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CHARLOTTE N. C., WEDNESDAY EVENING JUNE 28, 1911

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Latest Edition

President Ware President Tillett Ably Discusses The Laws Delay

of the State Bar Association Sets Forth Causes And Remedies For the Law's De-

flomes the Lawyers And The Law and Tells How to Cure By Associated Press. the Ills Complained of-Toxaway.

secial to The News. has been arranged cian to restore her.

discussion of the various reaor the law's delay is thorough and declared equally positively, in anhis suggestions worth careful swer to a question about a rumor that

President Tillett's Address. begin this address with the state-

an axiomatic truth when I say is of the highest importance neonle should preserve thei: for the administration of the anything be found, therefore, tends to lessen this respect for or tends to impair the confithe citizenship in the adminof justice, it is of the highest ince that the evil. whatever it ould be removed. And who shall we it? The answer comes quickly: ose most closely connected with the ministration of the law-the laws-should be foremost in their ef-

practice of law has become in at days so commercialized that By Associated Press. that we are not disposed to acreadily this obligation to the and "lest we forget," I beg to you that we are citizens, nay we are officers of the court. may be our obligation to ing immediately launched upon official lients in our offices, in the courts; however we may feel compellto avail ourselves of existing dilareficial to our clients however we may resort to all legitimate means again without opposition. John M. Holder, of Jackson county, was elected et I submit that this Bar Association onstitutes a form whereunto we should appeal from ourselves as pracand to the public, to seek to remove

inding, therefore, that it becomes duty as president of the Bar Assoion to discuss some question of in-

The Delays of the Law-Who are Responsible for Them?

Is there a lawyer among us who for six months past has been consulted by a client with a view to bringing a suit who has not in every instance been asked by the client: "How long will it take to finish the case?" It may be that We have evaded the question by telling him that under our law a case can be brought to one term and tried at the lext; but if perchance we have explained the weary delays of the law, the probable continuances and costs, We have seen such prospective litigants (Continued on Page Two.)

By Associated Press.

London, June 28 .- The heirs to most of the thrones of Europe, the other princes and princesses and special ambassadors who have been foyal guests during the coronation per-10d have said farewell to King George and Queen Mary and the greater number have already left London.

oday special trains bound for the followed one after another. The Duke of Connaught attended each departure on behalf of his majes-While the regular embassies were present to say good-bye to the envoys of their respective nations.

The great coronation fleet at Spithead also has dispersed, the foreign Warships saluting the flags of Great Britain and the commander in chief as they passed out. King George spent most of the day among the farmers at

inc

Special to The News. Raleigh, June 28.—President F. D.

Ware is still in the hands of Attorney Julius Parker, of the American Tobac-Company, being cross-examined theb usiness methods and inside transaction of the Ware-Kramer Company. The effort of the cross-examination is to force the witness to admit his company practiced almost from the very first sales transaction of the Ware-Kramer Company, special inside discount, free goods, and other trade concessions, that they now ask the court to give damage against the American Tobacco Company for using against plaintiff's business. Attorney Parker is using Ware-Kramer letter books and questioning Mr. Ware as to letters exchanged by pendent of the trust. im and his salesmen and jobbers.

Tim Holderfield Is Liberated the American. This was in 1903.

Special to The News.

serving ten years as an accomplice never did get back all its business in of Earl Cotton in the sensational rob- those states." bery and murder of W. E. Smith, of Richmond three years ago when the American going on now?" asked Smith's body was found on a Sunday Chairman Hardwick. morning in a rock quarry east of the city, was pardoned today by Governor is no war, but there is an armed neu-Kitchin on recommendation of court trality. We are watching the other felofficers and many citizens, on the low and dong the best we can for our ground that what he did was as an selves. We make no cuts now that employe of Cotton, in whose store we do not think necessary for our busthe victim was drugged and that Holliness. No other cuts are made bederfield was not a vicious man. Cot-

CUMMINS SPEAKS

By Associated Press.

Washington, Jun 28.-Referring to the consideration of the Canadian re- ference ever occurred," Mr. Gilmore ciprocity question as the "drama now said. in progress in the senate of the United States" Senator Cummins, of Iowa, today delivered a speech on the reciprocity bill and offered important amendments to its agricultural provis-

CAROLINA DAY QUIET.

By Associated Press.

Charleston, S. C., June 28.-Carolina day commemorating defeat of the Brit- ed. ish fleet which attempted to assault Charleston 135 years ago was quietly observed here, being a state holiday Patriotic societies held informal meet-

esting Facts About Source of

At the last meeting of the board of

water commissioners the board decid-

ed to have Mr. J. L. Ludlow, the wide-

ly known hydraulic engineer, make a

Statement of Board.

In view of the fact that some of our

citizens question the wisdom of the

board of water commissioners in its

decision to go t othe Catawba river

ing advisable to adopt, thereby increas-

much water as their desires dictate

Charlotte, N. C.

make a study and report on the water

Water Commissioners,

Winston-Salem,

June 27, 1911.

of Charlotte follows:

Still On Stand

Washington, Jan 28.—William G. Gilmore, manaing partner of Arbuckle Bros., of Brooklyn, resumed the stand today in the house sugar trust investgation and described the war made on the American Sugar Refining Company by his firm in 1898-99. The Arbuckles began manufacturing refined sugar in 1898 and since then have been inde-

"We cut the price 25 points under the trust price soon after we started in West Virginia and Ohio," said Mr. Gilmore, "because the trust sought to induce the wholesale grocers in those states to buy sugar exclusively from

"We kept the prices down four or five months and got the business in these states. Eventually the price re-Raleigh, June 28.—Tim Holderfield, turned to normal, but the American

"Is that sugar war between you and

"No," Mr. Gilmore answered. cause the trust does not attack us."

That there ever had been during the war any conference of the Arbuckle firm with Henry O. Havemeyer to se-ON RECIPROCITY, cure a working agreement, Mr. Gilmore denied.

"I never heard of such a thing and am morally certain that no such con-

Gilmore told the committee that conditions in the trade were very fair though not ideal. "Where does the condition fall

short?" Representative Madison ask-"The cane sugar refiners are not making enough money."

He attributed this to overproduction, too much refining capacity and to the beet sugar industry as now protect-

"If we took the duty off sugar, what would happen?" "Cheaper sugar. W'ed operate with

half the capacity and the beet sugar Effort To Free people would be kept at home."

By Associated Press.

are opposing the state's ouster suit in allegations of being a trust, crossexamined John B. White, of Kansas City, today. White was president of the Southern Lumber Manufacturers' Association, which was changed to the Yellow Pine Manufacturers' Association, a defendant in the state's

W. K. Smith, of St. Louis, secretary of the Yellow Pine Manufactur- By Associated Press. ers' Association, appeared at the hearing under orders of Special Commissioner Robert M. Reynolds, with his records and correspondence, by which Assistant Attorney General Atkinson expects to prove the lumber output was curtailed by a meeting of the manufacturers in 1905.

The printed records of the meeting of the Southern Lumber Manufacturers' Association at Memphis, in 1891, were introduced by the state. the records was a telegram sent by George M. Griffin, of Kansas City, which read:

"Hold stiff the present list. No advance advisable."

Under cross-examination Mr. White told of the organization of the Missouri Land and Lumber Exchange to sell lumber. Salesmen of the exchange were not held strictly to the list prices, but were limited to maximum rates. exceptions being the experienced salesmen, who were not limited as to any

The prices, according to Mr. White, were fixed at the probable demand and the price list was prepared by different firms and persons. Lists furnished by the secretary of the association were used as a basis for the price.

Mr. White expressed the opinion that lumber manufacturers did not make a profit of more than five per cent. He said the prices for lumber were no higher than in 1908, when Governor Hadley, then attorney general, instituted the proceedings, than in 1892 notwithstanding the fac tthat stumpage and the cost of labor had advanced in some instances 500 per cent.

By Associated Press.

Atlanta, June 28.—Charles W. Morse today filed in his effort to obtain his release from the federal pen- By Associated Press. itentiary on a write of habeas cor- Washington, D. C., June 28.-With a

of that portion of Morses fifteen Cummins, of Iowa, was the fixed event years beyond ten years, District of the senate today. Senator Borah, of Judge Newman denied the petition Idaho, whose speech was interrupted for a writ, declaring that ten years by the storm that swept over the capof the sentence unquestionably was ital yesterday and caused a quick adgood and as Morse had not served journment of the senate because the out that time the court had no right proceedings could not be heard, exnow to enter further into the mat-

More's attorneys filed notice of an appeal to the circuit court of appeals reciprocity day from the republican in-Judge Newman said that he had no

been for several years, quite familiar though it had been erected for "hard with your present water works and labor" convicts. He said Morse might the general water supply situation of be able to obtain a transfer to anyour city. I have also recently been other prison by application to the atover the proposed pipe lines and examtorney general but thought conditions ined the route thereof and the condi- herep robably were as good at least tions of the Catawba river at the point as would be found in a prison elsewhere taking the supply therefrom is where. He did not suppose there was contemplated. I have also examined a prison anywhere where the prisonthe surveys, maps, and reports that ers did not have some work to do and have been furnished by City Engineer thought that it would be bad for them if such was the case. In closing That the present sourse of water his argument in behalf of Morse, Atsupply is entirely inadequate and torney Arnold said he wanted the court to determine the exact status of ten years was the maximum on one hardly more than a suggestion in this count, the entire sentence was void. connection appears to be necessary. In He cited numerous authorities in supvolume, it is insufficient, and in its port of his contention that Morse could not be sentenced legally in gross, admitting that this point never had been passed on by the supreme court. He said there was no doubt your city does not appears to relate to that Morse could obtain his release on a habeas corpus writ after he had entsource of supply is sufficient and served ten years of his sentence but satisfactory, but rather to the question argued that he was entitled to know as to where and how such a supply in advance the legal length of his term because of it was ten years he was privileged to apply for parole much sooner that he would if it was

fifteen years. Ban on Vulgar Language. By Associated Press.

city council passed an ordinance last guilty today of making false statenight imposing a fine upon any per-ments to the state banking department. son who used vile or vulgar language The jury deliberated an hour and a in a public address.

Tar Heel Scribes Will Climb The Mountain Peaks

Jefferson City, Mo., June 28.—Law-yers for the lumber companies, which are opposing the state's ouster suit

Liverpool, June 28-- Work- at the docks here is practically at a standstill. Four thousand additional dock hands joined the strikers today. The Cunard, Canadian Pacific Railway, Dominion, White Star, Ellerman and other lines all are equally affected.

There is no question of wages involved in this action of the strike movement. The dockmen are fighting simply for the recognition of their union and the non-employment of non unionists.

The crews of the steamer Haverlines at the docks here have deserted their vessels in sympathy with the wharf employes.

The Haverford was due to sail for Philadelphia at noon and all her passengers had gone aboard when the seamen, firemen and stewards walked off will take the party to Edgemont, and

The stikers joined the crew of the Canadian Pacific Railway steamer Empress of Britain and the combined force made a triumphal march from dock to dock, calling upon the crews day follows: of each big liner to join them. Prices of Food Affected.

London, June 28.---The shortage of butter, bacon and eggs, of which enormous continental supplies are held up at Hull by the seamen's strike, is affecting the prices of provisions in Eng-

Millers are giving notice to their staffs to quit work in consequence of geologist and secretary of North Carthe stoppage of the supplies for wheat olina Good Roads Association. and flour.

A congestion of coal trucks at all northeastern ports through the inability to load colliers is discouraging the railroads.

Morse Fails Debate On Recipro-

continuation of debate on the Canadian Without passing upon the validity reciprocity bill the speech of Senator pected to continue his remarks if Cummins yielded the floor.

The session was figured as an antisurgents standpoint.

It was expected also that renator Owens' speech on the commission of government would be delivered, if opportunity offered.

The house was not in session today

Wilmington, June 28.—As the re- DOCTORS IN LOS ANGELES sult of an accident this morning on the tram roads of the Waccamaw Lumber Company, at Makatoka, about 18 miles from the company's plant at company were killed and one man thirteen different sections in session seriously injured. Three of the dead at once, the doctors assembled here men are Italians and the other is a for the sixty second annual session of Russian. The matter has been report- the American Medical Association, had ed to the coroner of Brunswick county, and an investigation will be held.

Reichman Found Guilty.

By Associated Press. New York, June 28.-Joseph B. Reichmann, formerly president of the Wheeling, W. Va., June 28.—The Carnegie Trust Company, was found

Wilmington Man Shoots Wife To Death Then Turns Gun On Himself

Special to The News. ing a seperation of three weeks. L. M. three weeks ago because he whipped the largest steamer affoat, started the went to the house where his wife was He went to her house late last night 2,205 persons in its three cabins. staying last night and shot her in and after a short conversation with The cost of sailing from Southampthe head three times, death resulting her, produced his pistol and slew her. ton and back is \$175,000 and the reinstantly.

Sandlin had threatened to kill his

The tragedy caused a sensation here, turn from passenger fares will be Sandlin then shot himself in the The couple is well known. A number \$325,000. During the steamer's stay of children are left. Mrs. Sandlin was here more than 12,000 persons paid

His wound is not serious. He is married twice. Her first husband was fifty cents each to inspect her. The under police surveillance at the hose a first cousin of the one who killed money went to the seamen's orphans pital.

Great Gathering of North Carolina Editors at Lenoir-W. C. Dowd, James R. Young, B. H. DePriest, Dr. Poteat And Others Speak.

Editors Set Forth This Afternoon on Trip For Blowing Rock - Will Visit Many Beautiful Section of Mountains.

The last business session of the North Carolina Press Association is being held at Lenoir this afternoon.

The press party left Lenoir at 2 clock today for Blowing Rock. Tomorrow they go to Boone, where

ford, of the Red Star line, and other they will have picnic dinner on the Appalachian Training School grounds. Returning to the Rock, the party will start Friday for Linville, stopping at Grandfather Mountain.

Saturday afternoon a special train there the home-bound train will be taken, connections being made at Hickory and Lincolnton.

The program of yesterday and to-

Tuesday Morning Session. Meeting called to order by the pres-

ident. Report of executive committee on new members.

President's address. "State Supervision of Public Roads," Dr. Joseph Hyde Pratt, State

"Cash Basis of the Newspaper, Mr. Wade H. Harris, of the Charlotte Chronicle "The Newspapers and Public Opin-

ion," Dr. W. P. Few, president of Trinity College. "The Open Door," Dr. J. J. Farriss, of the High Point Enterprise.

"Results to be Derived from Treatment of the Hookworm Diseases," Dr. city Continued John A. Ferrell, state director hookworm campaign.

miscellaneous business. Question box. At 2:30 p. m. the editorial party

will be taken to Hilbriten mountain, where a lightl unch will be served.

Tuesday Evening, 8 O'clock. Reading of Historical Paper, Mr.

D. J. Whichard, of the Greenville Re-Annual oration, Mr. James H. Cow-

an, of the Wilmington Dispatch.
Annual poem, Mr. W. Lowrie, "Hill of Our Fatherless Ones." "Some Appalachian Sketches," Rev. Hight C. Moore, of the Biblical Re-

Wednesday Morning, June 29th, 9 O'clock.

"The Press as a Factor in Reducng Fire Waste," Hon. James R. Young, state insurance commissioner. "The Best Method of Securing and Retaining Local Advertising," Mr. W. "Objects and Aims of the Piedmont C. Dowd, of the Charlotte News. Printers' and Publishers' Association," Mr. B. H. DePriest, of the Shel-

by Highlander. 'The Intra-Coastal Waterway and its Relations to Piedmont-Western North Carolina," Hon. John H. Small. "The Liberty of the Press," Dr. W. Louis Poteat, president of Wake For-

est College. Special order 11 o'clock, election of

HAVE MUCH WORK ON HAND.

By Associated Press.

Los Angeles, Cal., June 28.--With their hands full of work today. Better sanitation of cities, improvements in public health which would save annually millions of dollars and cut down the death rate were among the subjects discussed.

AMERICAN YACHT WON INTERNATIONAL RACE.

By Associated Press. Kiel, Germany, June 28.—The American yacht Bibelot won the fifth international yacht race today and so captured the Emperor William cup offered for the winner of the series of Sonder class competitions.

All Flocking to England. By Associated Press.

New York, June 28.—The largest number of cabin passengers that ever left this port on a single ship boarded the White Star liner Olym-Wilmington, N. C., June 28.—Follow wife several times. She left him pic today for England. The Olympic, second half of its maiden trip with

Los Angeles, Cal., June 28.-Mrs. Ortie E. McManigal's attorney, Clar-Many Attorneys at Lake ence S. Darrow, Joseph Scott, Lecompte Davis and Job Harriman, last night issued a statement in which they declare "it is difficult to characterize in temperate language their ake Toxaway, June 28.-The North opinion of the cruelty in the treatment accorded Mrs. McManigal yesterday

afternoon torney's office "under the subterfuge failing to testify" for an hour and a half" tortured her to such an extent of mental and bodily extremity that she finally fainted," and required a physi-

It was said by her attorneys that ton is serving 30 years. the prosecution offered to send Mrs. McManigal to a hospital if she desired Tilleti's address, which follows, to go but that she steadfastly asked to keen interest to all per- be permitted to return to her attor-

torney, stated positively that there had

been no "third degree" methods used

in connection with Mrs. McManigal

McManigal had at last been promised complete immunity, that such was not and would not be the case. Veilich declared that it was the intention to recall Mrs. McManigal be-

fore the grand jury today.

Atlanta, Ga., June 28.—The 1911 session of the Georgia legislature was call ed to order promptly at 10 o'clock this morning and the annual 50 day meet-

business. After prayers by the chaplains, and swearing in of new members, the aws and practices that may be senate and House officers were electdent of the last senate, was chosen

speaker of the house. The anticipated fight in the senate over election of a presiding officer did hs lawyers to ourselves as citizens not materialize as the name of J. E. and officers of the court; and being Sheppard, of Americus, who had been ere assembled, we owe it to ourselves, slated to make a fight for the place, was not presented. Mr. Slaton's name all laws, customs and rules of practice was placed into nomination by W. S. and procedure which tends to prevent Morris, of Augusta. He was chosen he speedy and just administration of unanimously. Charles Northen was elected clerk without opposition, as was expected, as was also A. O. Blalock, of Fayetteville, to be president pro tem. Flynn Gargett, of Muscogee terest to our profession, I have select- won over Powell of Dooly for messen ger and Henry H. Stephens, of Coweta county, was chosen doorkeeper. In the house, following Mr. Holder's

election, Cuerk John T. Bofueillet, of Macon, was re-elected. No one opposed After the election of officers was completed the assembly notified the governor it was ready for business and

received his annual message.

Lawyer Before Lorimer Bunch

thousand dollars."

By Associated Press. Washington, June 28.—Rush Culver, a lumberman and lawyer of L'Anse, Mich., was the first witness today before the senate Lorimer committee. When the Lorimer investigation was Mr. J. L. Ludlow a hydraulic engineer on before the Helm committee of the of state and national reputation, to Illinois legislatur, Shelly B. Jones, of study this question and make a report. tific character, it is impossible for all Marquette, Mich., was reported to have Mr. Ludlow is a member and sanitary stated that Culver was present on an engineer of our state board of health stated that Culver was present on an engineer of our state board of nealth occasion in 1909 when Edward Hines, and eminently qualified to pass on the when such a problem is presented for subject that is uppermost in the minds millionaire lumberman declared he subject that is uppermost in the minds the consideration of the people of any 'had just succeeded in making a Unit- of Charlotte citizens at this time. ed States Senator that cost a hundred

Lorimer's election, presumably to the house, probably "cost a barrel of house, probably REAPPORTIONMENT

Jones testified yesterday the conver-

sation was in 1907 and was simply that

BILL REPORTED. Washington, June 28.—The senate committee on census today agreed to report the congressional reapportionment bill without amendment, providing for 433 representatives, notwithstanding practically all the committee members had expressed themselves as

opposed to the increased representa-The bill provides for 42 representatives over the present number and was framed to prevent a decrease of the

membership from any state. The report will be withheld for week to give Mr. LaFollette time to Gentlemen: the royal agricultural show in Norwich.

week to give in the prepare a minority report, which will be presented by Senator Bailey.

supply problem of Charlotte, I have

From general information and specific knowledge gained largely from my connection with the state board of of the fifth circuit. health, which is charged by law with the supervision of the public water doubt of the legality of Morse's consupplies of the state, I am, and have finement in the Atlanta prison, al-

Firth and Superintendent Vest. possibilities of exposure to uncanitary of supreme concern to every citizen

for a wholesome and abundant water supply, it has been decided to have lic water supply for cities and towns is one with which, owing to its sciencitizens to be familiar. It is therefore The preliminary estimates referred and much misapprehension is likely to to in this report, as having been made be given though, and utterance,

by our city engineer, were based on using some wooden pipe and amounted Owing to the universal popularity to \$260,000.00 to \$\$275,000.00. The featof artesian or deepwell water, many ures referred to by Mr. Ludlow as bepersons, who are not fully informed in such matters, may urgently insist ing the estimated cost as above outlinthat the supply must be secured from ed, means the additional cost of sub- such a source and that it can be so stituting cast iron pipe for wooden secured because some other cities have done so. Towns and cities differ in Our people are urgently requested to many respects-climate, industry, etc. read this report carefully and to act They likewise differ in the geological their part wisely in the matter of ex- strata beneath them. There are but tending our water mains to an abunbef cities in this country, and through future time shall it be necessary to call or near which the geological formaon water consumers to curtail using as tion is such as to offer a solution of the water supply problem in the simple BOARD OF WATER COMMISSIONES. resort of boring wells. This may not be in all cases because of total absence of underground deep-well water, To the Honorable Mayor and Board of but rather the problem of a suitable city water supply is one very different

Hudraulic Engineer Diognoes Water Situation And Exs presses Belief That Odequate Supply Can only be Obtained by Going to River. 'Geological Formation" Renders Deep Well Supply Im-

Supply in Many Other Cities other-wise poorly suited to the needs and conditions of your city, is so thor- his client. He contended that as oughly demonstrated as this time, and Morse had been illegally sentenced must be a matter of such common to fifteen years imprisonment when report on the feasibility of going to the river for water for the city of Charknowledge among your citizens, that lotte. The statement of the board in reference to the matter and the report of Mr. Ludlow, which must be

conditions on the watershed it is haz-The vital problem which confronts the argument as to whether the pres-

may best be obtained. The general problem relating to pubcommunity, divers views will prevail

Deep Well Water.

from a sufficient supply for a small

Mr. Ludlow Says Catawba River Is Only Solution

the honor to advise as follows: possible, He Thinks-Inter-

town or village, or for a hotel, manufac-In response to your instruction to

(Continued on Page Nine.)