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Salisbury Evening Post

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SALISBURY, NORTH CAROLINA, MONDAY, MAY 15, 1916.

PRICE TWO CENTS

ENGINEER GIVEN FOUR MONTHS

Commissioners of County Vested With the Privilege of Hiring Him Out.

ATTORNEYS FOR ENGINEER APPEAL TO MERCY COURT

Solicitor Clement Asks That Board Be Empowered to Hire Out Defendant.

The second week of the May term of Rowan Superior court opened this morning for the hearing of civil cases and this docket is now consuming the attention of the court.

As soon as court convened the disposition of the railroad wreck case in which Mr. A. Tankersley, the engineer on No. 38 on the night of November 24, 1915, when this train ploughed into the Richmond football special and resulted in the death of Messrs. S. J. Hain, of Charlotte, had been adjudged guilty of manslaughter, was taken up. There were quite a number of people present to hear this case disposed of and there were a number of railroad men, some of whom were engineers.

Attorneys for Mr. Tankersley, Messrs. L. H. Clement and T. F. Hudson, made strong appeals to the court for mercy, reminding it of the long and splendid service of the defendant, of his care and his excellent record as a safe employe in the engine crew.

Then Judge Ferguson made some remarks before passing judgment, and in which he took occasion to say that he thought the verdict was justified but that he did not believe any one was of the opinion that the engineer purposely allowed this disaster to take place. The court then stated that in view of the splendid character of the defendant and the recommendation of the jury it would deal as leniently as it felt justified and imposed a sentence of four months in the common jail of the county.

Solicitor Hayden Clement at once arose and asked if the court would allow the county commissioners the privilege to hire the defendant out and this Judge Ferguson granted without objection. This step was asked by the solicitor in order that a jail term might be saved the convicted man.

There were numbers of men in the court room who intimated to friends that they would hire the man and this intimation is not for the purpose of securing any services but is extended on account of the great friendship they bear toward him.

Notice of appeal was given and case will now go to the State Supreme court on appeal. It is also known that the convicted engineer has the backing of the Brotherhood of Locomotive Engineers and it was stated this morning after notice of appeal has been given, that the case had just begun. It is not known what step will be followed should the State Supreme court uphold the finding of the lower court, but it is believed the case would then go to the United States Supreme court.

Judge Ferguson's Remarks.
The following are the remarks by Judge Ferguson before passing the judgment of the court:

One of the beauties of our system of government is, that when the power of the state is sought to be brought against an individual the investigation must be deliberately made. If there is an error committed, that error will be found out and corrected. If in this case I have committed an error, the Supreme Court will find that error and correct it. Should the Supreme Court fail to find an error in the record, still the power of the state cannot be enforced against the defendant until he has had an opportunity to apply to the Governor, who has full power under our constitution and laws to pardon for any offense.

In this case it appears that the railroad company might have avoided this unfortunate accident if its sign had been such as to denote positively that 32 was on the main track between the sign and the switch, yet there was enough in the sign which denoted danger and also the caution to get the train under control and to be able to stop it within the vision of the defendant. The deceased were in the car of the defendant company and as helpless against the dan-

NORTH CAROLINA'S GOLD PRODUCTION

Larger Output in 1915 Than Any Other Eastern or Appalachian State.

ROWAN COUNTY FIGURED LARGELY IN SHOWING

This County Surpassed in Valuation of Precious Metal Only by Montgomery County.

Washington, May 13.—North Carolina, easily retained first rank in gold output among the Eastern or Appalachian States in 1915," says a bulletin issued today by the U. S. Geological Survey.

The production of gold by the State showed an increase in 1915 over the previous year. The total production of gold in 1915 amounted to 8,320 fine ounces, valued at \$172,001, against 6,343 ounces in 1914.

The value of the North Carolina gold yield in 1915 was slightly more than half of the total produced by all the other Eastern States.

Montgomery county was the greatest producer with a yield of 4,369 ounces valued at \$90,340 in 1915. Rowan county was the next largest producer with a yield of 2,218 ounces valued at \$45,864. The yield of the other counties was small in comparison with Montgomery and Rowan.

The gold was obtained from 22 places and 7 deep mines, but several of the mines made a very small production. The largest producing placer was the Biggestaff, in Rutherford county. The Uwarra mine, in Montgomery county, had the largest yield of gold from deep mining. Other mines that contributed an appreciable part of the gold output were the Rich Cog, Iola, and Sallie Coggin, in Montgomery; the Gold Hill in Rowan county; the Gardner Hill, in Guilford county; and the Howie, in Union county.

The silver output of the State, recovered as a by-product from gold mining, was 1,450 fine ounces, valued at \$741, against 1,524 ounces, valued at \$843 in 1914. The copper production in 1915 was 17,170 pounds, valued at \$3,005.

The total value of gold, silver, and copper produced in North Carolina in 1915 was \$175,747, against \$134,702 in 1914.

15,000 PEOPLE SEE NEGRO RAPIST BURNED

Great Outpouring of Men, Women and Children to See Grossest Spectacle at Waco, Texas.

(By Associated Press)
Waco, Texas, May 15.—With 15,000 people as witnesses, including including women and children, Jesse Washington, a negro boy who confessed to assaulting and murdering Mrs. Lucy Fryar, seven miles south of here last Monday, was taken from the Fifth district court room shortly before noon today and burned in the public square.

"Never say die" is a good motto, unless you happen to be an undertaker.

ger of an approaching engine as if they had been tied to a stake, and the duty devolved upon the defendant in charge of this mighty engine, of death as well as usefulness, to have obeyed the rules and had his engine under control, and from the finding of the jury, he took the responsibility to run his engine and take chances of running to another train which resulted in the death of two men.

Owing to the defendant's splendid character I do not feel that it is my duty to impose an extreme penalty. I do not believe that any one thinks the defendant intentionally ran into 32; that would have been murder. The jury have done right in finding a verdict according to the law and evidence in the case as they saw it and as I see it. I think, however, that a light punishment will be sufficient to meet demands of public justice in this case. I therefore sentence the defendant to imprisonment in the common jail for four months.

Upon suggestion of the Solicitor, the county commissioners are granted leave to hire the defendant out.

SHARPER FIGHTING IS IN PROGRESS

Sections on West Front of Verdun Region Experiencing Bloody Conflict of Battle.

WASHINGTON PROTESTING AGAINST INTERFERENCE

Play of Heavy Guns is Being Kept Up in the Region Around and About the Fortress.

(By Associated Press)
Sharp fighting is now in progress in other sections on the west front in Verdun region. Notable action is reported along the British lines in Northern France and Flanders and today Paris recalls action by artillery on both sides in the Champagne, the scene of the main French drive in the last set offensive.

At Verdun the play of heavy guns is being kept up and to some extent there has been bombardment in the section of the Avoucourt wood and Hill 304 northwest of the fortress.

The preliminary examination of Sir Roger Casement was arrested in Ireland after landing from a German vessel and who is charged with inception of the recent rebellion was begun in London today. Daniel Bailey an Irish soldier who was captured in France by the Germans and is one of the men held with Casement was arraigned with him.

Premier Asquith continues to confer over the Irish situation and has now gone to Belfast to consult with leading men in that part of Ireland.

American Government Protests

Washington, May 15.—The American government is preparing a protest characterized by officials as "very rigorous," against interference with the mails to and from the United States by Great Britain.

A note will be sent forward in the near future and takes the position that the United States can no longer countenance the seizure and detention of mails to and from the United States, particularly those concerning neutrals.

SIATIC TURKEY AN ACTIVE WAR ZONE

London, May 14.—Asiatic Turkey is the only war theatre where infantry actions of any great importance are reported. On the line in France and Belgium and in the Austro-Italian theatre there have been minor engagements. On the Russian front bombardments alone are in progress.

The Russians and the Turks are continuing their attacks and counter-attacks in the region south of the Black Sea littoral and also west of the Persian border, where the Russians are endeavoring to force their way through the Mesopotamia region, with Bagdad and a junction with the British forces farther south their evident objectives.

To the northwest of Erzerum in the Kope Mountain region, Constantinople reports the repulse with heavy losses of Russian attacks to regain lost positions. Petrograd admits that in this general region around Erzingan and Aschkaia, the Turks forced their advance guards to retire at some points, but says the Ottoman forces desisted in their attacks after having suffered extremely heavy casualties.

Farther South, to the east of Mosul, the Russians are throwing a fresh force into the attack directed against Bagdad region. Here they have occupied the Dowanduse region which lies some 120 miles north of Kasr-I-Shirin, where they were last reported to be operating. This would place the Russian troops at points about 220 miles north and 120 north-east of Bagdad.

KILLED BY AN AUTOMOBILE

(By Associated Press)
Rocky Mount, May 15.—News was received here today of the death at Washington, N. C., of Charles Walker, widely known in Eastern Carolina. Mr. Walker in evading one automobile stepped directly in front of a car said to have been driven by Clarence Faucett. He was knocked down and died instantly.

Mr. Walker was 35 years old and was engaged in the fish business in Washington, where he had been conducting the same for many years. He is survived by a wife and several children.

LIVINGSTONE HEAD HAS RESIGNED

Dr. W. H. Goler Asks Conference to Relieve Him of Duties as President of School.

BISHOPS HOOD AND HARRIS RETIRED BY CONFERENCE

Rumored That Dr. Goler is to Become Treasurer of A. M. E. Zion Church of America.

It was learned here today that Rev. Dr. W. H. Goler, president of Livingstone college, had tendered his resignation as the head of this splendid negro institution of learning. This action was taken at a conference of the A. M. E. Zion conference and under whose control this school is operated. The news is substantiated in a letter received here today by the family of Dr. Goler and in which he states that he had read his report and asked to be relieved of further duty as president of the college.

The letter also contains the information that Bishop J. W. Hood, of Fayetteville, and Bishop C. R. Harris, of Salisbury, have been retired by the conference.

There is a rumor, though unconfirmed, that Dr. Goler is to become treasurer of the A. M. E. Zion church in America and that his probable successor will be Rev. Dr. Atkins of Slater Industrial Institute, Winston-Salem.

The news of Dr. Goler's intention of quitting as the head of Livingstone college will be received with genuine regret in this city and by friends of the institution elsewhere, white and colored. He has ably managed and brought to a high place in the educational world this famous school, which stands second only to Tuskegee Institute, of which the late Booker Washington was the head. Dr. Goler succeeded the late Dr. J. C. Price, who was the founder and first president of Livingstone college. He has been at the helm for twenty or more years.

Don't believe all you see. It is almost as easy to blacken a man's character as to whitewash it.

Would you speak of the paper a bottle of whiskey comes in as a spirit wrappings?

Distance always lends enchantment to the reformed villain.

CAPTAIN BOY-ED.



Capt. Boy-Ed's Decoration.
Captain Karl Boy-Ed has been decorated by Emperor William with the "Order of the Red Eagle, third class, with Swords," according to advices from Berlin, on account of meritorious "services in America." Captain Boy-Ed was naval attaché of the embassy here and was recalled by his government at the demand of President Wilson. The record of his "services in America" is measurably known here; it was of the sort that brought the two countries to the verge of serious difficulties.

RUSH AFTER BANDITS COMES TO HALT

First Troops to Follow Hot Trail of Glen Springs Raiders Forced to Stop.

REINFORCEMENTS TO BE RUSHED THEM AT ONCE

General Scott Arrives in Washington From Border But No Formal Report.

(By Associated Press.)
Washington, May 15.—General Scott returned from the border conference with General Obregon today hopeful for the situation despite the fact that the conference resulted in no formal agreement for co-operative action.

The chief of staff conferred with Secretary of War Baker but made no formal report. Secretary Baker said that General Scott said he thought a favorable situation had been created by the conference. General Scott will see Secretary of State Lansing tomorrow and meanwhile no steps to reopen diplomatic negotiations for a formal agreement with Carranza will be made.

Secretary Baker intimated that General Scott thought there would be no great delay in arriving at an understanding on this line.

Expedition is Halted.

Marathon, Texas, May 15.—The expedition in search of the bandits who raided Glen Springs has been checked on its dash into Mexico and is now awaiting reinforcements before pushing on, according to reports received here. A message has been sent General Funston by Colonel Sibley, commanding the 14th cavalry, it is learned here, asking for aid.

SUSPICIOUS FIRES AT ARMY STATIONS.

El Paso, Texas, May 14.—Army posts and stations along the border were on their guard against incendiaries today as a result of two fires last night at Fort Bliss, where flames of unknown origin destroyed a storehouse, three cavalry stables, three horses and some tents.

Army officers express the opinion that an investigation will disclose the fires could not be spontaneous or accidental origin. It was said that there was no attempt on the ammunition house. The storehouse where the first fire occurred contained some machine guns.

Two other fires of recent occurrence have been of suspicious nature. At the field base at Columbus, N. M., about \$700 worth of hay was destroyed. Two weeks ago the El Paso County Club, not far from Fort Bliss, burned to the ground with a loss of \$35,000.

Investigation Ordered.

San Antonio, Texas, May 14.—General Frederick Funston has ordered an investigation of the fires last night at Fort Bliss.

AMOS BECTON KILLED BY BRYANT SANDERSON

Kinston, May 14.—Amos Becton, one of the wealthiest planters in Eastern Carolina, died today from injuries received in an affray with Bryant Sanderson, a white tenant, late last night.

Becton, going home from Kinston, stopped at the house of a negro tenant. Finding Sanderson there he remanded him. In a fight that followed Sanderson cut Becton's throat. The victim was an aged bachelor. He lived in Jones county.

Information to the sheriff here says Becton attacked Sanderson first. The old man lay in a road two hours while negroes summoned medical help from here. Sanderson escaped. Becton owned a big estate in Kinston, Lenoir and Jones counties and elsewhere.

The romantic maid who waits for a man to come along and make love to her after the manner of the hero in a novel will remain single to the end of the chapter.—Chicago News.

There's plenty of room at the top—but more company below with the crowd.

The constitution follows the flag, but office seekers usually get there ahead of it.

REBEL YELL HEARD IN BIRMINGHAM

Hustling Southern City Crowded With Followers of Lee and Jackson for Reunion.

MANY BIDDERS FOR NEXT GATHERING OF VETERANS

Montgomery, "The Cradle of the Confederacy" Wants to Be Chosen as the Place.

(By Associated Press.)
Birmingham, Ala., May 15.—This city is thronged with Confederate veterans and visitors to attend the 26th annual Confederate veterans' re-union which begins tomorrow. The vanguard of old soldiers and visitors began to arrive yesterday and incoming and regular trains today brought thousands of others. Birmingham is prepared to care for the largest number of visitors in her history, and every effort is being made to provide comfort for the old soldiers.

In addition to the thousands of tents spread out over the big fair grounds hundreds of private home have been opened to them.

Already there is a spirited contest among the various cities to capture the reunion next year. Memphis, Atlanta and Washington are in the race.

A movement is already on foot to name Montgomery "the cradle of the Confederacy," as the city in which the last reunion shall be held, whether next year or later. Citizens of that city are behind this movement as the outgrowth of a suggestion that the present reunion may be the last.

ONE BODY RECOVERED.

One of United States Aviators Who Lost Life in Potomac River Found By Boatman.

(By Associated Press)
Washington, May 15.—The body of one of the two men who lost their lives when hydroplane H-7 fell in the Potomac river near Mt. Vernon last Thursday, was picked up today by boatmen and is being held pending identification.

The men killed were Lew Krantz, mechanic, and Chas. Good, of Ohio, a student aviator, who was stationed at Newport News.

PRESIDENT WILSON WILL ATTEND BIG CELEBRATION

Chief Executive Makes Positive Announcement of His Going to Charlotte—Pass Salisbury Saturday Morning.

(By Associated Press)

Washington, May 15.—President Wilson today decided to go to Charlotte, N. C., on May 20th to attend the celebration of the Mecklenburg Declaration of Independence. Unless public business forces him to change his plans the President will leave Washington for Charlotte on May 19. His stay will be brief.

MILITIA GUARDS COUNTY JAIL AT WILMINGTON

Wilmington, N. C., May 13.—The county jail here is being guarded tonight by a detachment of the Second company, coast artillery corps, national guard, while the entire company is held in readiness at the armory as a precaution against a possible attempt on the part of negroes to storm the prison and release Thos. Merrick, seventeen-year-old negro, who was today convicted for the second time of murder in the first degree. Merrick killed L. B. Hudson, a white man here last August and was sentenced to electrocution. On appeal to the Supreme court he was granted a new trial, which was concluded today.

On the strength of numerous reports and rumors tonight to the effect that negroes about the city were arming themselves and gathering in groups in the suburbs, Sheriff S. P. Cowan requested that the military company be detailed and authority was secured from Governor Craig at Raleigh, by long distance telephone for the company to be placed at the service of the sheriff.

You never can tell. Many a man goes hungry in order that he can feed his vanity.

MORE Y. M. C. A. SUPPORTERS LISTED

Many Salisburyans Are Coming to Aid of the Work in This City and Community.

A MOVEMENT IN INTEREST OF THE BOYS AND GIRLS

Others are Urged to Join in the Good Work and Make the Institution Substantial.

The following names are added to the list of contributors to the Community Y. M. C. A. work. The first were unintentionally omitted from the list previously published: H. P. Franke, Ben Page, S. J. Sanders, S. P. Vaid, E. R. Fonda, H. E. Russell, Mrs. I. Littmann, J. D. Brown, W. L. Ray, Bessie Briggs, H. P. Brown, Sam Carter, Mrs. Gro. R. Collins, Donald Clement, T. M. Casey, W. R. Craig, O. D. Davis, H. C. Dniei, R. L. Foll and Co., A. W. Harry, Mrs. H. A. Rouzer, O. O. Ruffy, T. M. Kealey, J. C. Ketchie, G. O. Klutts, Stahle Linn, O. J. Ludwick, Walter Murphy, S. H. McCubbins, Maynard Brothers (trade), Overman and Co., Palace Barber Shop, P. J. Sabs, Dr. West, Salisbury Chapter R. A. M. of Masons, Dr. M. J. Ragland.

The following have increased previous subscriptions: Mrs. Chas. Price, W. H. Ragland, T. M. Hines, V. Wallace and Sons, E. W. Tatum, Geo. Bernhardt, Kings Daughters.

Your help is needed. If you are back on your pledge will you not make a very special effort to pay part of it at least. The directors need your help right now. Pay at Salisbury or at Wachovia Bank and get the numbered official receipt.

The Y. M. C. A. is your movement—working with your boys and girls. If you have done your part in the way of financial support talk to a friend who has not yet responded to the opportunity to sustain the work.

Community Y. M. C. A. Notes.
Over \$4,000,000 was spent in this country last year alone on playgrounds. If Salisbury spends \$500.00 this year she will then be spending only 1-6 of what other cities of her size are spending. Let us all work to make playgrounds a real community center of life this summer.

Two Salisbury young women at college have written requesting to be allowed to help in the story telling and children's games in playgrounds this summer. That is the sort of spirit that makes for real uplifting community life. May their tribe increase.

Another boy signed up for camp, Aubrey Beaver whose number, 10, dates from two years back.

Come again! High School Club will repeat the entertainment with a few new features on or about June 7. Remember the date. Ask any body who was there before if it was worth going to or not.

High School held a good meeting yesterday. A big meeting will be held Thursday night. Senior night. To this occasion all the boys who enter high school from the seventh grades will be invited and members for High School Club will be pledged for next year. The senior boys will have the floor to give good advice to the "underclassmen."

Boys will remember the big Council Fire last year. Another will be held this year soon after school lets out. Watch for the date.

A word about camp. The directors are very anxious to have the best camp ever held this year. To do this means that boys enroll early and for the whole time. Parents are earnestly requested not to ask to send a boy to camp for any shorter period than the whole six or twelve days. The two and three day campers do not have time to get into the spirit of camp and they as a sort of drawback to others.

EIGHT MEN KILLED

Gibbeton, N. J., May 15.—Eight men are reported to have been killed and a dozen wounded by an explosion today at the Repasmo plant of the Du Pont Powder Company near here. Among the dead are believed to be the superintendent and his assistant.