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THE DAILY FREE PRESS.

THE WEATHER: Warmer tonight and Tuesday.

PUBLISHED EVERY AFTERNOON EXCEPT SUNDAY.

Vol. IV—No. 295.

KINSTON, N. C., MONDAY, MARCH 10, 1902.

Price Two Cents.

COUNTY COURT IN SESSION.

Judge Timberlake Makes Interesting Charge to Jury.

He Defines the Law and the Variety of Crimes—Explains the Duties of Grand Jurymen—Names of Talesmen Drawn—Cases Called and Disposed of.

Court convened this morning at 10 o'clock with Judge E. W. Timberlake presiding and Solicitor Rodolph Duffy.

The following were drawn as grand jurors: Mess. A. W. Taylor, Bryant Davenport, D. A. Whitfield, T. D. Hines, R. B. Alexander, J. F. Hooker, C. E. Phillips, Sam Smith, I. S. Powell, R. T. Langston, J. W. Dawson, Jr.; W. T. Kennedy, Staten Sogg, J. F. Joyner, J. M. Fordham, G. T. Parrott and R. B. Tunstall.

The judge's charge to the grand jury consumed an hour and twenty minutes. It was a clear, able explanation of the law and the duties of grand jurymen. In his charge he cited many cases to illustrate and make plain the facts he was impressing upon the grand jury. He explained as to what constituted a crime, when a person is an accessory before or after the fact. He said crimes were divided into two classes, felonies and misdemeanors, and explained as to what crimes come under felonies and misdemeanors. He said for four crimes did the law provide capital punishment, murder, burglary, arson and rape. He went into full explanation of all these, and especially was his distinctions finely drawn as to what was the difference between murder and manslaughter.

The judge explained what constitutes larceny, said it was generally considered that to commit larceny it had to be done by stealth, but this was not so, larceny could be committed by artifice, trickery, etc. For instance, a man bought goods with the understanding by the one firm when they were purchased that they would be paid for immediately upon delivery and the buyer refused to do same this would constitute larceny. In his explanation as to what was incendiarism he said if a person set fire to a jail for the purpose of escaping it did not constitute incendiarism. He spoke about selling liquor without license, said of course this was easily recognized as against the law to sell whiskey on Sunday. Said in New York some prominent people thought spirituous liquor ought to be sold on Sunday, possibly the grand jury might, or he might think so, but this was not the law and that they should follow the law regardless of their own opinion. The judge spoke embarsely and bringing a jury, explaining the difference, and said special care should be exercised in this matter.

The judge said the law should be enforced, that he remembered while holding court in New Hampton county, he asked a convict prisoner if he had ever been in jail or worked on the road. Said he was sentenced to 12 months on the road in Lenoir county, that after working a short time the road superintendent told him to escape, that he didn't want to work a white man. The judge said he didn't know if there was anything in this, but that the grand jury should thoroughly investigate it and find out and if things were being run in such manner proper measures should be taken. [The man referred to by the judge is Theo. Rouse. He shot a party in Lenoir county, was sentenced to the road, but escaped and went to Wilmington. Here he committed an atrocious crime, knocking a little girl on the head with slight provocation, and was sent to the penitentiary. Mr. Wooten was road superintendent at the time Rouse was serving in Lenoir and he emphatically denied the Rouse allegation.] The judge was especially severe on what is commonly known as a horse trader. Said when a man willfully misrepresented and cheated another the grand jury ought to find a true bill.

Judge Timberlake's charge covered all points liable to come up before the court and was a very practical address. There were at the opening of court this morning 155 cases to be disposed of. Many of these were continued from last court. Judge Timberlake is a worker and will probably clear the docket by the end of the week. The following cases were disposed of this morning: State vs. Floyd Derr, colored, concealed weapon. Fined \$10 and costs.

State vs. Noah Johnson, concealed weapon. Fined \$10 and costs.

State vs. Wm. Sutton, larceny. Judgment suspended upon payment of costs.

State vs. Jess Stanley, assault upon Sargett Stanley. Plead guilty. Judgment suspended upon payment of costs.

State vs. William James, colored, assault with deadly weapon. Plead guilty. Judgment suspended upon payment of costs.

There were three cases against Charles Holland, charged with selling liquor on Sunday, without license and to minors. In one case he plead guilty. In the other two cases he was found guilty. Judge's decision received.

State vs. D. G. Turner, house breaking. Plead guilty.

State vs. Calvin Hardison, assault with deadly weapon. Case continued for want of witnesses.

State vs. John H. House and James Williams, cruelty to animals. Defendant called and failed to answer. Capias issued.

State vs. W. F. Baker, assault with deadly weapon. Judgment suspended on payment of costs.

Stockholders' Meeting.

The stockholders of the Bank of Kinston held their annual meeting in the bank building Saturday. The usual dividend of 8 per cent. was paid. One notable feature about the business is that the surplus now equals the capital stock, \$21,000. There-election of all the officers is a source of gratification to all, and shows that each officer is rendering good service.

Mormon Conference.

The Mormon conference will be held in the opera house tomorrow afternoon, beginning at 2 o'clock. President Rich, of Chattanooga, writes that he will be unable to attend on account of very important business elsewhere claiming his attention. However, Rev. A. C. Strong, of Chattanooga, has been secured and is expected to arrive this afternoon and address the convention during the session tomorrow afternoon.

SAW MILLS IN THE SOUTH.

Capital Invested in North Carolina \$13,885,097. Value of Products \$14,807,593.

The census bureau has issued a preliminary report on saw mills, planing mills (operated in connection with saw mills) and timber camps of the United States in 1900. It shows a total of 33,085 establishments with an aggregate capital of \$611,611,524, with 43,323 proprietors and firm members. These plants have a total of 12,530 salaried officials, clerks, etc., drawing \$11,360,608 in salaries and an average of 283,260 wage earners drawing total wages of \$104,610,591. The value of products aggregated \$566,832,984, which includes \$422,612,061 for saw mills; \$107,622,519 for planing mills, and \$36,398,404 for timber camps. The capital and value of products of the industry, respectively in southern states follows:

Table with 3 columns: State, Capital, Value of Products. Lists Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, N. Carolina, S. Carolina, Tennessee, Texas, Virginia.

SOME MARCH WEATHER.

How It Conducted Itself for Fifteen Years Past.

The following data, covering a period of fifteen years, have been compiled from the weather bureau records at Raleigh for the month of March: The temperature figures are: Mean or normal temperature, 50 degrees; warmest month was in 1894, with an average of 45 degrees; highest temperature was 89 degrees on March 22nd, 1894; lowest temperature was 19 degrees on March 7th, 1899; the average date on which first "killing" frost occurred in spring, was April 8th.

In the way of precipitation, rain and melted snow, the record shows an average for the month of 4.21 inches; the greatest monthly precipitation being 7.25 inches in 1891; the least monthly precipitation was 1.56 inches in 1893; the greatest amount of precipitation recorded in any twenty-four consecutive hours was 2.09 inches on March 19th and 20th, 1893, and the greatest amount of snowfall recorded in any twenty-four consecutive hours (record extending to winter of 1890 only) was 2 inches on March 4th, 1893.

During this month the average number of clear days was 10; partly cloudy days 8; cloudy days 18. The prevailing winds have been from the southwest, and the highest velocity of the wind was 41 miles from the southwest on March 28th, 1890.

GREATER TOBACCO POSSIBILITIES FOR NORTH CAROLINA.

CONGRESSMAN MOODY'S GOOD WORK.

He Obtains Special Valuable Concession For This State.

Four Experts to be Assigned to the State to Teach Farmers How to Raise Sumatra Tobacco, Which is Worth \$1,800 per Acre—Contract Rural Delivery Killed.

Washington, March 10.—Congressman Moody scored a victory for the State Saturday before the house committee on agriculture, of which he is a member. He had inserted in the pending agricultural bill an amendment providing that a party of four experts be sent to North Carolina to experiment in the culture of Havana filler and Sumatra tobacco. Commissioner Patterson and State Chemist Kilgore are immensely gratified, for they have been working with this object in view for some time. North Carolina is the only southern state that will get these tobacco experts. Congressman Moody showed conclusively to the committee that as a result of the soil surveys made in North Carolina there is land in the State as well adapted to the growth of this high grade of tobacco as that in Cuba or elsewhere. The visit of the experts means that the farmers of North Carolina are to be shown how to make this high grade tobacco which commands such fancy prices. Evidence has been adduced before the committee in the past few days showing that hills in Connecticut which were considered worthless are yielding \$1,800 an acre from the cultivation of this tobacco. The experiment to be made in North Carolina is the most important step from an agricultural standpoint that has been taken in years.

Congressman Moody also added North Carolina to the list of States enumerated in the bill which are to have the benefit of the soil survey for another year. These surveys are alternated between the states, and North Carolina was not in the list this time. Commissioner Patterson and Dr. Kilgore spent five hours with the house committee on agriculture Saturday. They

heard Secretary of Agriculture Wilson and the director of forestry, Mr. Pinchot, tell of the work of their departments. At the conclusion Commissioner Patterson was honored with an invitation to address the committee. His response was a most happy one, occupying ten minutes. Mr. Patterson told of the effort of the North Carolina department to co-operate with the national department of agriculture. He also referred to the great work the latter is doing. The meetings of the house committee on agriculture are executive, but Congressman Moody obtained special permission for Mess. Patterson and Kilgore to attend. An effort will be made this week to have a meeting of the North Carolina delegation so that united action can be taken with reference to the river and harbor bill. The Tar Heels are not alone in their condemnation of the measure as at present constituted, and it is claimed that the opposition will be formidable.

To Defeat Contract Proposition.

Washington, March 10.—Six days have been spent in general debate upon the free rural delivery bill by the house representatives, and that without a single objection from any source. Today is being devoted to its consideration under the five minute rule, and then it will be overwhelmingly defeated. Two arguments, in the main, have been advanced for it that unless the service be put under contract the expense of maintaining it when it shall have expanded to the limits which everyone wants to see it reach, will be so great that it will imperil its continued existence, and that the 50,000 to 100,000 carriers imminent in the service will compose a political machine so vast and powerful that congress nor the president will be able to resist its demands. Against the bill, it is urged that the contract system is hateful to the sense of the American people and that the adoption of that system will inevitably tend to cheapen the delivery of mail to the farmers, when they are entitled to the best that the government can give them; and that putting the rural service on a contract basis would be a discrimination in favor of carriers in cities.

Superstitions of Today.

There are villages near the University of Oxford where no notion of medical science has penetrated and where charms are the only recognized cure for disease. A woman who has lately been lecturing in the neighborhood on sanitation found that whooping cough was always treated by spider. The spider was sewed into a piece of muslin and hung on a curtain rod, and the death of the spider meant the end of the cough. Not long ago a child was seized with the illness, and the doctor ordered "poultices on the chest." When he returned, he found that the mother had carefully laid the poultices on the oak chest which stood by the bedside. The remedy appeared to her perfectly natural.

Conscience Stamps.

The postoffice department has a "conscience fund" of its own. Not at all unusual is it for people to use a poorly canceled stamp and then to regret cheating the government out of 2 cents. In order to secure peace of mind the 2 cent culprit will send a good stamp to the department with an anonymous explanation. This stamp is turned over to an official of the files and mails division, who pastes it on a large card and draws a couple of pen marks across it. The effect would be just as good if the repentant canceled the stamp himself.

The Humps of Camels.

The humps of camels are mere lumps of fat and not provided for in the framework of the skeleton. When the animal is in good condition, the humps are full and plump. On a long journey where food is scarce the humps are entirely absorbed, the skin covering them hanging over the flank like an empty bag.

Turkistan Lovers.

In Turkistan every wedding engagement begins with the payment of a substantial consideration to the girl's parents. If the girl likes her lover, the engagement gift has to be returned unless the parents have another daughter to give as a substitute.

How to Cure the Grip.

Remain quietly at home and take Chamberlain's Cough Remedy as directed and a quick recovery is sure to follow. This remedy counteracts any tendency of the grip to result in pneumonia, which is really the only serious danger. Among the tens of thousands who have used it for the grip, but no case has ever been reported that did not recover. For sale by J. E. Hood.

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HORSE NOTES.

Oscar Ames is training 20 horses at Wheaton, Ill.

A mile trotting track will be built at Atlanta, Ga.

Carey C. 2.15% by Conductor, will be taken to England.

The American Trotting association congress will be held May 6.

The dam of Country Jay, 2.10%, has been booked to Allerton, 3.09%.

You Bet, 2.11%, by McKinney, will be a grand circuit campaigner this year.

Lord Sumral, 2.10%, will be campaigned in 1902 by A. C. Porter, of Volga, S. D.

The pacing gelding Hobo, 2.21%, by Charles Caffrey, will be raced this season.

Sweet Alice, by Sultan, out of the dam Onward Silver, 2.08, is regarded as a 2.10.

James L., trotting record 3.09%, by Dexter Prince, will be out as a pacer this year.

L. E. Jackson, of Jamestown, N. Y., has purchased the pacing mare Expo, 2.34%.

The American Saddle Horse Breeders' association will meet at Louisville, Ky., April 11.

W. L. Wilding, of Salt Lake City, Utah, will race his trotter, Saxican, 2.34, over eastern tracks.

D. C. McDowell, of Schuyler, Neb., has lately purchased the stallion Glen Wilkes, 2.25, by Wilkes Boy.

Sterling B. Holt, Indianapolis, Ind., will breed a sister to Creecus, 2.02%, to Rex America, 2.11%.

A gray pacing stallion, said to be owned in Cleveland, has been pacing miles around 2.10 at Salma, Ala.

Lady Nestor, 2.20%, by Nestor, owned by Chas. Grandt, of Freeport, Ill., is in foal to Easy Reaper, 2.09%.

Could not Breathe.

Coughs, colds, croup, grip, bronchitis, sore throat and lung troubles are quickly cured by One Minute Cough Cure. One Minute Cough Cure is not a mere expectorant, which gives only temporary relief. It softens and liquefies the mucus, draws out the inflammation and removes the cause of the disease. Absolutely safe. Acts at once. "One Minute Cough Cure will do all that is claimed for it," says Justice of the Peace J. Q. Hood, Crosby, Miss. "My wife could not get her breath and was relieved by the first dose. It has been a benefit to all my family." J. E. Hood.

Expert cowboys are breaking a band of 500 Oregon horses near Big Horn, Wyo., for the use of the British army.

Grace T., 2.20%, by Game Onward, is in foal to Sphinx, 2.20%. She is owned by Henry Horn, Jr., of Du Quoin, Ill.

The Nazareth, Pa., Fair Association will celebrate their semi-centennial next September, and have a big exhibition.

Di Vernon, 2.23%, the dam of Dreamer, 2.14%, by Jay Bird, is this year in foal to Moko, the great son of Baron Wilkes.

Miss Whitney, 2.11%, by Edgemark, will be a starter in the Brighton Beach \$10,000 purse for 2.12 trotters, and in the Massachusetts \$15,000 purse at Readville.

Ben Liebes, a green trotter, 17 bands, by McKinney, 2.11%, dam by Robert McGregor, will be brought east by the California trainer, Will Durke, this year.

Flock Brothers, of Williamsport, Pa., are wintering Gentry, 2.13%, Ahneus, 2.25%, and a green candidate for the races, which stepped a mile in 2.20, last year.

Bobby B., 2.20%, by Deacon Hunter, owned by Wayne Bean, of Kulpville, Pa., will be sent out for a lower mark this season.

What the Traffic Is.

The ancient Romans, at whose sumptuous banquets truffles played an important role, supposed that their existence was one of the material results of thunder. More modern botanists have classed it as a species of mushroom, but it can scarcely be termed such. To be exact, the truffle is a tuberculous fungus, a sort of morbid extravasation of vegetable sugars analogous to oak balls or nutgalls and doubtless originating, as these latter, from the sting of an insect.

Accidental Discharge of a Gun.

A capital pun may arise by pure accident, as recorded in Bucke's "Book of Table Talk."

"A Mr. Alexander Gun was dismissed from a post in the customs of Edinburgh for circulating some false rumor. The dismissal is said to have been thus noted in the customs book at the time, 'A Gun discharged for making a false report.'"

Marriage in Arabia.

With the Arab a first cousin of the gentler sex holds an option on the young man, and if he desires to wed outside of the family he must first renounce her and secure his release. The next in line is his deceased brother's widow. As Arabia and Turkey are polygamous countries there is often a chance to provide for several who may have first claims on the bridegroom.—Woman's Home Companion.

Why He Never Tired.

He had taken pains when he applied for work to assure the farmer that he never got tired. When his new employer went to the field where he had put the man at work, he found him lolling on his back under a tree.

"What does this mean?" asked the farmer. "I thought you were a man who never got tired?"

"I don't," said the hired man calmly. "This doesn't tire me."

A Strong Hint.

A little girl went into a neighbor's house one day, and some apple parings lay on a plate on the table. After sitting awhile she said, "I smell apples."

"Yes," the woman replied, "I guess you smell these apple parings on the plate."

"No, no," said she, "I ain't them I smell. I smell whole apples."

His Hope.

"I hope," said the serious man, "that you haven't been betting on the races."

"I hope so, too," said the young man with the red necktie and the restless eye. "I hope I will wake up tomorrow and find out that the whole thing was a wild dream. But there's no use hoping."—Exchange.

Be Sure You're Right.

While it is true that there comes a tide in the affairs of men which, etc., there are so many people every year left stranded high and dry that some caution would seem to be needed about picking out your particular tide.—Syracuse Herald.

Dr. Andrew Clark was accustomed to outlive old age as the period of life at which a man no longer adjusted himself to his environment.

There is no beautifier of complexion or form or behavior like the wish to scatter joy and not pain around you.

For The Complexion.

The complexion always suffers from biliousness or constipation. Unless the bowels are kept open the impurities from the body appear in the form of unsightly eruptions. DeWitt's Little Early Bitters keep the liver and bowels in healthy condition and remove the cause of such troubles. C. E. Hooper, Albany, Ga., says: "I took DeWitt's Little Early Bitters for biliousness. They were just what I needed. I am feeling better now than in years." Never gripe or distress. Safe thorough and gentle. The very best pills. J. E. Hood.

FRESH GOSSIP OF THE OLD NORTH STATE.

Odd and Interesting Happenings From Every Section.

A Persistent Burglar Shot—Insurance War Probable—Mall Clerk With Smallpox, New Outbreak in Charlotte—Governor Offers Reward—Fatally Torn by Cogwheel.

A burglar or burglars seem to have made a special mark of Mr. N. H. Nell, who lives not far from Raleigh. His home has been visited four times recently and on the fourth round he got a shot at the burglar and knocked him over and drew blood, but the fellow got up and ran off. The thief was of the fish pole variety and before being detected had hooked Mr. Nell's trousers from a chair, rifled the pockets and replaced the garments. Had he been content with that he would have saved himself trouble but he tried another window and roused the inmates.

W. N. Niven, a colored mall clerk, reached Wilmington from Charlotte, with a well developed case of smallpox. He was sent immediately to the pest house, as was also the assistant mall agent, W. H. Thomas, colored, of Hamlet. The mall car in which Niven came to the city was held over and fumigated, as was also the mail agents' room in the postoffice building, where the colored man was found in the active discharge of his duties.

The action of the Greensboro fire insurance companies in declining to follow the example of the Southeastern Tariff association in making a 25 per cent advance in rates may result in a rate war. Several old line companies have written their local agents in regard to the matter. Several years ago the Southeastern Tariff association made a signal failure in a fight against the Greensboro companies.

Governor Aycock has offered rewards for the capture of two criminals. Three hundred dollars is offered for the man who killed John Catton at Washington. Catton was shot down through a window while he was playing with his little brothers and sisters. A reward of \$200 is offered for the arrest of the wretch who set fire to the Sutherland Seminary near Asheville.

Mr. Clarence Shepherd, of Salem, aged twenty years, accidentally shot and killed himself. He was a carpenter by trade and had just returned home from work. He picked up his pistol and began fooling with it, when it fired. The ball entered the chest and the young man died in a few minutes.

Sheriff Geo. A. Burns, of Cumberland county, died at Fayetteville Friday morning after four days of intense suffering from pneumonia. He was the very picture of robust health up to the previous Saturday morning, but was taken with a chill in the afternoon of that day and within a few hours pneumonia developed.

Jack Bell, a young man seventeen years old, while leaning over a cog wheel, oiling the machinery in the copper mines, at McCoy's, was caught by the cog wheel and the entire front of his body torn apart, dying instantly. Henry Worley, who tried to rescue him, lost three fingers.

J. L. Crook, of Charlotte, when returning home from a visit Saturday night met a man in a railroad cut, who, in passing struck him with some blunt instrument and left him lying insensible on the railroad track. He recovered consciousness in about an hour and got into town.

Dr. Geo. T. Winston will lecture at Mt. Moriah Academy at Auburn, Friday, March 14. In April Prof. W. R. Cullom, of Wake Forest, N. C., will lecture Governor C. B. Aycock will deliver the commencement address May 15th.

The 12-year-old son of Mr. Fate Icaan-hour, near Taylorville, was killed by the discharge of his gun, while crossing a log over a creek. He fell and the load went into his head, killing him almost instantly.

A new cotton mill is to be erected at Spray, which will make five in the town.

Mrs. Durham Cures.

DEAR SIR—I am a great sufferer from severe nervous headache, and find in Gardner's speedy relief. Also when feeling nervous and all broken up, a dose sets me all right. I take pleasure in recommending it as a thoroughly satisfactory remedy. Sincerely, MRS. COLLETT DUBHAM.