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CURIOUS VERDICT

of Celebrated Trial From a Legal Standpoint.

WILSON TOWNSEND'S CASE

His Mental Condition Had Been Under Investigation

Thought to Take Care of Himself of Unsound Mind So Far as Concerned His Property is Concerned Was Alleged That the Influence of a Man Over the Marquis Had Been to Separate From His

August 11.—What in legal circles is considered a celebrated trial is being held today when a man named Wilson Townsend, who was charged with the murder of the Marquis de Sade, was acquitted on the ground that his mental condition was such that he was not responsible for the crime.

which has attracted great attention. Townsend developed some sensational testimony, which was accepted by an extraordinary jury, against the evidence of the Marquis's testimony in support of the request of the Marquis's family for a full pardon to be granted to the Marquis.

that the Marquis was killed by one Robbins, who had been for fourteen years in the Marshfield institution. The Marquis's testimony in support of the request of the Marquis's family for a full pardon to be granted to the Marquis.

also that the young man who was heavily indebted to the Marquis's family, had been severely condemned for the deceptions of the Marquis, as Mr. Sutherland testified. The case was notable for the numerous incidents in which the Marquis, who is a very prominent figure in the Marquis's family, might be compared to the Marquis's family, as she had been killed in a room.

At the meeting of the board of directors the following officers were elected: President, John Skelton Williams; first vice president, J. William Middleford; second vice president, John Scott, New York; chairman executive committee, E. L. Bemis, Richmond; secretary, C. T. Williams, Richmond; treasurer, F. E. Nolting, Richmond.

SENT TO PENITENTIARY

George Gentie Sent to Raleigh—Othello Discharged—Troops Withdrawn

August 11.—George Gentie, the man convicted yesterday of the conspiracy, in having the men which lynched the Lyerly man, was sentenced to fifteen months in the penitentiary, was released to state prison under a parole. George Gentie, who is a charge of the same connection, was discharged from custody. The other prisoners were taken up August 11. The military companies were on duty at the jail and were withdrawn tonight and all the men left today for home.

Not Dangerously Hurt. August 11.—A member of the 11th regiment infantry who was wounded in yesterday's battle at Chickamauga, was not dangerously hurt. He was hit by one of the enemy's bullets instead of blank fire. At the time the first Georgia regiment was opposing the regulars, the battle was made, but nothing has been given out. The Third South Carolina regiment and a South Carolina regiment took the places of the regulars and after being in camp all week, left today for home.

GOV. GLENN MUCH GRATIFIED

Was Notified of Conviction of Three of Salisbury Lynchers.

WILL ORDER COURT MARTIAL

To Investigate Charges Against Captain Barker and His Company—Convicted Lynchers Sent to Penitentiary Under Military Guard—Newspapers Commended for Their Aid in Bringing Lynchers to Justice.

(Special to The Messenger.)

Raleigh, N. C., August 11.—Governor Glenn was notified late this afternoon that three of the Salisbury lynchings had been convicted and that they would leave there tonight under military guard arriving at the penitentiary here at 5 o'clock tomorrow morning. The governor said he had given special orders to the penitentiary authorities to meet the prisoners at the gate and to guard them most carefully. The troops of the guard will then go on to the encampment. The governor said "I am very much gratified at the outcome of the trial of the lynchings. It shows that court and jury measured up what I expected of them, that is their full duty. So much has been said in relation as to who is to blame for the capture of the jail and the failure of the company on duty within it to fire on the mob, that I will order a court martial immediately after the encampment of the first regiment to investigate charges made against Captain Barker and his Salisbury company. This court is requested by Captain Barker who says he is unwilling to submit to the charge that he and his men did not do their duty. I have no power to investigate the civil officers' conduct, and that must be done by others, but I can get all the facts by the court martial and will do so. I am now preparing instructions and orders not only to the civil authorities but to the military, which will forever hereafter prevent a failure to act when they are so ordered on duty." Governor Glenn says the reports in the newspapers have been very correct and have greatly aided in bringing the lynchings to justice.

AUGUSTA AND FLORIDA R. R.

First Meeting of Stockholders—Company Formally Organized—John Skelton Williams Elected President by the Board of Directors. Other Officers Elected.

Augusta, Ga., August 11.—The first meeting of the Augusta and Florida railroad stockholders was concluded here today when subscription books laid before the meeting showed that the entire capital stock of one million dollars has been fully paid in. A company was formally organized, by-laws adopted and officers elected. Another meeting has been called on September 15th for the purpose of increasing the capital stock and authorizing a bond issue. The following directors were elected: William H. Barrett, W. E. Bush, J. F. McGowan, George R. Lombard, J. T. Bothwell, J. E. Harper, and R. R. Goodwin, of Augusta; J. M. Wilkinson, Valdosta; A. C. Braxton, John Skelton Williams, of Richmond, Va.; Douglas H. Gordon, Baltimore, and F. Q. Brown, New York.

At the meeting of the board of directors the following officers were elected: President, John Skelton Williams; first vice president, J. William Middleford; second vice president, John Scott, New York; chairman executive committee, E. L. Bemis, Richmond; secretary, C. T. Williams, Richmond; treasurer, F. E. Nolting, Richmond.

SCOTCH HOSPITALITY IN 1623

An account of hospitality in 1623 gives a good idea of the manner in which a country gentleman of the period lived. Dinner and supper were brought in by the servants with their hats on, a custom which is corroborated by Fynes Moryson, who says that being at a knight's house who had many servants to attend him, they brought in the meats with their heads covered with blue caps. After washing their hands in a basin they sat down to dinner, and Sir James Pringle said grace. The viands seemed to have been plentiful and excellent, "big portwine, long kale, bowe, or white kale, which is cabbage; 'breoch soppis,' powdered beef, roasts and boiled mutton, a venison pie in form of an egg, goose." Then they had cheese, cut and uncut, and apples. But the close of the feast was the most curious thing about it.

The table cloth was removed, and on it were put "a towel the whole breadth of the table and half the length of it, a basin and ewer to wash, then a green carpet laid on, then one cup of beer set on the carpet, then a little lawe servant, plaited over the corner of the table, and a glass of hot water set down also on the table; then be there three boys to say grace; the first the thanksgiving, the second, the pater-noster; the third, a prayer for a blessing of God's church. The good man of the house, his parents, kinsfolk and the whole company they then do drink hot waters, so at supper, then to bed, the collation which (is) a stoupe of ale."—Scottish Review.

AFTER WRECKERS

Warrants Issued Against Officials of Chicago Bank.

PERJURY AND LARCENY

Cashier Hering Goes to Jail in Default of \$38,000 Bond

Cashier's Wife and Daughter Present in Court During the Hearing—Police Were Necessary at the Inquest Over the Dead Teller, Who Committed Suicide Yesterday—The Wreath on the Door of the House Was Torn Down and the Flowers Scattered by Angry Depositors.

Chicago, August 11.—Ten warrants in the Milwaukee Avenue State Bank case were issued this afternoon by Judge George M. Kersten. The first two warrants charge conspiracy to cheat and defraud the bank of money, property and goods. Paul O. Stensland, Henry W. Hering, Theodore Stensland and "Divers other persons as yet unknown," are named in the first two warrants. The next two warrants are against Henry W. Hering and charge perjury in regard to report made and sworn to by him for the state auditor in January and April on the condition of the bank. The next two warrants charge larceny of \$1,000,000 and \$350,000 and name Henry W. Hering as the accused. Five cases of forgery are then charged against Paul O. Stensland and Henry W. Hering. It is alleged that Paul Stensland and Hering forged the name of M. C. Bartholdt for \$5,800, the name of Marius Kirby to one note for \$10,000, and the name of S. Herhold to another for \$10,000.

Judge Kersten fixed amount of Hering's bond at \$38,000. Hering appeared in court in charge of a deputy sheriff. His attorney, John Coburn, pleaded with the court to reduce the amount of the bond stating that he would not be able to secure so large a bond before Monday and in consequence his client would have to go to jail. "The court must also consider the gravity of the alleged offense of Hering and I can not see how I can make the bonds any lower," Judge Kersten replied. Hering's wife and daughter were present in the court room during the proceedings. At the conclusion of the formalities the prisoner was taken to the county jail and assigned to a cell.

Police were today summoned to keep order at the inquest into the death of Frank Kowalski, teller of the Milwaukee Avenue State Bank who shot himself yesterday at his home.

The feeling of some of the depositors in the defunct bank was so great that the dead teller was cursed as his body lay in the parlor of his home. The wreath on the door of the house was torn down and its flowers scattered by the angry men.

Police sergeant Hamilton detailed at the coroner's inquest forced the disturbers into the street. A policeman was then stationed at the door to prevent any person from entering the house.

FISH AND OYSTERS

Efforts Will be Made to Secure Uniform Laws for Their Protection.

(Special to The Messenger.)

Raleigh, N. C., August 11.—Governor Glenn appoints the following to meet with the state geological board September 3rd, at the Atlantic Hotel, Morehead City, to investigate the general fishery conditions in North Carolina as to fish and oysters and endeavor to secure uniform laws to protect these with a view to bringing in more revenue to the state. E. H. Shepherd, Edenton, William M. and E. S. Nelson, Morehead City, W. O. Lupton, Bellhaven, M. B. Gowdy, Beaufort, A. W. Smith, Manteo, W. O. Sanders, Wilmington, and H. F. Mann, of Washington, D. C., of the U. S. bureau of fisheries.

Invitation and Appointments. (Special to The Messenger.) Raleigh, N. C., August 11.—Governor Glenn has extended a warm invitation to Senator Tillman to attend the agricultural and industrial fair at Winston-Salem, October 2nd, and deliver an address. Governor Glenn appoints F. H. Busbee, Raleigh, J. Lindsay Patterson, Winston-Salem, and J. Crawford Biggs, of Durham, delegates to represent North Carolina at the conference of commissioners on uniform state law at St. Paul, August 25th.

AFFAIRS IN THE CANAL ZONE

Chairman F. P. Shonts Arrives From Colon

MORE LABOR AND LESS RAIN

Are the Two Things Most to be Desired—Labor Problem Partially Solved by the Employment of Spaniards—Chinese Laborers Will be Employed—No Yellow Fever in a Long Time.

New York, August 11.—T. P. Shonts, chairman, and Joseph Bishop, secretary of the Panama Canal Commission, arrived here today from Colon. Mr. Shonts said that general conditions in the canal zone were very favorable at present and constantly improving. "All we want," he declared, "is more labor and less rain. The labor problem has been partially solved by the employment of Spanish workmen. We have also advertised for Chinese laborers. The death rate has risen from 1-2 per cent. last winter to 5 per cent. at the present time, which is a better showing than at the average labor camp in this country. Yellow fever has not appeared in a long time and for the nine days previous to my departure no smallpox was prevalent. It will be some days, however, before we can be sure that the disease has been entirely eradicated. Out of the thirty-seven cases which broke out during the recent epidemic, only one death occurred." Mr. Shonts said that the engineering work on the canal was now well under way.

Mr. Shonts gave out the following statement issued in Washington today by President Gompers of the American Federation of Labor, asserting that the employment of Chinese labor was contrary to the law, and that the eight-hour law was being violated. The eight-hour law does not apply to unskilled labor on the Isthmus of Panama. The entire present unskilled labor force is alien. We can not secure this class of unskilled labor from the United States. It is therefore not seen why a law passed in the interest of American labor at home should be made applicable to alien labor who probably never heard of its existence. Its application would have increased the labor cost of the canal several million dollars.

As to the statement of Mr. Gompers that the existing law excludes Chinese laborers and coolies from the United States or any of its possessions, I would say the Panama canal zone is an American possession and it is as much a violation of the law to bring Chinese coolies there as it is in other portions of our country. I can only say that the commission has secured the opinion of the highest legal authorities of the government. It has been held that such law does not apply to the canal zone.

BASEBALL

NATIONAL LEAGUE. At Philadelphia: Philadelphia 1; Cincinnati 0. At New York: New York 2; Pittsburgh 1. At Brooklyn: Brooklyn 0; Chicago 6. At Boston: Boston 3; St. Louis 2. Second game, Boston 5; St. Louis 4.

AMERICAN LEAGUE. At Detroit: Detroit 2; Boston 3. At Cleveland: Cleveland 3; Washington 1. At Chicago: Chicago 8; New York 1. At St. Louis: St. Louis 5; Philadelphia 4.

SOUTH ATLANTIC LEAGUE. At Savannah: Macon 4; Savannah 5. At Columbia: Columbia 3; Jacksonville 1.

SOUTHERN LEAGUE. At Nashville: Nashville 3; Atlanta 3. (Called 9th inning account of darkness.) At Montgomery: Montgomery 1; Birmingham 2. Second game: Montgomery 1; Birmingham 3. (Called after 7th account of darkness.) At Memphis: Memphis 6; New Orleans 0. At Shreveport: Shreveport 3; Little Rock 4.

VIRGINIA STATE LEAGUE. At Norfolk: Norfolk 0; Lynchburg 0. (12 innings.) At Richmond: Richmond 2; Portsmouth 1. At Danville: Danville 5; Roanoke 2.

A. Shrier's Fall Opening of Tailor Made Clothing.

The famous house of Schloss Bros & Co., will have an expert cutter at A. Shrier's Monday, August 13, Tuesday 14 and Wednesday 15 to take measures for suits, overcoats and pants for Fall and Winter wear. The line consists of over 400 styles. Satisfaction and fit guaranteed.

Various states have passed laws providing for lower passenger fares on railroad lines. Whether or not such a law is passed in this state the railroads of the state should be compelled to spend sufficient money to keep their tracks and road-bed in good condition.—Winston-Sentinel.

TRUST NOT IN IT

Durham Co. Secures Copyright on "Bull Durham."

AMERICAN TOBACCO CO.

Applies For Leave to Domesticate in North Carolina

Governor Glenn Declines to Pardon C. D. Whitley, Convicted of Seduction Under Promise of Marriage, and Sentenced to Three Years on the Road—Samuel and Hasty, Revenue Officers, Convicted of Assault and Battery on Editor Deal, Will Also Have to Serve Out Their Sentence of Imprisonment.

(Special to The Messenger.)

Raleigh, N. C., August 11.—The governor declined to pardon C. D. Whitley, convicted in Stanly county of seduction under promise of marriage. Governor says regarding this case: "The judge said if the jury believed the prosecutrix, the indictment was right, but could under defendant's testimony have acquitted him of seduction; that according to his own statements he was guilty of fornication and adultery. As the prosecutrix is defendant's cousin and he had sought her in her father's house, he felt the crime was graver than an ordinary case of adultery and so sentenced Whitley to three years on the road. The judge did right. From evidence before me I am almost absolutely certain the defendant seduced another woman about the same time. There is nothing in his character to commend him to clemency. The sheriff will execute the sentence."

Recently the Blackwell Durham Tobacco company, of Durham, obtained a charter from this state, it being found that no company of that name held a charter. Two of the stockholders are brothers of the late William T. Blackwell, the founder of the business. This was the first step in a great and notable suit by this company against the Blackwell Durham Tobacco company, chartered by the state of New Jersey and owned and operated by the American Tobacco company. The suit is now brought. The Durham company also secured copyright to the name "Bull Durham." The American Tobacco company this afternoon applied for leave to domesticate in North Carolina the Blackwell Durham Tobacco company, of New Jersey. The secretary of state saying there is already a North Carolina corporation of that name refers the matter to the attorney general.

Governor Glenn gave out the following statement in the notable case of the state against George W. Samuel and John W. Hasty, from Wilkes county: "Defendants were convicted of assault and battery with deadly weapon, in which serious damage was done. These were the facts as found by judge and jury. Editor Deal, of the Wilkesboro Chronicle, wrote an article in his paper charging Samuel with being in collusion with violators of the revenue laws. Samuel demanded his informant, and on Deal refusing to give name Samuel attacked Deal and badly beat him. Samuel is a large and strong man, Deal a small and weak one. While Samuel had Deal down beating him, Hasty drew a pistol and kept back people from pulling Samuel off until he had beaten Deal almost into unconsciousness. Afterwards Samuel was tried and convicted in the federal court for offense similar to the charges made by Deal. The defendants had a fair trial, an impartial jury convicted them and a kind and just judge sentenced Samuel to the county jail for three months and Hasty for six months. No one denies the defendants' guilt. The only point made before was the sentence was excessive, and should be changed to a reasonable fine. I don't think a governor should change the sentence of courts (unless the judge himself asks it) for being excessive, unless he clearly sees injustice done. In this case a big man beat a little one for simply writing an article which was true. Another big man stood by and kept people from taking the big man off of the small one, until he was almost unconscious and seriously hurt. Is three and six months excessive punishment? I think not. The trial judge does not recommend commutation. Samuel and Hasty were themselves officers of the law and should not have violated it. I cannot therefore interfere, and the sheriff of Wilkes must execute the sentence of court."

The penitentiary authorities announce the escape of John Campbell, white, aged fifteen, having a deformed left hand from the state farm in Halifax county, sentenced from Surry county last April, for five years for obstructing a railroad track.

NARROW ESCAPE OF GRAND DUKE

Attempted Assassination at Hands of Imperial Guards

MEAGRE DETAILS OF AFFAIR

Grand Duke Nicholas Was Reviewing Troops and Putting Them Through Blank Firing Practice, When He Was Startled by Whistling of Bullets About His Head—Several Arrests Have Been Made.

(Special to The Messenger.)

St. Petersburg, August 11.—The Grand Duke Nicholas Nicholasavitch, president of the Council of National Defence, narrowly escaped assassination yesterday afternoon at the hands of the Imperial Guards in the guard camp at Krasnoye-Selo.

Thus far the Associated Press has only been able to obtain meagre details of the affair, from what appears that the grand duke was personally reviewing, manoeuvring and putting the troops through blank firing practice when he suddenly was startled by the war-like hiss of bullets about his head. Fortunately neither himself nor his horse was touched. The command to cease firing was immediately given and the soldiers of the regiment from which the bullets came were marched back to their quarters and an investigation was begun in the hope of ascertaining from the barrels of the rifles, which of the soldiers fired the cartridges. Several arrests are understood to have been made.

One of the grand duke's attaches, who, however, was not personally present advanced to the Associated Press the theory that possibly the bullets were fired by accident, but he considered that beyond a doubt there was a plot on the part of a number of disloyal guardsmen, who deliberately planned to take the grand duke's life under cover of the general blank cartridge firing.

"It was no more an accident," the aide-de-camp said, than was the firing of the charge of grape from the saluting battery at the Winter palace on the occasion of the ceremony of blessing the waters of the Neva by the emperor a year and a half ago.

The bold attempt on the grand duke's life caused an immediate change in the plans of the emperor, who had arranged to go to Krasnoye-selo today and spend a week with the soldiers of his Imperial guards.

Afterwards it was definitely established that the shots were fired by the first battalion of the sharpshooters of the guard, who advanced in rushes while making a sham attack on an entrenched position.

Fully a hundred shots were fired, but the impatience of the conspirators led them to open fire at such a distance as to frustrate their object. Before the manoeuvres began all the ball cartridges were taken from the troops and the officers had taken the precaution to make a special examination of the cartridge pouches of the soldiers immediately before the inauguration of the movement of the troops.

GOLDSBORO NEWS ITEMS

Alligator Caught Near Dudley—First Regiment Pass Through Goldsboro on Their Way to Camp—Big Excursion Stated for Wilmington.

Goldsboro, N. C., August 11.—The biggest curiosity that the people of Goldsboro have seen for some time was a three foot alligator which was brought in this morning by Mr. Louis Pate, the chief of police of Dudley. Mr. Pate caught the alligator yesterday while fishing in a swamp near Dudley. He saw another one considerably larger but was unable to capture it. Alligators are extremely uncommon in these waters and it is believed that they must have wandered up the swamp from New river. Mr. Pate is trying to sell his capture and has written to the park commission in Raleigh.

The companies comprising the first regiment of the North Carolina National guard passed through the city today on their way to Morehead City, where they go into camp for the next ten days. They came in over the Southern road and were quickly transferred to the Atlantic and North Carolina and passed on their journey to the ing from Newbern, where he went ashore without hitch or delay.

Sheriff Stevens returned this morning a negro named Henry Lewis who had recently escaped from the convicts road force in this county. The authorities in Newbern arrested the negro and notified the sheriff.

The Junior Order of United American Mechanics will run an excursion to Wilmington from this city the latter part of this month if they can get a train. If the venture succeeds they will carry a thousand people to Wilmington.

Penn Bridge Company the Lowest Bidders.

Washington, August 11.—Bids were opened at the bureau of Yards and Docks for the construction of a power plant building at the Charleston, South Carolina, Navy Yard. The lowest bidder was the Penn Bridge Company of Beaver Falls, Pa., at \$214,887. As this bid is much lower than the others it is expected that the award will be made to the Penn Company.