

Latest Note from Germany Highly Displeasing to Uncle Sam.

FIVE TWICE-A-WEEK DISPATCH

A PROGRESSIVE REPUBLICAN NEWSPAPER DEVOTED TO THE UPBUILDING OF AMERICAN HOMES AND AMERICAN INDUSTRIES

BURLINGTON, ALAMANCE COUNTY, NORTH CAROLINA, TUESDAY, JULY 13, 1915.

REPUBLICANS SCORE HEAVILY IN ELECTION HEARING AT ASHBORO

Compromise Effects Relative To the Offices.

REPUBLICANS TO GET TWO

They Annex Clerk of the Court And Chairman of Board of County Commissioners.

THEY GET NO BACK PAY

Elements of Humor Not Lacking at the Hearing—Amendment Votes Found and Actually Counted, but Were Put in Spitoon.

Ashboro, July 9.—An agreement was reached at 10:30 o'clock tonight between the Republicans and the Democrats in the famous Randolph county election contest case whereby the office of clerk of the court is to go to Frank M. Rice, the Republican who contended for the seat of John M. Caviness, a Democrat and the chairmanship of the board of county commissioners goes to Wiley L. Ward, Republican over W. J. Scarborough, Democrat. The Democrats retain the office of sheriff, the only other contested position. Sheriff J. W. Birkhead, Democrat, it was admitted, had a clear majority of 39 over Jno. F. Hughes, Republican, for this office.

Each party by the terms of the agreement are to pay their witnesses and their part of the referee's and stenographer's expenses.

There is to be no disturbance of the emoluments of the offices which are to change hands. The Democrats will retain what fees have accrued to date and the incoming Republicans will take the fees and salaries from now on to the end of the terms.

It is understood that the offer of compromise came from the Democrats it being understood that the Democratic clerk did not particularly care for the salary and the Democratic incumbent of the chairmanship of the board did not care for the office. From the Republican side it is understood the compromise was acceptable because of the long delay in finally settling the litigation which would probably take the time beyond the length of office, for which they were contending. It is also understood that the agreement does not estop any criminal prosecutions that may be brought for alleged illegal voting. The agreement will be formally submitted before Referee Guthrie tomorrow.

Republican plaintiffs in the Randolph county election contest, designed to establish the title to three county offices, today presented witnesses who swore to ballot-box stuffing and to a preconceived plan to pilfer the county office from them. The evidence at the morning session of the court was a continuation of yesterday's which began with the examination of witnesses who declared personal knowledge of such frauds. The relators went further today and offered a Democratic witness to prove that Chairman T. J. Finch, of the Democratic executive committee, had given the word that Frank Hughes must not be elected sheriff over Birkhead, the defendant and incumbent.

Of course the Republican sympathizers are delighted with their showing the last two days. They think their attack daily grows stronger and that they may be able to conclude their testimony in the fine climax. Two days ago it was expected that the Republicans would rest today and hold a few witnesses in reserve for a grand rebuttal. Today the offensive took on additional force and there will be rest for neither the relators nor the defendant until Saturday afternoon.

Just a little more asperity among the fraternity has come out yesterday and today. Both sides have filed their bill of particulars and had been ordered by the court to adhere to them. Yesterday Mr. Holton inquiring into causes for challenge went further into another ground. Mr. Hammer objected and insisted that the court hold Mr. Holton and his associates to the original order. Judge Bynum yielded to the court's suggestion, but Mr. Guthrie would not agree that if several causes for challenge existed only one should be brought out if the bill of particulars referred to that single one. Both sides now have latitude of inquiry and all disabilities will be investigated. District Attorney Hammer told the court that he thought he had been dealing with unscrupulous who would live up to their own agreement and the order of Judge Shaw.

Referee Guthrie was ill last night and called a doctor. There was nothing serious and he sought medical service in the superabundance of caution. Today he took the judicial chair when he felt more disposed to remain in bed, but he did a good day's work. He will go home Saturday evening for Sunday and that later it was counted at the close.

In the testimony today the elements of humor have not been absent. One box has been found in which amendment votes were cast and actually counted. But these ballots, when counted, were stuffed into a spittoon. Thus the untutored is not only under charge of putting them in ballot boxes unlawfully but in spit boxes lawfully.

The Republicans pay tribute to the ingenuity and originality of the Democrats, but today they are presenting a new phase of compliment. The minority, if indeed it admits minority, now declares that the Randolph Democracy has become so arrogant and untutored that it not only robs the Republicans openly but announces its plans ahead. They charge, also, that the men who get rewards, emoluments and promotions are those who officiate in these irregularities. They say they are going to develop that fully.

The hearing opened today on continued cases of alleged fraud not confined to New Market or Cedar Grove townships.

J. T. Powers, Republican pollholder of Pleasant Grove, gave evidence as to Mose Welch's voting the Democratic ticket. Welch had been challenged.

J. R. Freeman, challenged for not having paid poll tax, presented his

birth record and claimed majority after listing time.

W. G. Kinney, a Republican pollholder in Cedar Grove, told how Charley Kerns, a pollholder, tampered with a ballot which the witness was sure he identified as a Republican paper. He said Mr. Kerns admitted that he "was stuffing the box," but would not say whether this admission was seriously intended or not. The witness declared that he saw one ballot put in that box and that later it was counted as he close.

J. T. Cooper, a Cedar Grove voter, made one of the most entertaining witnesses during the whole week. No testifier yet introduced has been able to put such theatricalism in his narrative.

B. L. Kerns, the pollholder, he said, sat astride the ballot box and when the count was made, Kerns took out the ballots and handed them to the witness. "The first 19 votes were Republicans," he said, "and somebody said 'it's a Republican mud slide.' Then Mr. Kerns said 'We will now count some Republican tickets.' He reached into the box and took out 17 Democratic votes. He did not have to open them and could tell which they were by the way they were folded. He then related how Kerns alternated between the two party tickets. Before the last of the count Kerns suggested that the spittoon needed some paper in it and put some amendment ballots in it. The witness then told how Ben Kerns held three Republican tickets in his hand and opened them. These three were never voted, he declared and disappeared. He says the box did not get credit for these votes. Ben Kerns was not accused of destroying them, they did not seem to know what went with them.

The witnesses did not offer to tell what appeared to be the purpose of Kerns in opening Republican ballots and holding them in his hand while the count went on. They could not tell that but the inference, of course, is that this was just another of the devices for the practice of fraud which the Democrats were using.

Several witnesses related substantially the same evidence as to this phase of the election and the testimony was then carried to some of the alleged fraudulent voters of the Democracy.

W. A. Cox, R. H. Freeman and John C. Pool gave some testimony as to Ben Kerns. Mr. Pool said Kerns told him "we are going to have this election if we have to steal it." He said that Kerns said the Democrats had been accused of stealing elections and this "was one of the times they were going to have it if they had to steal it." The witness denied ever having said that he is a Democrat in order to get a fourth class postoffice. Jesse Brown also testified to the same declaration.

Mr. Guthrie asked the witness if it did not strike him as strange that any man who was preparing to steal an election should be telling everybody about it. The witness said he did but all agreed that Kerns was not joking.

O. B. Thornburg testified that George Briles, a Democrat who voted in this election, had told Thornburg that Briles had not paid his poll tax and would not be allowed to vote. The plaintiffs ordered two witnesses without examination and the defense stood them aside.

C. T. Younts, of Tabernacle township, a Democrat who says he did not vote in the 1914 election started a hubbub among the faithful when he related an alleged conversation with Democratic Chairman T. J. Finch.

"We had been to a funeral," he said, "and he asked me how things were. I told him that if Hughes ran everywhere like he is going to do in my township, he would beat Birkhead. He said that if three-fourths of the Randolph county voters voted for him, Hughes wouldn't get the office and you know he wouldn't."

Mr. Hammer asked if Finch was not joking. The witness did not know. "Mr. Hughes is an uncle of my wife," the witness continued, "and Mr. Finch knows that?" Mr. Hammer put in.

"Mr. Finch has admitted saying it," the witness went on. "He asked me what I came here to testify and I told him about what he said. He said, 'I guess I said it.'"

D. J. Kamp, W. R. Brown and R. C. Craven then told how they took down their receivers and heard "Doc" Pugh and D. B. McCrary discussing the election the night of the election.

McCrary was at Democratic headquarters and Pugh called him up to inquire into the result of the election. "Mr. McCrary said the Republicans are a little ahead now," the witness said, "and I told him I reckoned they would be a little ahead at the close." He said, "no, they were going to keep on arguing until they figured out enough to win."

Mr. Pugh and Mr. McCrary "is that the way you do it?" and Mr. McCrary said, "that's the way we do it." District Attorney Hammer could not repress his capacious smile and in the general laugh the courtroom now greatly diminished in its occupants. joined.

The former solicitor later had his spat with G. I. McPherson. This witness was not a star for the plaintiffs but was good at getting information out despite the prohibition of the records. He had been a Democrat "and hope Mr. Hammer a good deal," he said. He had been in trouble. Mr. Hammer a good deal," he said. He had been in trouble. Mr. Hammer was cross-examining him about a challenged voter now in controversy and asked him if he had not been intimidating Democrats, McPherson said not.

"Well, you have been indicted for it and convicted?" he asked the witness. "I was and am fined \$50," McPherson said. Mr. Hammer asked him about other troubles, difficulty of staying on good terms with Republicans or Democrats, all parties aschewing him.

"Well, me and several others was charged with fighting with knives and sticks and you was solicitor, and because we were Democrats you wouldn't prosecute us," the fellow said.

Judge Guthrie had this and all other similar testimony stricken out, Mr. Hammer charging the witness with wilful falsehood.

The afternoon session began with the examination of some witnesses who told how certain Republican and Democratic challenged voters did vote.

C. W. Brown, a Republican pollholder in Richland township, was next examined. He told how all of the men voted but said he watched the Republicans a little more closely than he did the Democrats.

His cross-examination won the Democrats smile. The defense charges that at this box bribery was practiced, or attempted, and that Mr. Brown gave the sign to Republicans on the outside. The witness repeatedly declared that he did not know whether he had any agreement or understanding on the outside with anybody. "They had me so I couldn't make any sign if I tried," he said. "Witness," Mr. Hammer said "you know what I am after. You

know there were attempts at bribery out there, and that you were a party to them."

Judge Bynum came up in a warm reply. "There ought not to be permitted in a court of justice," the judge said, and Mr. Hammer insisted that the judge misquoted him. The Greensboro lawyer made his manners to the Ashboro man. The Democrats were trying to get into the record the evidence that witnesses were bought and upon Mr. Brown's "sign" they were to depend for knowledge as to whether they had remained "bought."

BARACA-PHILATHEA UNION.

Meeting Held at Webb Avenue M. E. Church Sunday Afternoon—Election of Officers For Ensuing Term—Attendance Banners Awarded.

The July meeting of the Baraca-Philathea City Union of Burlington was held in Webb Avenue M. E. Church Sunday afternoon at four o'clock. The attendance was as good as usual.

Owing to the absence of the program committee no address was heard. The President of the Union, Mr. J. G. Rogers, made a brief talk on the work of the Union, after which the election of officers for the ensuing term was taken up. The following is the result of the election: Mr. J. G. Rogers, President; Mr. John C. Lloyd, Vice-President; Miss Bertha Cates, Secretary; Miss Ruth Whittemore, Assistant Secretary; Mr. W. R. Routh, Treasurer; Miss Allie Burroughs, Organist and Pianist, with Miss Eunice Thompson, Assistant; C. B. Way, Press Reporter.

The Union decided unanimously to hold a public meeting and have an installation of the newly elected officers. In connection with this meeting a social hour will follow. A committee was appointed to arrange for the meeting which will be held within the next two weeks.

The attendance banners were awarded to the classes having the best percentage of attendance at the meeting. The Junior Philathea Class of Webb Avenue M. E. Church and Senior Baraca Class of the M. P. Church were the winners of the Philathea and Baraca banners respectively.

The next regular meeting of the Union will be held at the Reformed church on the first Sunday afternoon in August.

FOSTER CO. SHOE SALE.

Begins Wednesday morning at 9 A. M. and it will pay every one in Burlington and vicinity to attend this sale. The store is closed today and tomorrow in order to mark down and get everything in readiness for the opening Wednesday. The Foster Shoe Co., has employed Jas. D. Ray & Co., sales people of Raleigh, N. C., to conduct this sale, and Mr. W. P. Flaric of that company has been here for ten days. With his aid the Foster Shoe Co. don't aim to let anything go by that will be of help to the people of Burlington and vicinity. See page ad. and prices of this sale.

SPECIAL MEETING.

There will be special meetings for a few days at St. Marks church, beginning on the 2nd Sunday in August with two services on Sunday. Bro. D. H. Tuttle of Burlington M. E. church will be with us part or all the time, perhaps other help.

D. C. COX, Pastor.
July 12, 1915.

Mr. J. M. Cates and family who have been visiting relatives in Burlington, returned to their home at Franklinton last week. Miss Nina Ingle accompanied them.

WHITSETT ITEMS.

Mr. and Mrs. Ed. B. Wheeler have been spending the past week in Greensboro in order to be near their daughter, Miss Elizabeth, who was recently carried to St. Leo's Hospital seriously sick. Miss Elizabeth's condition remains almost unchanged, but her friends are hoping that she will soon improve.

G. W. Davenport has had quite a good deal of work done upon his home this summer, hanging paper, painting and otherwise improving.

Among our recent visitors none have been more welcome than the following who were here the first of the week: Mr. and Mrs. W. G. Balsley of Greensboro; Mrs. P. D. Gold and son of New York; and Mr. and Mrs. Lindsey Hopkins and son of Atlanta.

Dr. Whitsett has been in Greensboro for the past few days attending meetings of the County Board of Education.

Rev. R. E. Redding and family and others from this place spent today at Bethel Church attending the annual Sunday School Picnic.

At a recent election the Whitsett Fishing Club selected the following officers: R. K. Davenport, President; R. G. Fitzgerald, Secretary; W. J. Thompson, Chairman of Executive Committee.

Mrs. R. O. Walker of Greensboro is spending the week with her parents.

The beautiful new Catalogue of Whitsett Institute is much in demand, and every mail carries many copies to friends who are writing for this year's issue. It is the finest yet sent out by the school.

Several have attended the Burlington Chautauqua this year; Mrs. W. H. McLean spent a week in Burlington and attended all sessions; she was greatly pleased with the various features.

Protracted services will begin at Springwood Presbyterian Church on July 18th and continue for one week.

H. B. Smith who graduated here in 1903, has recently been elected superintendent of the New Bern Graded Schools, after some years spent as superintendent at Greenville and Tarboro.

IN MEMORY OF E. M. KENNEY.

Phoenix Lodge No. 119, I. O. O. F., takes this method of giving some expression of its heartfelt sorrow, for the death of one of its members, Brother E. M. Kenney, who died of June 25th, 1915. Our brother was tender and generous in his disposition, a good husband and a devoted father.

We wish not only to record some expression of our sorrow and loss, but to convey to his bereaved children some expression of our sympathy with them in their great sorrow.

As individuals, we have lost a friend and as Odd Fellows, we mourn the loss of a member, whose memory we shall tenderly cherish.

The above adopted by the Lodge in session July 6th, 1915. And same to be sent to our city papers and N. C. Odd Fellow with request to publish.

ADOLPHUS CHEEK,
C. F. FOSTER,
F. J. STRADER,
Committee.