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VOL. XXVI.

HENDERSON, N. C., THURSDAY, JUNE 20, 1907.

NO. 26.

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The above question is often asked con-Dr. Pierce's two leading medi-colden Medical Discovery" and be Prescription." nswer is that "Golden Medical ry is a most potent alterative or rifler, and tonic or invigorator riner, and come of invigorators is especially favorably in a cura-rinpon all the mucous lining sur-s of the nasal passages, throat, al tubes, stomach, bowels and

tubes, stomach, bowels and curing a large per cent. of catarthe whether the disease affects the pasages, the throat, larynx, brontimach as catarital dyspepsia),
(as mutous darrhea, bladder,
or other pelvic organs. Even in reale or ulcerative stages of these is often successful in affect

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FINDS POISON.

Dr. D. S. Rowland Acquitted of Awful Charge of Murdering His Child.

Hearing in the Case Friday Afternoon-Everything Depending on the Analysis of the Stomach and Other Organs of the Dead Boy, Prosecution Fails When Prof. Withers Reports that Chemical Examination Does Not Reveal the Presence of Poison-A. C. Zollicoffer Representing the Solicitor and Appearing for the Prosecution Relates the Circumstances that Led to the Belief that Dr. Rowland's Son Had Come to His Death by Foul Means - Immediately After His Discharge Dr. Rowland is Again Taken into Custody.

Warrant Charging Him With the Murder by Poison of Engineer Charles R. Strange in Raleigh Served on Him and He is Taken Back There for Preliminary Hearing as Soon as the Chemist Who is Making the Analysis in this Case is Ready to Report.

[In order to get an intelligent un- condition of the body immediately lerstanding of the following it must be recalled that this article was inended for publication last week the searing being held on June 7th.] The case against Dr. D. S. Rowland charged with the murder of his ittle son by poison, particulars of which have been published in this paper, came to an abrupt terminaion Friday afternoon when upon the facts adduced the accused was adjudged not guilty and was acquitted of the awful charge against him. Everything hinged upon the report of the chemist who made a chemical analysis of the viscera or stomach, intestines and other vital organs for | Witness said that after examining the purpose of detecting the presence | the child he could not be positive as BENNETT H. PERRY Austin Rowland came to his death. | testified to the fact that Dr. Rowland The hearing had been in progress nearly three hours, the case being | time he has known him as such. He heard in the court house which was | did not know anything about the crowded, when Prof. W. A. Withers, | boy's life being insured. Dr. Rowland the expert chemist who made the chemical analysis, was called to the

CHEMIST

The hearing was held before Justice of the Peace W. E. Gary, who had Justices Joe T. Jones and Frank Wortham to sit with him. Justice T. L. Jones who had issued the warrant for Dr. Rowland's arrest was sick and could not hear the case.

DR. K. M. CLARK. The first witness introduced was Dr. K. M. Clark who was called to see David Austin Rowland before he died. After being asked by Mr. Zollicoffer, who represented Solicitor Daniels and as attorney for the prosscution conducted the examination for the State, as to his residence, profession, the time and place of his graduation, his experience as a practicing physician, etc., Dr. Clark said he knew David Austin Rowland and had known him most of his life. He lived about 2½ miles from Mr. Lew Rowland's where the boy resided and died, and he saw him just before his death. He was called to see him professionally, being sent for by his father, Dr. Rowland. He (the boy) was sick in bed. This was on May 4th, 1907. When he was called to him he seemed to be very restless and was vomiting a good deal and was suffering from depression. He was not able to sit up and was lying down on the bed. From the expression of his face he seemed to be suffering a good deal. There were no evidences of suffering that he noticed especially. He didn't complain of any pain, simply said he was sick. He was conscious but did not call witness' name. He was very restless but did not complain of any special suffering-nothing except nausea and sick stomach. In answer to a question as to what was done to relieve the child's sufferings, Dr. Clark said "we have given water to quiet a sick stomach, and we thought best to give him some also." In reply to a question from Mr. Zollicoffer as to what he meant by saying "we," witness answered "Dr. Rowland and myself." Being asked what else he did, the reply was elicited that morphine was administered. In answer to a question as to who suggested administering morphine, Dr. Clark answered that Dr. Rowland did. This was done about ten minutes after he arrived. After waiting

awhile to see what effect the morphine had Dr. Clark suggested to Dr. Rowland to give him a small quantity of cocaine to produce a quieting effect on the stomach. Dr. Rowland said he thought this was the best thing to do and it was done, Dr. Clack himself administering it, hypodermically. Dr. Rowland got the cocaine. Witness told Dr. Rowland how much to fix-not less than ith of a grain, but he did not notice the package or bottle from which Dr. Rowland got this cocaine, Being asked about administering a hypodermic of morphine (as already testified to) Dr. Clark said he did not give it, nor did he know how much morphine was given. The child lived abou 15 or 20 minutes after witness administered the cocaine. It was about half or three-quarters of an hour as near as witness could remember after the morphine was administered before the cocaine was given. Being asked further as to the condition of the child, his symptoms and sufferings after Dr. Clark got there he said he suffered a good deal. He was much nauseated. He vomited a green and white and watery substance, caused by drinking ice water. the witness thought. The white, watery looking part, he meant. Dr. Clark could not say positively how long the child lived after he was taken sick, but from the time that he heard of it, it was about an hour or an hour and a half. He thought it was fully 15 or 20 minutes after the last hypodermic was given before he died.

Dr. Rowland told witness he had

given a hypodermic of digitalis and strychnine. Asked if he saw the child

immediately after death, Dr. Clark

after death was in a relaxed condition. He noticed the body a short time afterward and the condition of it then was ordinary rigormortisthe condition of a body after death. Being asked to explain more fully what he meant by this term witness said he meant that the body was not very rigid. It was about an hour after the child's death when he saw him for the last time, and it was in an ordinary relaxed condition then. Being asked as to what Dr. Rowland said he thought was the cause of the

child's death, he stated that Dr.Rowland said he thought it had gastritis. poison, if any, by which David | to what caused its death. Dr. Clark is a practicing physician and the had never asked him anyting about insurance, and he had talked with him about insurance only once since the child's death, when Dr. Rowland was to see him to fill out certificate of proof of death. This certificate called for cause of death, etc. When he asked him to fill out certificate Dr. Rowland said that he had some insurance on the child's life and wished witness to fill out the blank. Asked if Dr. Rowland told him anything about there being a report about that he caused the child's death, witness answered yes. He said Dr. Rowland told him that he had heard that some had said he had caused the death of the child, and if he would fill out the certificate he thought it would be stopped at once. Witness filled out the blank, in his own handwriting, giving ptomaine poison as

taken to Raleigh for this purpose. but he did not tell the proportions

were ptomaine poison. CROSS EXAMINATION.

Witness was then cross examined by Mr. T. T. Hicks, for the defense. Dr. Clark in answer to question said he was at home when Mr. Lew Rowland came for him and that he went at once but did not take any medicine with him. He thought it took go from his house to Mr. Lew Rowhis home and went for witness, and returned, about 25 to 30 minutes. In answer to question as to how far it is from Mr. Lew Rowland's to Mrs. Pardue's, where Dr. Rowland went that morining with the child, witness stated that it is about 400 yards one way, around the road, and about 200 yards the other way, through the field. Gastritis some times causes death quickly, and the understanding of witness as to what this trouble is was given as acute inflammation of the stomach. As to how gastritis would affect a person so as to cause death in an hour or two, Dr. Clark answered by poisoning the blood. The outward symptoms were given as vomiting and nausea. Asked as to whether this excitement in the stomach, which witness said gastritis was, would cause the heart to cease to beat or not, the answer was that sometimes a severe case might. As to what palpitation or fluttering of the heart is, and what causes it, witness said it is caused by the stom-

ach pressing against the heart.

Ptomaine poison is understood by the profession to be a chemi-

cal change in the food, and was not

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to explain what ptomaine poison is, poison. If the stomach was weak it hurt him. Dr. Rowland, his fathit was defined as a chemical change | might be caused by excessive eating | er and Mrs. Lew Rowland told him of the food which produces poison in of fruits, confectioneries, etc. In re- to let witness (Dr. Clark) administer the stomach. It was about two ply to question as to whether Dr. the hypodermic of cocaine and that weeks after the child's death when Rowland told witness if he had he would not hurt him. His father Dr. Rowland went to his home and given strychnine and digitatis at had administered hypodermic before asked him to fill out the certificate the same time or not, and which The child allowed witness to adminsof death. Witness did not know he gave first, the answer was that he terit and he put it in his arm. Witness anyting about the boy's life being simply said he had given them both. | was not told that the child had eaten insured or when he was examined, Witness felt the pulse of the child as any cherries and that they were bitnor did he know when the boy was soon as he arrived, and the condition ter. Asked if he was told that the was small, weak and intermittent- | child had eaten any confectioneries Being asked further by Mr. Zolli- would have a beating, slight and in- that were bitter, the answer was coffer as to what Dr. Rowland had termittent and then commence he had been told nothing of the kind. given the child, witness said he told again. No symptoms were given by Questioned further as to whether him he had administered strychnine Dr. Rowland or any one present that or not he said the child objected to and digitalis before he arrived, indicated there had been a change in to the treatment, (hypodermic) withe had administered. Witness knew was first taken sick. Strychnine and did not want any more of it put in nothing about Dr. Rowland's trying | digitalis are given to stimulate, be- | his arm, that it hurt him, but that to sell some land belonging to the | ing administered in small quantities. | when his father and Mrs. Lew Rowchild. Severe convulsions with a Digitalis is given to strengthen the land told him to let him put it in his good deal of depression about body, heart and make it beat full and arm, that he would not hurt him, he were given as some of the symptoms strong. Morphine is a form of opium consented for him to do so. Dr. of strychnine poison, the brain also and is quieting and soothing in ef- Clark was then excused. being affected to a certain extent. | fect. Hot water, not hot enough to Vomiting, diarrhoea and severe pains | burn, but to be swallowed safely, was in the abdomen were given as symptoms of ptomaine poison. The child caine being given to sooth the stomcaine being given to sooth the stomdid not complain of pains in the ach. This was administered by hypo- was next called to the witness stand. abdomen or diarrhoea, but his bow- dermic because the child was vomit- After being questioned by Mr. Zolliels acted very freely once. Dr. Clark ing and could not retain it (on the coffer as to his business and the saw the child at the school entertain- stomach if taken through the mouth) length of time he has been practicing ment the night before he was taken As to the relative quickness of the medicine, Dr. Tucker stated that he sick and his condition then was nor- effects by hypodermic and taken by holds the official position of health mal from all appearances. Witness | mouth, if put in the arm it gets into | officer of the county. Did not know could not say positively what was the veins more quickly than if taken David Austin Rowland but had the the cause of death, but the symptoms in the mouth. A mustard poultice body exhumed. This on account of about 10 or 15 minutes for him to known that he was in possession of were removed and witness took them land's. He had a good horse and land was in the room most of the and delivered them to Prof. W. A. ried Sunday he went to the depot cause" and sufficient damaging and incould make the trip quickly. It time. The child had been living at Withers, professor of chemistry in and was talking with Dr. Rowland criminating evidence appears to have would be in the very shortest time the home of Mr. Lew Rowland about from the time Mr. Lew Rowland left from the time Mr. Lew Rowland left for \$1,200.00. The home of Mr. Lew Rowland about the Agricultural and Mechanical Collaboration and lot for \$1,200.00. Peace Separk to bind both Dr. Rowland lege. Did not know where the child lege. Did not know where the child lege. Did not know where the child lege. The child lege is the Agricultural and Mechanical Collaboration and his wife over to the Superior Court of the child's death, and he has not | day). seen or read anything to cause to him change from this opinion and he still thinks that gastritis and ptomaine poison is the only thing that he can attribute the death of the child to. Witness was told that the child had eaten confectioneries, but nothing was said about its eating

> cake and drank some milk when he returned home the night of the school entertainment, about 12 o'clock. This was the school entertainment at Bobbitt, which closed at a late hour, about midnight. REDIRECT EXAMINATION.

the cause of death. Upon being asked things that would cause ptomaine was that only once, when he said i the symptoms of the child since he ness answered that he only said he

DR. JOHN HILL TUCKER. Dr. John Hill Tucker who exhumed the body of David Austin Rowland, to quiet vomiting and relieve nausea a written order from the Solicitor. was also applied. In answer to (Order was produced and read to the question as to whether the child said court.) This order was received on anything while witness was there Sunday afternoon (May 19th) and and before he died as to what made on Monday morning witness went to him sick, the answer was that he did | Plank Chapel and had the body exnot. He did not say anything about humed. Maj. P. T. Jones, (notary his suffering except that he com- public) Dr. R. J. Gill, Dr. F. R. Harplained of being sick at the stomach, ris, R. K. Young and others were life and the request of Dr. Row- sons who attended the funeral point- the morning. land to fill out certificate of proof of ed out the grave. Asked if he made death, witness answered in effect as any examination or analysis of the testified in direct examination. Gas- organs, witness stated that he did tritis and ptomaine poison was in- not. He took the organs out and serted in the certificate as the cause put them in a half gallon fruit jar in of the child's death. On May 18th, alcohol and took them to Prof. With-1907, witness went to a notary and ers and delivered them in person. made oath that this was the cause This was on May 21, 1907. (Tues-

Witness was excused without cross examination by the defense.

T. I. JONES.

T. I. Jones of Raleigh, agent of the Virginia Life Insurance Company, took the witness stand next and testified as follows: Saw David Austin Rowland once in Raleigh, April 1, cherries. He was told by Mr. Lew 1907, when his father, Dr. Rowland, Rowland that he had eaten confection took out insurance on his life. The eries, and also that he had eaten On redirect examination Mr. Zolli- steps that should be taken. Witness attended the funeral of the child but Balm sent free by writing Blood Balm Co., much known about when witness coffer asked witness if the child de- told him what his company had to did not speak to Dr. Rowland. Asked Atlanta, Ga. Describe trouble and free med

had applied to the Virginia Life In- stomach or other organs?" "None, sir," surance Company, but had not heard | Prof. Withers again declared, and this from them. Witness then told him concluded the examination. that he had better take it as a bird in the hand was worth two in the bush. CROSS EXAMINATION.

him on March 20th. To the question pany in regard to relieving the custody. clause about the rider. He was anx- Mr. Hicks, on behalf of the defense surance on a child 10 or 11 years of the amount would be paid if the livering the opinion of the court. child died at once, and after six

new or material fact. WALTER FINCH

to the witness stand and examined as to the sale of the house and lot in Kittrell by Dr. Rowland, the propexpressed himself enough to let it be present. The organs of the body erty of his son, David Austin Rowland, by inheritance from his mother. his mental faculties. Mrs. Lew Row- in charge and carried them to Raleigh | On Monday after the child was bu- ber of witnesses to show "probable as to the insurance on the child's | was buried at Plank Chapel but per- | This was between 8 and 9 o'clock in

> CROSS EXAMINATION. On cross examination witness said conversation took place at the depot

in Kittrell while waiting for the train nished herself. Dr. Rowland fixing to return to Raleigh, where he has lived for several years. He had a resdience in Kittrell. Asked if he went to the depot to see Dr. Rowland, witness said he guessed so. He went to the depot tanic Blood Balm at our expense. minimum amount is for \$360.00, ing 10 per cent. on \$1,200.00. But blood, cures where all else fails, heals every which would increase to \$400.00 be added after awhile that as the sore, makes the blood pure and rich gives the (after being in force a certain length | child was dead he would sell the place | skin the rich glow of health. B. B. B., the of time.) When application was and have the money nearer him as most perfect blood purifier made. Improves made Dr. Rowland did not ask for he could look after it and make it pay the digestion, strengthens weak kidneys any particular amount, just said he him better. Witness was not certain Thoroughly tested for thirty years. \$1 per wanted a policy on the boy's life as that Dr. Rowland said he would sell large bottle at drug stores, with complete he considered that one of the first his place before he asked him. He directions for home cure. Sample of Blood

ance in the Metropolitan for \$500.00 place, said he did but had not tried or \$1,000.00. Witness saw the other to buy it himself. Witness could not policy and it was for \$500.00, this be positive whether he brought up with the \$360.000 in the Virginia the selling of the place or not, but Life, making \$860.00 in all. Asked thought the first of it was that he as to the apparent physical condition of the child when witness saw said he told it about Kittrell that the him in Raleigh the answer was that place could be bought. He did not he looked like he was all right to know that three persons wrote to buy the place and had not heard that two people wrote to buy it and that Mr. Kittrell cut them off by On cross examination witness said the policy was issued in March. Dr. phoning.

CROSS EXAMINATION.

Rowland did not seem to be very

L. P. KIDD.

On redirect examination witness

REDIRECT EXAMINATION.

anxious for the insurance on the child's life. Witness told him said he had heard that Mr. Kittrell what he had to offer a child of bought the place for \$1,200.00. He that age, and when he decided to had also heard that Guy Banres tried take the policy, witness considered it to buy it but did not know why he quite a compliment to him and his did not buy it. Had never heard company. Asked whether or not at any time Dr. Rowland say why he did not sell it before the child died. to issue the policy, witness said he had sent the application to Hen-

PROF. W. A. WITHERS. derson, thinking the child was there tant witness to be examined was at this or near there, and Mr. Moss, who is agent for the Virginia Life at that point, said let it go by that it did like silence pervaded the crowded court not amount to anything. In reply room. It was understood that the to this witness said he would keep on until he got it. Dr. Rowland had been witness' regular physician and he owed him a medical account. stomach and viscera of poison or not. The policy was paid for by Dr. Row-Prof. Withers gave his age as 43 and his land receipting the bill, there being a business as professor of chemistry in the small difference which Dr. Rowland Agricultural and Mechanical College. He gave him. The premiums on this graduated in chemistry in 1883 and has been a professor of chemistry ever since policy could have been collected by the week or month. It is the general -23 years-graduating at Davidson, N. C., and at Cornell. A student of chemcustom in Raleigh for parents to istry from 1881 until 1883 and a pracinsure the lives of their children. ticing chemist since 1884, his experience Witness had been in Dr. Rowland's has covered a wide range of study and office and he thought he had a fine

research. Asked what experience he had had in toxicology witness said he had separated poison from three, arsenic from one, strychnine from one, morphine from L. P. Kidd of Raleigh, manager of one, and located poison which was the Metropolitan Insurance Company, claimed to have been administered and was the next witness examined. He where it was found not necessary knew Dr. Rowland; had never seen have analysis; examined one and found David Austin Rowland, but his company holds a policy on his life. Witness was out of the city when Dr.

Description of the city when Dr.

Desc Rowland applied for the policy, and it was said to be the stomach and other was issued while he was away. organs of David Austin Rowland, the The amount of the policy was \$460.one on the policy was the State of the Stomach and other was said to be the stomach and other was issued while he was away. Organs of David Austin Rowland, the said articles being referred to him for chemical analysis. He made the analysis of New York limit the amount to a child. He informed Dr. Rowland on his return that if there was any insurance previous to theirs that it would only be prograte for the amount. would only be prorata for the amount sary to test for. Asked by Mr. Zollicoffer Dr. ! Rowland then hesitated about what the result of this analysis was, taking the policy with a rider attached Prof. Withers stated that he found no to it. The policy was issued in March, poison present. "None whatever?" was on the 17th, as well as witness could the question propounded. "None whatever," was the reply. "You found nothing in the stomach of a poisonous charremember. Did not think Dr. Rowland paid for this policy until April. acter that would produce death?" "No He said he did not want the rider on poison." As if to emphasize the matter the policy and that he wanted to pay further Mr. Zollicoffer asked "Did you for it at once. Witness then wrote to the company and asked them to relieve the policy of the rider, and they replied that they would not do so. He then told Dr. Rowland that he had better take the policy if he wanted one as it was the best he wanted one as it was the best he stated that there was none to be found. could do for him, as far as risk was that the analysis is completed, and no concerned. He said in reply that he poison of any kind was found in the

DEFENDANT IS DISCHARGED

Mr. Zollicoffer then arose and stated Further told Dr. Rowland that no the case very briefly why an investigacompany would submit a greater tion had been made. The symptoms of responsibility than his; the policy the child's death and the suspicious cirwas all endorsed and he then agreed cumstances surrounding it were such as to require this hearing. He said the examination had been conducted with the idea that Dr. Rowland should not be Asked if he returned the check Dr. prosecuted but that the murder of th Rowland gave him, witness replied child, if it had been murdered, should be that he did not. The check was given | vindicated. No one was gladder for Dr. Rowland's innocence to be established if he had authority to cash the check, the State, and as the representative of than he and in behalf of the Solicitor o witness said he gave Dr. Rowland the relatives of the child, who had emhis word that he would not cash the ployed him to prosecute the case, he check until he heard from the com- asked that the prisoner be released from

ious to sell the policy-always wanted | thanked Mr. Zollicoffer for the liberality to sell insurance and had been after Dr. Rowland for several years to take out a policy as he was making good more and he was anyious to good money and he was anxious to ter and integrity, and had not thought see him save some of it. It is a usual that the hearing was the proper course. custom for people to insure their It was ruled and held that there was children's lives in Raleigh. Question- not sufficient evidence upon which the ed as to the limit of industrial in- defendant should be held or placed upon trial for the charge against him, and he old, the answer was that one-half was discharged from custody under the warrant against him, Justice Gary de-As stated last week Dr. Rowland was

months he would be entitled to the placed under arrest again immediately full amount of the policy.

Redirect examination by Mr. Zoilon a warrant charging him with the coffer was brief and brought out no murder of Eengineer Charles R. Strange, whose widow he married a few weeks after the sudden and mysterious death of her husband. The hearing was held Walter Finch of Kittrell, was called Monday. Dr. Syme who analyzed the stomach of the dead engineer reported that no poison was found, but this did not end the matter as in the case of the alleged poisoning of his little son. Leaving the analysis out of the question altogether the prosecution introduced a numand his wife over to the Superior Court of Wake county and they were committed to jail without bail. Since the arrest of Mrs. Rowland on the 20th of May charged with complicity in the alleged murder of her husband, she has been out on \$2,000.00 cash bond, which she fur-

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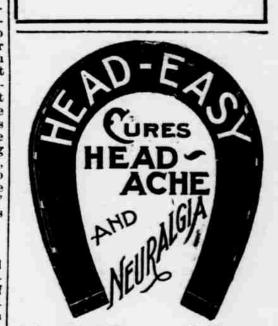
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