

JUDGE LONG'S COURSE MEETS WITH APPROVAL

Special Counsel Retained for Prosecution of Sou. Rail- way Co. at Raleigh

GOVERNOR GLENN GIVES OUT INTERVIEW

Grand Jury Returns Addition al True Bills Against The Southern

(Special to The Citizen.)
RALEIGH, N. C., July 15.—Governor Glenn announces the retention of Ex-Governor Charles B. Aycock, Speaker of the House of Representatives E. J. Justice, and S. G. Ryan of Raleigh, as special counsel to assist Solicitor Armistead Jones in the prosecution of the Southern Railway Company for selling tickets at more than the 2 1/2 cent rate, the case being the true bills just returned on which T. E. Green, ticket agent, is to be arrested. No subpoena has been issued for Green, but it is expected at any time. Evidently the delay has been in order that the governor might get together the counsel to aid in the conduct of the case. These he has now provided and they and the governor were in conference some time today.

The governor gave out an interview this afternoon in which he heartily approves the course of Judge Long. He says a careful investigation of the situation shows that a great wrong has been done the state by the railroad company and that he has felt it his duty to address a letter to all the judges of superior courts in the state. In this letter he reviews the situation and asks that they properly instruct the grand jury so that bills may be returned in their courts similar to those instituted in Wake. He tells them he does not want the roads mulcted in costs and expenses and of such litigation but he wants enough cases instituted to test every phase of the situation in the interests of the people of North Carolina. He takes the ground that the railroads should all have done as some have and given the new law a fair test and says that he had assured all of them that if this were done and the rate was found to be anything like ruinous to their business he would call a special session of the legislature and repeal it, giving them a rate that was fair.

He says he desires no conflict between the state and the federal courts and that there can be none if the plain letter of the law is followed. The indictments, he directs, he says, will raise the constitutionality of the act and the right of the federal judge to abrogate it before declaring it unconstitutional.

Late this evening the grand jury returned additional true bills against A. Pleasants, Morristown, and J. A. Weathers, agent at Gardner, both in this county. The services of special subpoenas on all these and especially Green, in Raleigh, is expected tomorrow. Counsel for the corporation commission in the original injunction proceedings are summoned here for a conference tomorrow.

COSTLY FIRE AT WASHINGTON PARK

(By Associated Press.)
WASHINGTON, July 15.—The clubhouse and part of the grand stand at the American League baseball park, Seventh street and Florida avenue, northwest, tonight was destroyed by fire, and a number of small buildings in the vicinity were also damaged. The fire broke out in the Maryland House, a hotel in which a number of guests were stopping. At the baseball park, besides the grand stand, other portions of the park were damaged. The Maryland Hotel is one of the landmarks of Washington and was once used as a starting point for stage coaches to the east. Only the roof of its building was destroyed. No one was injured. Loss, about \$200,000.

SPECIAL GRAND JURY WILL INVESTIGATE ROANOKE RIOT

(By Associated Press.)
ROANOKE, Va., July 15.—There have been no further arrests of alleged members of the mob which Saturday night wrecked all the Greek restaurants and shoe shining parlors. Four men arrested Saturday night are still in jail. The case has been set for trial on Thursday of this week. Judge John W. Woods of the corporation court today ordered a special grand jury which will meet tomorrow to hear evidence and investigate the affair thoroughly. The penalty in this state for rioting or damaging a building is from two to five years in the penitentiary. Both branches of the



Did you ever notice what perfect gentlemen we are when the cars are not crowded?



And did you notice, also, how different we act when the cars are crowded?

A Sort of Confession.

LYNCHERS ARE NOW ON TRIAL IN MONROE CITY

Anson County Lynchers are Facing a Jury of Their Peers.

SEVENTEEN MEN ARE UNDER INDICTMENT

Prisoners, However, Will be Tried Separately. Jones Heard First.

(By Associated Press.)
MONROE, N. C., July 15.—The trial of John Jones for lynching John V. Johnson in Anson county a year ago, was begun in the superior court today before Judge Peebles. There are seventeen persons indicted for the crime, but the case of Jones was selected by the solicitor, as it is understood to be the plan to try each of the prisoners separately.

At the opening of the trial a motion to quash the indictment and a plea in abatement were overruled. A jury was obtained in two hours. Sheriff Bogan of Anson county was the principal witness for the state. His examination-in-chief was finished before court adjourned.

Sheriff Bogan, who is also jailer for Anson county, positively identified the prisoner as one of the men who broke in the jail, took Johnson out and hanged him. After telling about a mob forcing the door of the jail and entering it, securing the keeper and taking the prisoner from the cell, the witness was asked:

"Did you recognize any one in the crowd?"
"Yes, sir, I saw John Jones."
"Was Jones disguised?"
"No, sir."
"How long have you known him?"
"A number of years."
"Did you recognize any one else?"
"I recognized little Henry Kendall, W. C. Dean, Tom Johnson, and Zeke Lewis."

All the men mentioned by the sheriff as having been seen in the jail are under indictment.

Miss Alice Bogan, a daughter of the sheriff, was the first witness. Her testimony did not differ from that of her father.

OCCASIONAL SHOWERS.

(By Associated Press.)
WASHINGTON, July 15.—Forecast for Tuesday and Wednesday: North Carolina—Occasional showers Tuesday and probably Wednesday; light to fresh southwest winds.

WARRANT IS ISSUED FOR PASSENGER AGENT WOOD AND SOUTHERN RAILROAD

The Southern Railway company and its district passenger agent at Asheville will be tried in Police court this morning by Judge George Spears Reynolds on the charge of violating the new railway rate law.

The move is launched with skill and strikes in a joint of armor because the Company and its agent will be tried and the case disposed of before any proceedings to restrain can be secured from the United States Circuit court, and if the evidence is what is stated the defendants will be found guilty and the only hope will be an appeal to Superior Court.

The United States Courts have never attempted to enjoin another court, only officers thereof such as Solicitors, and in this case there is no Solicitor and the only person who prosecutes is the police court itself.

The warrant issued yesterday afternoon by Judge Reynolds follows the state law which makes it a misdemeanor for any railway company or officer thereof to charge a greater rate than 2 and 1/4 cents a mile for carrying a passenger. So far as known it is the first warrant issued against a railway under the new law and certainly it will be the first case of its kind to be called in court.

Important Effect.
The case will be the most important in ultimate effect that the police court has ever had before it since in all probability it will be the first case to force the hand of the railways and cause them to take the initiative under Judge Pritchard's injunction.

The warrant breaks the ice and unless the railway can find it possible to take some steps to stop this prosecution the case will be followed by a flood of others in every part of the state. The railway must act and act quickly but what move it will be possible to make remains to be seen. In all probability the case will be decided this morning because the evidence is very simple and the assistant agent will doubtless admit that he declined to sell a ticket at the rate of two and a quarter cents a mile. Then will follow the operation of the law which is also very simple, making conviction a misdemeanor, and the

STILL HOPING FOR SETTLEMENT

OAKLAND, CAL., July 15.—President Small of the telegraphers union, is holding a secret conference with Labor Commissioner Nell this afternoon.

President Small expects to report the result to a meeting of striking telegraphers tomorrow. If the report is not favorable a strike will be called in Chicago.

CRISIS AT HAND.

NEW YORK, July 15.—Regarding the dispute between the telegraph companies and their employees, President Ahearn of the local telegraphers union said tonight:

"Personally, I am doing all in my power to avert a clash and we have not yet given up hope of a settlement."
"One side or the other has got to give in within 24 hours. We received word from San Francisco tonight through Wesley Russell, national secretary treasurer, who is now in Chicago, that Labor Commissioner Nell and representatives of the striking telegraphers at San Francisco were in session, and that a settlement was hoped for. We were instructed to do nothing until advised from Chicago. There will be no strike unless every other means at our disposal fails."

JURY SECURED FOR LAMANA TRIAL

Much Care Exercised in Selection of Jurymen Many Talesmen Were Excused

(By Associated Press.)
HAINVILLE, La., July 15.—The jury which will try three men and a woman for the murder of little Walter Lamana was completed today. Many talesmen were excused because they objected to bringing in a verdict which might mean the hanging of Mr. Campisiano, the woman prisoner. Owing to the fact that this trial is expected as far as possible to furnish an example which will check Italian blackmailing, care was exercised to secure the most intelligent class of jurymen. Seven of them are planters.

The trial will open at 11 o'clock tomorrow. The prisoners were kept in the local jail tonight without any extra guards. They appear to be in absolutely no danger of violence from mobs. There are six prisoners. Frank Gebbia and his sister Nicolina, who will be tried next week for the same murder, having been brought here as witnesses. Tony Costa, who attempted suicide in New Orleans last night, although uninjured, looked very much like an insane man when he appeared in court today. His eyes were wild and he talked as if dazed.

THE ROCK ISLAND IS OUT OF POLITICS

BERMONGES, Iowa, July 15.—At a luncheon tendered him today by Iowa-Motnes business men, President Winchell of the Rock Island Railroad, said the Rock Island is out of politics and will do away with its lobbies and lobbyists both at the state legislatures and at the national congress.

John Sabastin, general traffic manager of the same road, who was entertained with President Winchell, said that the Rock Island will not reduce its passenger service on account of the two cent rate law, but will improve it further.

NEGRO MURDERER KILLED BY POSSE

(By Associated Press.)
ATLANTA, Ga., July 15.—It is reported in both Tennille and Sandersville, according to long distance messages to the Chronicle, that Dennis Boyner, the negro who killed Conductor Mason, was located at the John Mays place, a mile and a half from Chandler, and killed with bullets. It is said his body contained four bullets, the number of shots fired by Captain Mason, and that he was almost in a dying condition.

The marshal of Tennille states that he cannot confirm the report of the lynching, but knows that possums were on either side of the Mays place searching for the negro at 7:30.

GEORGIA SAWMILLS WILL BE SHUT DOWN

(By Associated Press.)
ATLANTA, Ga., July 15.—By a vote of 27 to 7, the Georgia-Florida Sawmill Association today decided to shut down all sawmills owned or operated by members of the association for one month, beginning August 1.

This action was taken on account of the low prices of lumber, the mill men claiming that the high prices paid for timber lands and the prices received for their output causes the mill operators at a loss. They will endeavor to secure action by all other yellow lumber associations in the southeast.

PROSECUTING ATTORNEY GOES AFTER WITNESS

Still Another Perjury War- rant Issued in the Hay- wood Case.

ELEVEN WITNESSES ARE EXAMINED

Harry Orchard Reappears on the Stand and An- swers Questions.

(By Associated Press.)
BOISE, Idaho, July 15.—Another warrant, charging perjury against a witness who has testified for the defense in the trial of William D. Haywood for the murder of Frank Steunenberg, was issued this evening. C. W. Aller, formerly a telegraph operator and ticket agent for the Florence and Cripple Creek Railroad, at Cripple Creek, is charged with the offense by the prosecuting attorney of Ada county.

Eleven witnesses in rebuttal were examined today. Harry Orchard reappeared on the stand and was asked a few questions as to his acquaintance with some of the witnesses for the defense who have testified as to his movements. On being turned over to the cross-examiner, Orchard admitted that his uncle, Peter McKenney, committed suicide by hanging thirteen or fourteen years ago. Counsel for defense asked Orchard if his uncle was not insane before he killed himself and also tried to show by the witness that his maternal grandfather was insane, his monomania being imaginary crimes committed a long time ago in Ireland. Orchard denied all knowledge of the grandfather, but admitted that his uncle was demented for a year or so, although not over imaginary crimes.

Afternoon Session.
The afternoon session was taken up with the examination of witnesses who contradicted the evidence given by C. W. Aller, who testified for the defense in support of the charge of a conspiracy against the Western Federation of Miners, in which it is alleged the Mine Owners' Association, the Citizens Alliance and the Pinkerton Detective Agency were concerned. Aller swore he saw Orchard and Dr. Scott together at the station of the Florence and Cripple Creek Railroad on a Sunday about three weeks prior to the explosion at the Independence station on June 6, 1904. Scott this afternoon swore he was not in Cripple Creek at that time and a number of witnesses corroborated this. As a result of this testimony information was sworn out after court adjourned, charging Aller with perjury.

The explosion occurred in the after-noon session. The guns in the forward turret had finished eight rounds of practice and the guns of the after turret had fired one round. Two cases, as the big 100 pound bags are called, had just been sent up through the ammunition hoist and were in the arms of the loader. The loader stood at the breach of one of the 8-inch guns, all ready to insert the charge. At this instant the turret was seen to be smoky and two men who stood near the loader saw a black spot on the bag, indicating that the charge had ignited and was smoldering. The loader discovered the spot at the same time, and threw himself forward on his face, at the same time shouting a warning to his turret mates. The other men who had seen the spot were Elch and Hansen, and they also threw themselves on the floor of the turret.

Before the other men in the turret could understand the loader's cry of warning there was a blinding flash as the burning powder exploded. Flames, smoke and gas filled the turret in

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FAST PASSENGER ON SOUTHERN IS DERAILED NEAR GREENSBORO

WASHINGTON, July 15.—As the result of the derailment of three cars of a northbound passenger train on the Southern Railway at Jamestown, N. C., near Greensboro, today, eleven persons, mostly employees of the railroad, were injured. According to an official statement issued by the railroad here tonight the derailment was due to "trucks buckling under the sliding car."

Among the injured are: Francis H. Hewitt, a passenger, Brooklyn, N. Y.; E. Torrey, superintendent of telegraph, Mobile and Ohio Railroad, Jackson, Tenn.; E. W. Moore, superintendent Mo-

POWDER CASE EXPLODES WITH FATAL RESULTS

Appalling Accident Occurs Turret of the Battle- ship Georgia

EIGHT MEN KILLED THIRTEEN INJURED

Men Were Engaged in Tar- get Practice; Cause of Explosion Unknown

(By Associated Press.)
BOSTON, July 15.—By the explosion of a case of powder in the hands of a gunner in the after superimposed turret of the battleship Georgia in Massachusetts Bay, 8 men were killed and 13 injured.

Not one of the persons in the turret escaped injury. The dead are: WILLIAM J. THATCHER, chief turret captain, Wilmington, Del.; PAUL KNER, GOLDTHWAITE, midshipman, Kentucky; W. J. BURKE, ordinary seaman, Quincy, Mass.; G. G. HAMILTON, ordinary seaman, South Farmington, Mass.; WILLIAM THOMAS, ordinary seaman, Brooklyn, N. Y.; LIEUTENANT GOODRICH, of New York.

WILLIAM F. FAIR, ordinary seaman, Brooklyn, N. Y.; Seaman Mallick and Walsh, were in a serious condition when brought to the hospital and it is doubtful if they can recover. Lieutenant Goodrich and Seaman Mallick jumped overboard immediately after the explosion with the apparent motive of ending the terrible suffering from their burns. Both men were quickly rescued by uninjured comrades.

Target Practice.
The accident happened while the battleship was several miles off Provincetown, and the men were engaged in target practice together with other of the battleship squadron of the Atlantic fleet. The powder had just been taken from the ammunition hoist to load an 8-inch gun. It was seen to be burning and in an instant it exploded in the very face of the loader of the gun. No damage was done to the vessel, as the powder was not confined, and early this evening, under orders from Washington the Georgia sailed back for the target grounds of Provincetown.

How the powder became ignited is not yet known, but the theory held at the navy yard is that it was set off by a spark from the smoke stack of the warship.

Immediately after the accident the Georgia headed for the Charlestown navy yard. There the dead and injured were taken ashore, the wounded men being conveyed to the naval hospital at Chelsea.

The Georgia is one of the battleships of the second division of the Atlantic fleet, which has been at target practice off Provincetown for the vessels of the battleship squadron of the Atlantic fleet. The powder had just last two weeks. The Georgia is one having been in commission only about ten months. She is commanded by Richard Meffen.

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