

BIG CROWDS IN SALISBURY HEAR THE TRIAL

Fully Three Thousand Visitors were in and Around the Court House this Morning at 10 O'clock when Judge Long Called the Court to Order.

J. F. Hall Chosen Foreman of Grand Jury. Judge Long's Charge was Devoted Mostly to the Crime of Lynching. It was an Able and Clear Charge.

Special to The News. Salisbury, Aug. 6, (3:40 p. m.)—The grand jury this afternoon brought in true bills against Nease Gillespie, John Gillespie, Henry Gillespie, George Ervin, Jack Dillingham and Della Dillingham, charging all six of the defendants with the murder of the Lyerly family.

Salisbury, Aug. 6.—Fully 3,000 visitors are in Salisbury today to witness the trial of the five negroes who were brought here last night from Charlotte, charged with the murder of Mr. and Mrs. Isaac Lyerly and their two children.

The scene in and around Rowan's Court House this morning was one that has never been witnessed in Salisbury before. The crowd in and out of the court house was quiet, but there seemed to be a determined under current that may or may not forebode evil.

The special term of court for the trial of the five negroes was opened promptly at 10 o'clock this morning. Judge B. F. Long of Statesville, presiding. Solicitor Hammer, Hon. Theodore F. Klutz and Mr. T. C. Linn, will represent the state. The five prisoners are represented by Mr. Jake F. Newell of Charlotte and Mr. H. S. Williams of Concord.

The organization of the court commenced with the drawing of the grand jury. The following good and lawful men were drawn: W. A. Frick, J. W. Kideout, William Esperman, W. M. Erwin, J. T. Barber, D. A. Hodge, John R. Nussman, W. H. Enson, J. S. Hall, James P. Trexler, J. D. Ketchie, C. A. Correll, J. M. Monroe Jr., R. L. Weddington, Maxwell Holzhusser, R. A. Moore, and M. P. Plummer.

After drawing the grand jury Judge Long explained in detail the qualifications of a grand juror. He said any one of the gentlemen named who had a suit pending in court; who had not paid his taxes for 1905 and who was a non-resident of the State, was not qualified to sit as a grand juror in the trial of this case. As all of the gentlemen drawn filled all the requirements, there were none excused.

The court said that in order to preserve the dignity of the court and to maintain good order, five special deputies would be named. These are: H. C. Lentz, Shoaf Potest, J. D. Shoe, W. P. Sloop and W. A. Steel.

The court also issued an order that under no circumstances would a crowd be allowed around the grand jury box. It said all must stand back and give the jurymen plenty of room and air.

Mr. J. S. Hall was named by Judge Long as Foreman of the Jury.

In his charge to the jury Judge Long dwelt at length on the crime of lynching. He maintained that any one who would engage in depriving a human being of his life by lynching, was in the eyes of the law, just as much a murderer as the man who would shoot his neighbor down. He stated that while he apprehended no act of violence, that if it came to him that there was any suggestion of a plot to kill or injure the prisoners he would for the time being, ignore the bill (if it should be brought against the five prisoners) and proceed at once with the trial of those implicated in such a plot.

This he said he would do if it required all the summer to ferret out the evidence in such cases.

At 12:30 o'clock court adjourned to meet again at 2:20 o'clock.

When the prisoners reached Salisbury last night they were temporarily taken to a livery stable in close proximity to the jail. While there the negro preacher Mitchell who is supposed to be one of the most important witnesses in the case, became frightened and asked Sheriff Julian to separate him from the five prisoners. He said he feared that if a mob were to come along he would be strung up with the rest of them.

Greatest Precaution Taken. Salisbury, N. C., Aug. 6.—People from the rural districts began to arrive in town early last evening to be present at the trial today. A large number of people were up all night and were constantly patrolling the main streets. The prisoners were expected to be brought up from Charlotte this morning on the 5 o'clock train, but when Sheriff Julian and assistants went to Charlotte yesterday afternoon on the 3 o'clock train it was noticed around that they would bring the five negroes to Salisbury last night, and a good crowd of curious ones were at the depot to meet No. 12 at 8:30 o'clock, but the officers had taken every precaution. They did not believe it safe to bring the men in this morning, although it

had been announced and published that they would come in on the early train. This was done in order to throw those who might cause trouble off the track. Sheriff D. H. Julian, Deputy D. W. Julian and Officer Potest came in with the negroes on 34 about midnight. The train was stopped at the ice factory, about a quarter of a mile from the passenger depot, and the prisoners taken off there. Other officers who had been advised of this plan met them and the prisoners were taken a back route to the jail. There are still vague mutterings in the air of lynching, for this reason the greatest precaution will be taken for the safety of the men. A large force of armed men is on duty and the jail yards are kept clear. No one is allowed in the enclosure around the prison except by special permission of the warden in evidence until the trial is concluded. Solicitor Hammer arrived in the city Saturday and has been devoting his entire time preparing for the great trial.

OPPRESSIVE HEAT IN NEW YORK

Heat of Today Rivals That of Yesterday—People Sleep in Street.

New York, Aug. 6.—With a temperature of 78 and humidity 86 this morning, today promises to prove as oppressive as yesterday which recorded the hottest weather of the year, three deaths and many prostrations being reported, early and thousands hastened to nearby resorts in quest of cooler atmosphere. In the thickly populated districts of East Side last night many persons sought relief from the heat by sleeping on the sidewalk, on fire escapes and in the parks. One man while asleep on a fire escape fell to street and was killed.

CANNOT ATTEND.

Germany Cannot Participate in American-German Yacht.

Berlin, Aug. 6.—The foreign office authorities of the Associated Press to say the German government regrets that the plans of the navy department for maneuvers in September include every ship available and preclude attaching ships to visit the United States on the occasion of the American-German yacht contest off Marblehead.

Price of Sugar Advanced.

New York, Aug. 6.—All grades of refined sugar were advanced 10 cents on the hundred pounds today.

BAND OF PULAJANES MAKE FIERCE RAID

Fierce Raid Made on Abuyon by Band of 150 Pulajanes, Prominent Officers Killed and Buildings Burned. Soldiers Pursue Pulajanes.

New York, Aug. 6.—A special from Manila says: "One hundred and fifty Pulajanes pierced the military cordon, burned municipal buildings, killed the ex-president of the town, two former members of the constabulary and three policemen at Abuyon, island of Leyte, twenty miles from the scene of the recent fight. One hundred soldiers and constabulary are in pursuit of the raiders. Maj. Crawford and Capt. Knauber, with a lieutenant and eight constabulary men were ambushed by Igorrotes while shooting the rapids of the Abuhung river, in Northern Luzon on a bamboo raft. Maj. Crawford and Capt. Knauber and five men were wounded with arrows.

They were unable to return here because the enemy were hidden on the wooded banks of the river. This outbreak is inexplicable, as hitherto the Igorrotes have been peaceful."

FAVOR ARBITRATION

The Project of Arbitration was Unanimously Signed.

Rio De Janeiro, Aug. 6.—At today's session of the International American Conference of Arbitration the project was unanimously signed. It ratified the adherence of the conference in the principle of arbitration and recommends that the Pan-American delegates to the Hague peace conference be instructed to support a universal arbitration agreement. A vote on commendation will be taken tomorrow.

THE EIGHT HOUR LAW

Not Applicable to Vessels Under Construction.

Washington, Aug. 6.—The attorney-general has rendered an opinion that the eight hour law does not apply to vessels under construction for the navy by contract with the builders nor to private establishments, nor to contractors furnishing the quartermasters department of the army with supplies.



STRIKE A FAILURE.

The General Strike in Russian Empire Bids Fair to be a Complete Failure.

St. Petersburg, Aug. 6.—Unless the dispatches from the interior within a few hours entirely change the situation, the general strike promises to prove a complete failure. Although the Liberals are strongly opposed to the course of the government they shrink from precipitating a revolution and the horrors of the civil war in which the country would be plunged if the plans of the proletarian leaders were successful. The sympathy of the intelligent public is entirely lacking.

Government Gains Mastery.

Late this afternoon it was evident the government had practically succeeded in crushing the organization of the strike leaders here. The central committee of the Social Democrats was captured and placed in prison and the greatest confusion prevails in the Revolutionary camp. The hope of the Revolutionists are now centered in Moscow. Employees of several of the street railroad lines, who struck Saturday, have resumed work.

Strike a Failure.

Moscow, Aug. 6.—Today's developments message the failure of the strike. The leaders are disgusted as to its opportuneness and their irresolution is affecting the spirits of the men. Railroad men who hold the key to the situation thus far refused to join.

DEATHS FROM HEAT.

Number of Deaths and Prostrations Reported To-Day Because of Oppressive Heat.

New York, Aug. 6.—The temperature steadily rose until at 1 o'clock the thermometer recorded 90, but it was much hotter on the streets, meanwhile the percentage of humidity dropped 57, which alleviated the conditions to a slight extent. Five additional deaths and scores of prostrations are reported.

Death From Heat.

Philadelphia, Aug. 6.—Thirteen deaths and a number of prostrations from heat occurred today. The temperature was 93 at 10 o'clock.

TRAVELED IN BALLOON.

Longest Flight Ever Made in This Country in Passenger Balloon.

Noank, Conn., Aug. 6.—The big balloon, Nirvana, carrying Dr. Julian P. Thomas, of New York, and a professional aeronaut, ascended from New York at 9 o'clock last night and landed its passengers in this village at 5:27 this morning after one of the longest flights ever taken by a passenger balloon in this country. The distance was 140 miles.

COWES REGATTA OPENED.

Was Opened Under Most Brilliant Auspices.

Cowes, Isle of Wight, Aug. 6.—The Cowes regatta was opened under the most brilliant auspices. The chief event today was the 40-mile schooner race in which Emperor William's Meteor entered.

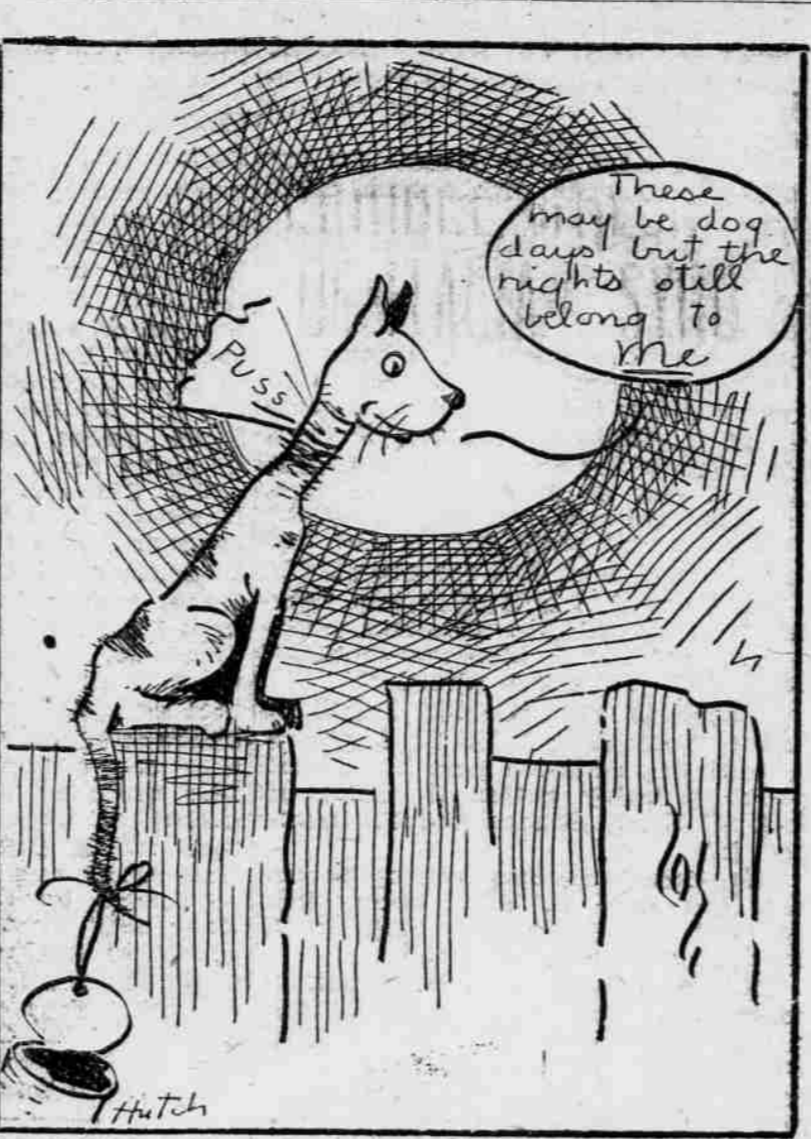
Gets Seven Years.

Warsaw, N. Y., Aug. 6.—Former County Auditor John W. Neff, convicted of grand larceny in connection with the "alleged graveyard scandal," at Buffalo, was sentenced to seven years in the Auburn prison.

KILLED ON SIGHT.

Tragedy in Missouri Town in Which Two are Killed.

Springfield, Mo., Aug. 6.—In the streets of Chadwick, Mo., Charles Freeman, a merchant, and Robert Keene, 18 years old, to-day shot each other to death with revolvers. Suit recently was brought by Freeman, charging Keene with assaulting Freeman's daughter. When the men met on the street to-day, both drew revolvers and fired. Freeman was shot in the forehead and in the left breast. Keene was shot three times in the heart. Both men were dead when the spectators reached them.



DEATH FROM LAUDANUM.

Mr. Joab Burch, of Durham, Dies From an Overdose of the Deadly Drug.

Durham, Aug. 6.—Mr. Joab Burch, a prominent man of this city, yesterday in Lake City, S. C., committed suicide by taking laudanum. As to the fact, whether Mr. Burch intended the rash act, or took an overdose of laudanum through mistake is not known. He left Durham about three weeks ago for South Carolina to buy tobacco. Nothing was heard from him until Saturday night when a message was sent to his brother of this city to come at once he was in a dangerous condition. At an early hour this morning news was received of his death, and saying that it was caused from taking laudanum. Mr. Burch had made Durham his home for the past fifteen years, coming to this place from Lyon county, where he spent his early life. At different times he has made his home at several points in South Carolina. He was married to a Miss Lea, of this city, and is survived by a wife three children, two brothers and two sisters. He was prominent in business circles, having been connected with a number of tobacco warehouses in Durham. The remains will be brought to Durham for burial.

BOARDS OF ELECTIONS

State Board of Elections Appoints County Boards—Executive Committee Meets Tonight.

Raleigh, Aug. 6.—The state board of elections at noon today appointed the county boards of elections under whose directions the elections will be held this fall. The appointments were made through recommendations from the Democratic and Republican state chairmen who received the recommendations in turn from the county chairmen. Members of the state board, all of whom are here for the meeting are: Wilson G. Lamb, of Williamston, chairman; J. R. Lewllyn, Dobson; R. T. Claywell, of Morganton; A. B. Freeman, of Hendersonville, and Clarence Call, of Wilkesboro. The two last named being Republicans.

The Democratic Executive Committee meets tonight. Governor Glenn issued a statement of the facts this afternoon in answer to the charges made by the Wilmington Messenger criticizing the recent encampment, of the Second regiment.

He explains that a reservation of \$12,500 for rifle range by the government funds available was unexpectedly short necessitating a change to eight instead of ten days' encampment.

A STRANGE NEGRO

Enters Room of Mrs. Pleasants at Mr. R. K. Blair's Home.

Last Saturday afternoon about 4 o'clock, a strange negro entered the home of Mr. P. K. Blair, while Mrs. Blair was out in the yard, and making his way upstairs started into the room occupied by Mrs. E. S. Pleasants. Mrs. Pleasants screamed and Mrs. Blair started into the house. At the back door Mrs. Blair met the negro who tried to pass her. She inquired of the negro what he wanted in the house. He muttered so that it was impossible to understand what he said, and then made a break for the door, going out into the back yard and escaping.

Girl Gets New Nostril. St. Louis, Mo., Aug. 6.—Twenty strips of skin had been cut from Herman Katavla's left arm and grafted on his infant daughter's nose. Dr. O. C. Raines replaced the wing of the right nostril, which had been torn away by a dog a half hour ago.

Octavia, who is six years old, would have been scarred for life had not the skin grafting been resorted to.

WHERE YOU MAY VOTE

Ward 1: Precinct 1—Recorder's Court Room, City Hall.

Ward 1: Precinct 2—Store, Corner Ninth and Caldwell.

Ward 2: Precinct 1—County Court House.

Ward 2: Precinct 2—Dilworth Drug Store.

Ward 3: Precinct 1—Ross' Stables, West Fourth Street.

Ward 3: Precinct 2—Bates' Store, No. 300 South Graham St.

Ward 4: Precinct 1—Store Room, No. 11 West Fifth Street.

Ward 4: Precinct 2—Berryhill's Store, corner Ninth and Pine Streets.

DR. GOODE DEAD.

Popular Physician of Cleveland County Died Friday—Court Adjourns.

Special The News. Shelby, Aug. 6.—Dr. Will O. Goode, one of the most popular and well known physicians of the county, died Friday at his home at Waco. Mr. Goode had been ill for some time with fever, after which complications set in from which he died.

The funeral service was held Saturday at 11 o'clock at Bulah Church, where he was interred. The pastor, Rev. Lum Hoyle, and Rev. Mr. Clegg, Dr. Goode was 41 years of age. He leaves a wife and six children. He was buried with Masonic honors.

Cleveland court finished its work and adjourned Saturday. Many of the cases were continued. Mrs. C. A. Jones, of King's Mountain, came in Saturday to be at the bedside of Mrs. R. S. Jones who is ill.

DRANK LAUDANUM.

Wilmington Man Takes the Drug But is Saved by Quick Remedies.

Special The News. Wilmington, Aug. 6.—Saturday night while very much under the influence of liquor Ed Russ, a well known young man about town, drank about two ounces of laudanum. Russ went into the Crescent Cigar Store on Market street and it was there that those in the store discovered that he had taken the opiate. An antidote was quickly given him and the work of getting the laudanum out of him began. An emergency call was also sent to the James Walker Memorial Hospital and the ambulance quickly responded to the call. It is not known why Russ drank laudanum whether with suicidal intent or not, though no cause can be given for his wanting to take his own life. It is presumed that he was so much under the influence of whiskey that he didn't know what he was doing.

The laudanum, however, did not take effect owing to the promptness of those in the cigar store and Russ is out again today.

FIRE IN SALISBURY.

Inness' Meat Market Gutted—Other Buildings Threatened.

Special The News. Salisbury, Aug. 6.—Fire broke out this morning at 10 o'clock in the frame building on East Inness street occupied by J. F. Harkey's meat market. The building was completely gutted and for awhile the adjoining buildings were in great danger. The heroic work of the firemen saved valuable property, as the fire was almost in the business section of the city and several frame structures adjoined the burned building. The fire is supposed to have been caused by the explosion of a lamp. Mr. Harkey's loss is fully covered by insurance. The large wooden building adjoining the meat market and occupied by the Kessler boarding house had a narrow escape.

WARRANT ISSUED FOR MR. FARRINGTON

Sergeant of the Police Force is Charged with an Assault on a Prisoner, After the Man was Behind the Bars. Case Comes Up in the Morning.

A warrant was today issued for Sergt. J. F. Farrington of the city police force, charging him with an assault upon Lester Mullis, arrested Saturday night by Office Squires for being drunk.

The warrant was ordered issued by the Court during the hearing against Mullis. It was testified that Sergeant Farrington had gone into the cell and that a blow on the head was heard, but no one testified who struck the blow.

The case, however, will come up tomorrow morning for a hearing, and will, no doubt, create a great deal of interest.

Mr. Mullis has retained Mr. Plummer Stewart to aid in the prosecution of the case against Sergeant Farrington, but the latter has made no statement, as far as known, bearing on his side of the case.

From the evidence brought out this morning, it seems that Sergeant Farrington quickly responded to the charge of a very strong epithet that he was applying, presumably to the police. The officer's determined tone caused Mullis to hold up. After the officers had withdrawn from the cell, a witness testified that Mullis again started cursing the officers for the worst that he could, using an even more vile epithet than the one first applied. Then several officers, including Sergeant Farrington entered the cell again, according to the evidence, and Mullis was hit one or two times. No one could swear positively who had struck the blow, although it was the supposition of witnesses that Sergeant Farrington struck Mullis. One witness said he heard a blow that sounded like the cell bars were hit.

Nothing whatever was said by Sergeant Farrington about the matter, as the case does not come up until tomorrow morning, when a very interesting time is expected. Mullis bears a mark over the eye which he evidently received in the affair Saturday night, but how this was received will have to be investigated at the trial tomorrow.

CARRIED TO SALISBURY.

Two Mecklenburg Prisoners Accompany Alleged Lyerly Murder's Last Night.

Sheriff Julian of Salisbury, his son, a policeman, and one deputy, came over yesterday and returned last night about 11 o'clock to Salisbury with the five alleged Lyerly murderers, and two have made statements that they have been told a good deal about the affair by Dillingham, one of the men held for the murder of the Lyerly family. The negro preacher, Mitchell, is one of those who has been carried to Salisbury, to testify before the court, in the trial.

New Resident for Charlotte.

Judge A. D. Penny, of Titusville, Fla., has arrived in the city and will make his home here. His family will move here within the next few weeks. Judge Penny has recently resigned the judgeship of the Brevard county court, Florida, which position he has filled for the past seven years. He will engage in the insurance business. Charlotte people will welcome the judge and his family in their midst.

INCIDENTS OF THE HORRIBLE WRECK OF ITALIAN SYRO

Reports of Terrible Incidents Connected with Wreck of Syro in Which 300 Persons Lost Their Lives. The Syro is Complete Wreck.

Heroic Deeds of Some of Passengers. One man Rescued 12 of Crew. Another Went Insane Because of Loss of Entire Family.

By Associated Press. Cartagena, Spain, Aug. 6.—Reports continue to arrive of the terrible scenes surrounding the wreck of the Italian Syro, resulting in the loss of over 300 lives.

The drowning of the Bishop of Sao Paulo, Brazil, is now attributed to the action of an Argentine passenger who forcibly took from the Bishop his life-belt with which the latter had provided himself.

One Italian woman kept her three children afloat on a plank until all were picked up. A bridegroom, who was on his honeymoon lost his life and his sister and one old man who was saved lost three children.

Captain Giuseppe Parodi, commander of the Syro, was 62 years old and had 45 years experience in navigation. The Syro is considered a total loss. Her captain is said to have formerly commanded the Perseus which sank off Cartagena. A number of bodies were buried today. Ten of the rescued passengers died after being brought ashore. The survivors say the Syro sank with extreme rapidity. Boats were so overcrowded that a number of them immediately capsized throwing the occupants into the water.

The public subscription for the relief of the destitute passengers has already reached a large sum. Carlos Venturini, a resident of Barcelona, who was a passenger with his family on the Syro, succeeded in saving his three sons and nine other passengers.

Senor Venturini's daughter, aged 18, an expert swimmer saved two children, whose parents are unknown. One family consisting of father, mother and six children were drowned, with the exception of the father, who lost his reason.

BIG REAL ESTATE DEAL.

Yarbrough and Bellingher Purchase Howell Lot on Graham and Third. An important real estate deal was consummated today when the peepers passed transferring that lot of land lying on the corner of Third and Graham streets to Yarbrough and Bellingher. The property was owned by the estate of the late S. M. Howell. The purchase price was \$10,500. The trade was made through the Southern Real Estate Loan & Trust Company.

The same company has sold a lot on North Alexander street to Messrs. C. O. and Willis Brown, the purchase price being \$1,000. They have also bought a house and lot on West Hill street to Gad Henderson, the purchase price being \$875.

THURSDAY SEPTEMBER 4

Is the Date for the Opening of the City Schools.

The fall term of the Charlotte graded schools will open Thursday September 4.

Ordinarily the school opening is on the first Monday in September but as this date is now a National holiday—Labor Day—the first call for books will be on Tuesday. During the summer vacations both the North and South school buildings have been renovated and put in first class condition. A number of much needed improvements have been made and the children as well as the teachers, will be agreeably surprised when the fall term opens.

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