

# Heavy Roads Delay Today's Session Of The Beattie Trial

### Beattie Again Sat by Father And Eagerly Read Accounts of Yesterdays Proceedings in the Papers—Hearing of Witnesses Continues.

### School Boys Testify to Seeing Couple on Road the Night Murder was Done—Spectators Expecting Sensational Developments at Session.

By Associated Press. Chesterfield Court House, Va., Aug. 26.—Six high school boys gave testimony today indicating that a woman presumably Mrs. Henry Clay Beattie, was standing on the left running board of a machine which they passed returning from a dance at Bon Air, 11 miles from Richmond, and that a man crouched in front of the car. The prosecution endeavored to shatter in this way the connection of Henry C. Beattie, Jr., at the coroner's inquest that Mrs. Beattie was on the left hand seat when she was killed. The Commonwealth, by its witnesses, sought to prove that the pool of blood near the machine marked the spot where the murdered woman fell from the automobile through the bottom of the car as the defense had argued. The jury as the request of Prosecutor Wendenburn examined the car carefully as it stood outside of the court house.

Several of the witnesses particularly suspected the portion of the car underneath the seat where the prosecution claimed a grease pan would have caught any dripping blood. Incidentally the morning's testimony of the six boys brought out the fact that one of their number, E. B. Adams, who went alone to the dance at Bon Air, saw a man unaccompanied standing by a machine near the scene where the murder three hours later was committed. This was in line with the idea of the Commonwealth that Beattie placed a gun in the bushes nearby so that it would be available when he was ready for the deed of which he stands accused.

### Presumption Has New Ore.

During the luncheon it developed that the prosecution had obtained a new and important witness, a negro named Wilkes. The latter will testify that he walked home along the Middlethian turnpike, where the murder was committed, on the same night. He thought he saw both the machines carrying the young couple as well as Beattie and his wife in another car. He will testify positively that he saw no pedestrian, thereby refuting the story of the highwayman. It was not expected that the negro would reach the stand today, nor Paul Beattie either as the prosecution had determined to occupy the afternoon with the testimony of Detectives L. L. Scherer and Mrs. Jessie Binford, mother of Beulah.

### Chesterfield Court House, Va., Aug. 26.—Muddy roads and balky automobiles delayed the arrival of the court and witnesses, and today's session of the Beattie trial did not begin until 10:35 a. m.

### Gentlemen Wear Coats.

Judge Waseley rose from behind his big vase of flowers which adorned his desk, smelled them a moment and rapped sharply with his gavel. He appealed to "the Virginia gentlemen" present to be tolerant of the heat and keep their coats on in deference to the women present.

### Henry Reads Paper.

Henry Clay Beattie again sat beside his father, reading a morning paper's verbatim account of yesterday's testimony.

### School Boy Called.

E. K. Moseley, 15 years old, the second of the eight high school boys who claim to have passed a machine similar to that in which Beattie and his wife were supposed to have been, was the initial witness.

### Another Boy Testifies.

A. K. Briggs, the first of the group of boys had testified yesterday that he saw a man tinker with a machine on the road and that a woman was standing on the running board, but gave no detailed account of the persons he saw. The eight boys had been to a dance at Bon Air, returning in two machines over the Middlethian turnpike to Richmond.

"Did you pass a machine on your way to Richmond?" asked the prosecution.

"Yes; one with a lady and a man in it. It was standing still," replied Moseley.

"What was the man doing?" "Fooling with the hood."

"Did you offer any assistance?" "Yes, we asked if we could do anything for them, but the man said 'no.'"

"Where was the lady?" "Standing on the left hand running board."

### Defense Takes Witness.

The defense then turned to the witness, Hili Carter questioning him if he remembered the exact hour of the trip from Bon Air.

"It was after 10 when we left Bon Air," said Moseley.

"Was your machine running rapidly?" "Well, I reckon it was moving a little, for we got home about 11."

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# SECOND ANNUAL AVIATION MEET ON IN BOSTON

By Associated Press. Boston, Mass., Aug. 26.—The second annual Harvard-Boston aviation meet of eight days opened today at Squantum. A dozen of the most efficient aviators in the United States and England with lesser lights were prepared to participate in the list of events this afternoon.

Notwithstanding the unfavorable weather conditions early in the day an eager crowd gathered. In the absence of Harry N. Atwood, Claude Grahame-White, the English aviator, provided the center of attraction. Lincoln Beachey, who recently flew over Niagara Falls and also made a new world's altitude record at Chicago; George Beattie, who, at Chicago, made a new distance record for carrying one passenger, and Tom Sopwith, the British rival of Grahame-White, were ready to trundle their machines out of the hangars when the starting gun was fired. Among the other aviators who were present were Eugene B. Ely, Arthur Stone, who recently narrowly escaped death when he fell into Lake Michigan; Earle L. Ovington, who made an excellent showing at the Waltham meet early in the season; Joseph A. Cummings; James V. Martin, and Howard N. Gill.

# PUT ALLEGED LYNCHERS UP

By Associated Press. Westchester, Pa., Aug. 26.—Three men and five youths, alleged to have been in the mob that burned Zachariah Walker, the negro, as Coatsville recently, were given hearings here today on the charge of murder and all were committed to prison without bail to await the action of the grand jury. They are also charged with riot and inciting to riot. Norman Price, one of the defendants, was the principal witness. The story of the lynching was re-told but little that is not already known was developed.

### FALLING LIVE WIRE FATAL.

Scranton, Pa., Aug. 26.—Struck by a heavily-charged electric wire which fell on the tracks of the Delaware & Hudson, where he was working as a track man, Phillip Altier was horribly burned, his death following almost instantly. The high power wire fell across Altier's neck. Several of his fellow tracklayers were severely shocked in trying to rescue him.

### STEAMER FLOATED.

By Associated Press. Norfolk, Va., Aug. 26.—The British steamship *Misthen* which stranded last week at Core Bank on the dangerous Hatteras coast, having been successfully floated, is now being towed up the coast by the wrecking steamers *Rescue* and *Merritt* and is due to arrive in Hampton Roads some time today. Other than a broken rudder stock the *Misthen* is apparently uninjured but she will have to be docked to determine this.

# FREIGHT RATE ON TOBACCO IS NOW ATTACKED

By Associated Press. Washington, Aug. 26.—Freight rates on unmanufactured tobacco intended for export through the port of New Orleans to Dublin and Belfast, Ireland, and other European ports, were attacked today in a petition filed with the interstate commerce commission by the New Orleans board of trade. The complaint is directed against the Illinois Central and Louisville & Nashville railroads, whose tariffs provide for a rate of 21-1/2 cents a hundred pounds on unmanufactured tobacco shipped from Henderson or Owensboro, Ky., to New Orleans, for export to Liverpool, while a rate of 25 cents a hundred is exacted on the same commodity if it is to be exported to Dublin or Belfast or other ports in Great Britain or Europe. It is urged that this difference in the rates is unreasonably prejudicial to the interests of the port of New Orleans and to the shippers of tobacco. The commission, therefore, is asked to establish a flat rate of 21-1/2 cents a hundred pounds on all unmanufactured tobacco shipped to Europe and British ports from Kentucky points through the port of New Orleans.

# Great Crowd to See Auto Racers Try for Elgin National Cup

### Estimated 20,000 People will Watch Famous Drivers Complete For Trophy in Western Road Classic of 305 Miles at Elgin Ill. Today

### Ralph Mulford and His Lozier, Winners Last Year, Are Entered—Grandstand Collapsed and 13 Three People—Race Going On.

By Associated Press. Elgin, Ill., Aug. 25.—There was every promise of a record-breaking crowd today to witness the Western road classic of 305 miles for the Elgin national trophy. It was estimated that 20,000 persons were scattered about the course two hours before the race began.

### 66 May Win

Harry Grant, two time Vanderbilt cup winner, and Ralph Mulford, winner of the event last year, figured that the car which could average 66 miles an hour would prove the victor, but there was considerable betting that the victor would have to make 67 to 68 miles to capture the cup.

### Track FASTER.

Mulford, who will drive the same Lozier as he did last year, said while waiting to start that the track was about three miles faster this year than last.

### 62.5 Last Year Average.

Last summer the Lozier pilot won easily at an average of 62.5 miles an hour.

### The Entrants:

### ELGIN NATIONAL TROPHY.

Car:	Driver:
Alco	Harry F. Grant
National	Lon Seegal
Pope-Hartford	Dave Buck
Simplex	Spencer Wishart
Alco	Frane Lee
National	John D. Aitken
Alco	Harry Hartman
Cine	John Raimey
Alco	Hugh Hughes
Mercer	Andrew Burt
Cine	Ralph de Palma
Simplex	Ralph Mulford
Lozier	

The race was scheduled to start at 11 o'clock.

### Grandstand Collapsed

Shortly after the automobile races started here today a section of the grandstand collapsed, carrying down many people and at first giving the impression that a number of them had been either killed or injured.

### No One Seriously Hurt.

It was officially stated that no one was seriously hurt, but a large number were slightly injured.

### Made Little Noise.

The last car had just gotten away on the first lap when the other spectators were terrified to see the grandstand begin to sag. It made a little noise and the seat holders were carried to the ground.

### Race Stopped.

Chairman Gregory, of the contest committee, ordered the race stopped and one by one as the cars came around they were given the yellow flag signalling them to return to the past.

### Only Three Hurt.

The only serious injuries were to two women and one man, all of whom sustained broken legs. The man was taken away in the first ambulance and the two women in a second one.

### DePalma Out.

DePalma out of the race with broken fly wheel.

### One Third Over.

At the completion of 101 miles, or about one-third of the race, four minutes separated the first and last of the four cars in the lead.

The standing:  
Zengel, 1:30:24.  
Grant, 1:32:00.  
Hartman, 1:33:35.  
Hughes, 1:34:52.  
Lee, 1:49:34.

Buck was six laps behind Zengel, having had almost continuous tire trouble.

Mulford, Wishart and Aitken out. Wishart and Mulford are out of the race. Aitken out of the race.

### ALLEGED ARSON RING IS ARRESTED IN CHICAGO.

By Associated Press. Chicago, Aug. 26.—Six men are in custody and the arrest of another has been ordered by the police in connection with the operations of an alleged arson ring which caused a property loss of \$1,000,000 during the past 12 months in Chicago. Three other men, including a former policeman, are being sought by the police in connection with the alleged conspiracy.

### WILL RISK MATRIMONY AGAIN

Capon Springs, Va., Va., Aug. 26.—The social colony has been pleasantly surprised by the announcement of the engagement of Mrs. Daisy Carter Haskell, of Philadelphia, and C. Marshall Baldwin, of Winchester, Va. The fact became known on Tuesday evening at a dinner given by Mr. and Mrs. C. R. Buist, of Charleston, S. C., in honor of Mrs. Haskell and Mrs. Shirley Carter, of Winchester.

# THE NORCUM TESTIMONY IMPORTANT

Special to The News. Raleigh, N. C., Aug. 26.—Testimony by J. B. Norcum, of the soldier's home, that he saw the hack with J. B. Bissett and Mrs. Ada Yerby pass that way on the night of August 12th and that there was a man on the outside riding behind on the axle who was large and broad shouldered as is L. J. Norris and that he dropped off the back seat after passing the home, was the most notable new evidence presented today in the preliminary hearing of L. J. Norris, charged with the murder of J. B. Bissett that resulted last evening in binding Norris over to superior court by Police Justice Walter Watson. Chief of Police Noel told his investigation of the killing and examination of the scene in the woods one and a half miles east of the city. The undertaker and the physicians who examined and handled the body of Bissett testified as to their findings. Dr. R. J. Freeman telling of his examination of the wound and extraction of the bullet. Mrs. Ada Yerby, the woman in the case, told of the drive in a hack with Norris and Bissett while they were seeking to find a companion for Norris, of Norris' final abandonment of the hack with the statement that he would find someone and come on to the meeting place. She told, too, of the shooting in the woods later. Then came the testimony of J. B. Norcum, the old soldier, who told of having seen the hack pass the home with a large man on the back. Thereafter Mrs. Yerby was recalled and told of very harsh things that Bissett said of Norris in the hack after he left it and while, according to the prosecution, Norris was stealing the ride on the back of the hack, language that it is contended constrained Norris to slip up on the couple in the woods and shoot Bissett. Coroner Chas. Seaparks was on the stand some time telling of his investigation into the killing. Harry Penny, the hackman told of driving the three on a search for some one to accompany Norris for the evening, of Norris becoming angered and threatening to shoot him if he did not find some one for him, of Bissett's asking Norris to loan him his revolver and the latter refusing with the statement that he would bring it out to the woods later. Then of driving Bissett and the Yerby woman out to the woods and of the shooting and his wild drive to the city with the woman.

# SANATORIUM LAWYERS FIGHT HABEAS CORPUS

By Associated Press. Cincinnati, Aug. 26.—Attorneys for the sanatorium and members of the Palmer family who favor the detention of Miss Annie Palmer, of Atlanta, Ga., pending improvement in her mental condition, started the fight today against the habeas corpus proceedings brought before Judge Cushing. They claim that she is detained by her own request and that to set her free would be a menace to any community in which she might live. The conference held yesterday afternoon to arrange an agreement among the members of the family was broken up when Miss Annie Palmer, who is seeking her sister's release, unceremoniously left the council chamber.

### FRANCE CAN SETTLE THE MOROCCAN QUESTION NOW.

By Associated Press. Paris, Aug. 26.—Officials of the foreign office were confident today that France would be able to offer sufficient concessions to satisfy Germany in the Moroccan negotiations which will be recommended by Jules Cambon, the French ambassador at Berlin, and Herr von Kiderlin-Waechter, the German minister of foreign affairs, September 3 or 4.

### TEN KILLED IN AUTO

By Associated Press. Newcastle, England, Aug. 26.—Ten persons have been killed and several others have sustained injuries through the overturning of this afternoon in a motor car near Consett. The car was in collision with a carriage.

### THE WEATHER

North Carolina: Local showers tonight or Sunday, light to moderate variable winds.  
South Carolina: Generally fair tonight and Sunday, light variable winds.

# BELL HOPS START RIOT-- ONE MAN DEAD

By Associated Press. Macon, Ga., August 26.—An altercation between two negro bell "hops" as to the division of a tip from a departing guest at the Elder hotel, Indian Springs, last night, led to a clash between the blacks and officers at a later hour during which one deputy sheriff was killed, two others injured, several persons more or less injured in minor fights.

The dead officer is Jesse Singely, of Jackson, a married man with family, who, with Sheriff Crawford, of Butt county, and nine other deputies, was searching for the negroes who started the trouble. Deputy Connor was shot through the thigh and Deputy Thornton was shot in the leg.

The shooting occurred just as the officers neared the negro quarters and was from ambush. At the time the assault was made none of the officers had fired and did not intend to if they could make the arrests without resorting to fire arms.

Judge Daniels is holding superior court at Jackson, and has ordered the Jackson Rifles out, and is holding them in readiness to go to Indian Springs, which is a distance of about three miles.

Long distance telephone messages from Indian Springs to Macon late this afternoon state that it is likely that trouble will ensue after darkness, and it is highly probable that the rifle company will be ordered out before darkness.

There are five or six hotels at Indian Springs and it was stated this afternoon that all of them might be forced to close because of the trouble. Dinner was served at all of the hotels, but there was a general packing up among the guests, and it is not believed that the usual big Sunday crowds will go there tomorrow.

Bill and J. E. Turner, two negroes, who are suspected of having taken part in the shooting, were arrested during the night and taken to Atlanta by Sheriff Crawford for safe keeping. At the time they were taken through Jackson but few persons know of the trouble, and that fact alone is responsible for the reason that there was not serious trouble then.

### LABOR DAY IS HOLIDAY.

By Associated Press. Beverly, Mass., Aug. 26.—President Taft has issued an executive order, "directing that all per diem employees and other day laborers in the federal public service, wherever employed, and whose employment extends through and beyond" labor day shall be excused from work on that day.

### NEW ELKS' HOME SOON.

By Associated Press. Cincinnati, O., Aug. 26.—The officers of the Order of Elks has decided to erect a new Elks' home on the site of the present institution at Bedford City, Va.

The new structure will cost nearly a half million dollars and surpass any fraternal home in beauty in the United States.

Work on the building will begin next spring when the inmates will be established temporarily at a nearby watering place.

# JOURNALIST ESTABLISHED NEW RECORD

By Associated Press. Paris, Aug. 26.—Andre Jaeger-Schmidt, the Parisian journalist, drove in an automobile to the Daily Excelsior office at 9:02 a. m., officially completing his circuit of the world in 39 days, 19 hours, 43 minutes and 37.45 seconds.

Jaeger-Schmidt started from Paris at 1:45 p. m. July 17 to beat the 63-day record of M. Stiegler of the Paris *Matin*. Jaeger-Schmidt could have arrived at his goal in Paris two hours earlier if he had not stayed at Cherbourg after midnight for a supper given in his honor by a number of journalists.

# Identification Of Dead Going On At Scene of Big Wreck

# ATWOOD GOES TO BOSTON BY TRAIN TODAY

By Associated Press. New York, Aug. 26.—Harry N. Atwood, the American aviator who concluded his record-breaking aeroplane flight from St. Louis to this city yesterday, planned to leave today for Boston by train. The birdman has given up his intention of flying today from Governor's Island to Sheephead Bay.

"My aeroplane was not protected from the rain last night," said Atwood today, "and I find that the engine is rain soaked. Besides this fog is so thick that it would be dangerous to fly over the harbor so I have decided to start at once for Boston by train."

Atwood is beginning to feel that he has honors enough and indicated that he may retire from aviation.

# POLICE STOP MOB ATTEMPT TO LYNCH MAN

By Associated Press. Lynchburg, Aug. 26.—A mob, variously estimated at from two to four hundred men, made an effort here early today to get from the jail, Mercer Garland, a negro, who shot Policeman Ware on Thursday. The mob was dispersed by the officers after Fletcher Moyer, its spokesman, was arrested.

Moyer and another man were held for the grand jury without bail. The negro had been secretly taken to Roanoke before the jail was stormed by the mob. The police say the mob would have given them trouble but it was lacking in leadership. The city is quiet today.

# ARGENTINE'S NEW SHIP SETS NEW STANDARDS

By Associated Press. Quincy, Mass., Aug. 26.—New standards in naval architecture, particularly as to size, are set by the Argentine Republic's new super-dreadnaught, the battleship *Rivadavia*, for whose launching several thousand people gathered at the yards of the Fore River Shipbuilding Company at noon today.

No less than 25 concerns representing England, Germany, France, Italy and America, sought the honor of constructing the Titanic battleship and her sister ship, the *Morena*, was built by the Fore River Company to the New York Shipbuilding Company, and she is now building at the latter's yards.

—That rain at 1:15 (the hour and the minutes are taken these days) looked good to Charlotte. It came from the south.

# ATLANTA RATE IS WANTED BY GREENVILLE

By Associated Press. Washington, Aug. 26.—Unjust discrimination against Greenville, S. C., in favor of Atlanta, Ga., and other points in the South, is alleged in complaints filed today with the interstate commerce commission against the Southern railway and the Old Dominion Steamship Company.

The Lipscomb-Russell Company of Greenville, says it is compelled to pay a rate of 60 cents a hundred pounds on roasted coffee shipped from New York, while Atlanta enjoys a rate of 56 cents a hundred, although it is the more distant point. The Gilreath-Durham Company of Greenville, alleges that the same defendants exact a rate of \$1.14 a hundred pounds on lamp goods from New York to Greenville, while the rate to Atlanta is only \$1.05. Both petitions ask that Greenville be accorded the same rates as are given to Atlanta.

### Carload of Rough Pine Boxes Delivered at Temporary Morgue in Manchester to Hold 22 Victims of Lehigh Valley Passenger Train.

### Broken Rail Caused Train to Take Jump—Probably All of the 50 Injured Will Live—Coroner's Inquest to Be Held Monday.

By Associated Press. Manchester, N. Y., Aug. 26.—A carload of rough pine boxes was delivered here today and before daylight farmers and villagers began carting them to the temporary morgue where lay 22 bodies of those who were killed yesterday in the wreck of the Lehigh Valley train on the trestle over Canadagua creek. These 22, with three others in the morgue at Rochester, probably will constitute the list of dead unless more deaths occur among the fifty or sixty injured.

### Broken Rail the Cause.

It was now estimated that the wreck was caused by a broken rail. Three cars out of the train of fourteen plunged from the track. The train was bound from Buffalo to Jersey City and a majority of those aboard were on their way to homes in New Jersey and eastern Pennsylvania.

### One Lady Will Die.

One woman, now at Thompson Memorial hospital, Canadagua, has a fractured skull and cannot live, but so far as known the other injured will recover.

### Hunting for Injured.

Coroner Eiselien has been making careful efforts to obtain the names of the injured, but as many were taken away to various cities including Geneva, Canadagua, Rochester and smaller intermediate places a complete list is almost impossible to compile.

### All Wires Strung.

Linemen have strung temporary wires around the wreck and across the big gulf and although piled up with official business the wires are being strung to hear from smaller intermediate places a complete list is almost impossible to compile.

### One Line Into Town.

At present, at Shortsville, accessible by rail only from a branch of the New York Central, scarcely a dozen refugees remain. The city has made efforts to make bonafide efforts at identification. Eleven identified.

### This morning 11 of the 22 bodies in the Shortsville morgue had not been identified. They include nine women, one man, and a six year old child whose mother is said to be one of the unidentified dead.

### Coroner Talks.

Coroner Eiselien said this morning: "I have decided to hold the inquest on Monday in the town hall in Shortsville. I am getting out subpoenas for the train crew, railroad track inspectors, passengers and eye witnesses. It will be impossible to hold any inquest today. The public district has three officials here under the direction of Archibald Buchanan."

### Sixteen Undertakers Work.

A staff of 16 undertakers worked all night embalming bodies and in removing, where possible, the scars made by the wreck.

### Place Selected for Morgue.

The place selected for a morgue was ill-adapted for this purpose. It was in the basement of a country furniture store. As fast as the bodies were brought in they were placed side by side on cheap wire cots and soon filled the cellar.

### Patients Will Live.

At the Willard hospital it was reported that the patients would live. Clearing up Scene.

A gang of 200 Italians with two steam derricks was busy all night at the scene of the wreck and a greater part of the wrecked cars, including those at the bottom of the gully, were removed and the main line was cleared before midnight so that trains might cross the bridge slowly.

### Personal Effects Unclaimed.

A roomful of personal effects still remained piled up in the Manchester passenger room and on top of the mound with half a dozen soft hats of the G. A. R. veterans was a child's doll, waiting probably in vain for its owner to claim it.

### W. P. Rundle Dies.

Rochester, N. Y., Aug. 26.—Willie P. Rundle, 48 years of age, postal clerk on the Lehigh Valley of East Home, Pa., died during the night in Homeopathic hospital of internal injuries. His wife is here.

### Unknown Woman Dead.

An unidentified woman died in Hahnemann hospital early this morning. This makes four dead in Rochester, including Harry Baeker, brakeman, who died on the relief train, and D. M. Belt, Los Angeles, who died in the hospital soon after he was brought here. Several of the injured are in a critical condition and may die during the day.

Official Report.  
Albany, N. Y., Aug. 26.—Public service commission today received a report from its representatives who were in Manchester investigating the wreck. It said:  
"Lehigh Valley train No. 4 running at about 25 miles an hour struck a rail which was broken into seventeen pieces. The rail was 'pipe' (a defect in rolling).  
"The last nine cars of the 14-car train continued on page Nine."