for concurrence in the senate substitute.

Compulsory Education.

The compulsory education bill, to provide for four months' school, was considered on its third reading with the Webb amendment. Mr. Aycock said with the Webb amendment there should be no exemptions of counties from the bill, as the amendment provided for a vote of the precinct or township on the question of compulsory education.

THE STROTHERS ACQUITTED

"Unwritten Law" Frees Brothers Who Defended Sister

Virginia Judge Says American Juries Will Not Punish Men Who Uphold Sanctity of Home.

Culpeper, Va.—James and Philip Strother were acquitted of the murder of William F. Bywaters, whom they shot to death as he was fleeing from the room of their sister the night of the day they had forced him to marry her.

The verdict was regarded as a practical application of the unwritten law. This was borne out by the comment of Judge Harrison, who said after the jury came in: "Gentlemen, I am glad to hear you say that our women must be protected and that no punishment shall be meted to those who deal with a man who invades the home. I have no censure for your verdict. Go to your homes and I hope you will find them as you left them."

Your verdict, gentlemen, has followed the precedents of American juries generally, so far as they have come under my observation. Law books may lay down correct doctrine, but American juries will not punish a man who kills another if that other, by aggravating and base treachery, invades the sanctity of his home circle and destroys his peace.

You have listened to this evidence with scrupulous care. You have been assisted by able and eloquent representatives of the commonwealth and defense to reach a righteous verdict. I know you to be men of high character and high purpose and the verdict is in accordance with the dictates of your conscience. This is all the Court could wish, and with it the Court is satisfied.

A poll of the jury showed that every man voted for acquittal on the very first ballot. The jury was out an hour and a half. James Strother burst into tears when the foreman announced the verdict. His wife also wept.

Lawyers Moore and Lee, for the defense, sprang to the jury box, and shook the hands of every jurymen. Judge Harrison could not keep order in the courtroom. A roar of applause greeted the verdict, and the hand clapping lasted more than a minute. Evidently the verdict received general approval.

"It is just what we expected," said Philip Strother, his brother James concurring. "We knew that we had not done wrong," they stated, "but we had to wait a long time to know that the jury believed it."

Judge Harrison was deeply affected as he expressed his thanks and approval to the jury. The story of Mrs. Violar Bywaters, widow of the murdered man, did much to exculpate her brothers. Bywaters, a handsome, dashing, fox-hunting Virginian, was her cousin. He took her to Washington, where she nearly succumbed from the effects of three operations.

Her brothers, becoming cognizant of her plight, demanded an accountant from Bywaters. He promised to marry Miss Strother. The ceremony was performed while the girl was dangerously ill in bed. Under the Virginia law a marriage is void if the bride and the bridegroom do not remain in each other's company.

Bywaters taunted the Strothers and a bitter quarrel ensued. He insisted upon leaving the house, and they declared he should not. Their story was that Bywaters dashed out of the window of his wife's room to a porch, evidently intending to flee. They shot him, and he died instantly.

Within an hour after the verdict telegrams of congratulation began to come so fast that the newspaper men were forced to file a continuous story in order to keep the wires. The telegrams seemed to come from everywhere.

John L. Jeffries, senior counsel for the Strother brothers, said: "It means that the traditions of the past in our State are adhered to and that no man who in good faith defends the women of his family, even to the taking of life thereunder, need fear condemnation from our juries."

SUGAR CO. SUED FOR \$30,000,000.

Alleged That It Put a Rival Concern Out of Business. New York City.—A complaint in an action for \$30,000,000 with costs and attorneys' fees, was filed in the United States Circuit Court here against the American Sugar Refining Company by the Pennsylvania Sugar Refining Company, of Philadelphia. The latter is the company in which Frank K. Hipple, president of the Real Estate Trust Company, of Philadelphia, held 25,000 shares of stock (the controlling interest), and which in turn he had placed in the hands of Adolph Segal, the Philadelphia promoter.

FLAGS WERE WAVED

WHEN CONGRESS ENDED

Unusual Scenes at the Adjournment of the Two Houses.

Washington, D. C.—If any Congress in the history of the Government ever had a more picturesque wind-up than the Fifty-ninth, it is not remembered by the legislative veterans, or by the oldest inhabitants of Washington. There always have been happy speeches and songs, and other things which have come to be taken as a matter of course, but on this occasion, just as the members of the House rose in their places to sing, under the leadership of Representative Watson, of Indiana, the Republican whip, "My Country, 'Tis of Thee," every man pulled a good-sized American flag from under his desk, unfurled it, and waved it aloft in honor of the adjournment of the 386 Representatives in Congress were absent, the result was picturesque and beautiful.

As a result of strenuous work, business was in pretty good shape. Consequently there was plenty of time for the usual formalities of the closing hours of the session and of the Congress. In the lobby of the House there was on view a massive map of the United States, containing an elaborate silver table service of 300 pieces, the parting gift of the members of the House in the Fifty-ninth Congress to "The Sage of Athens," General Grosvenor.

The Senate, in the closing hours of the Fifty-ninth Congress, was the center of interest for hundreds of persons, who filled every available inch of space in the galleries and overflowed all the corridors. The attendance of Senators on the floor represented about two-thirds the membership of the upper House. President Roosevelt's arrival at the Senate wing was indicated when the sergeant-at-arms summoned the Vice President from the rostrum, as the hands of the clock touched eleven.

At the same time, the President's daughter, Mrs. Longworth, came in to the President's pew in the recessed gallery. Many Representatives came over from the House to look after pet measures. They, too, sought Mr. Spooner, to tell him how sorrow they were that he is to quit public life. The occasion was not without picturesque features. For example, Senator Berry, the one-legged Confederate who, for twenty years, has represented Arkansas, was kept busy telling his associates "Goodby." He yielded to Jeff Davis. Others were enjoying their last hours of legislative experience were Mr. Millard, the Omaha banker; Mr. Dryden, of New Jersey; Mr. Allee, of Delaware; and Mr. Mulkey, the Oregon bachelor who enjoyed the novel distinction of a month's service.

On the Democratic side the outgoing Senators, besides Mr. Berry, of Arkansas, were Mr. Dubois, of Idaho; Mr. Patterson, the Denver editor, who gives way to Mr. Guggenheim of the smelter trust; an Mr. Carmack, from Tennessee, who yields his seat to Fiddling Bob Taylor.

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Advices from Honduras confirm the reports of a Nicaraguan defeat at Namasiquo, and say that the Hondurans were victorious in an action at Tugare.

New Brunswick's Governor Dead.

Lieutenant-Governor James Bunting Snowball, the chief executive of the province, dropped dead at St. John, N. B., while on his way to church.

High Priced Wool.

Wine unwashed Ohio and Pennsylvania fleeces are in some inquiry at twenty-six cents to twenty-seven cents. Unwashed delaine is quoted at twenty-nine cents to thirty cents.

MRS. EDDY'S SIDE STATED

Her Attorney Tells How She Views Proceedings to Get Money.

Enemies Tack of Suit, Belief of the Founder of Christian Science—Church Funds \$12,000,000.

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