Acknowledged Responsibility on the Stand

Q.—I ask you if Captain Day didn't state to you in the presence of witnesses that you should sue the damned

Says that His Error Was Not point. Intentional.

The Boss of the Farm Assaults Dave Russell's Testimony-Dr. Ferguson, Bear Friend of Summerell's, Anxious to shield Him-Lowe Hit Over the Told Beforehand that He Had Heart Disease - The Committee Adjourns for a Week or More.

Halifax, N. C., Aug. 26, 1899.—Staff Correspondence.—Lewis Summerel! emanager of the Northampton farm the stellar witness before the Legislative Investigating Committee A.-Oh, yes, indeed.

The noted supervisor, whose methols of discipline among convicts have startled the people of North Carolina, and States North and South, confessed asponsibility for the freezing of convers on the Northampton farm last February, when they were made to work in the open field during the memgable cold spell that month.

h was not a voluntary confession. were the admissions of Summerell obined. A score of convicts were frostmen two of whom lost their hands operation as a result. That is the the against Lewis Summerell.

one would expect Summerell to be lowever, he deserves distinction for is evasive replies to questions. The thess made counter-charges against 8. Russell, who yesterday gave ch damaging testimony against him. told of an attempt made to bury we the murdered convict, within a w hours after his death. Interestag in his testimony was the fact that once shot a man. Humorous also was his statement that he is humane. Dr. H. B. Ferguson, the dearest tiend Summerell has outside of his amily, also testified. He started out th a culogy of the supervisor, but e close questions directed at him ging, except when I am sick. him on the defensive before he the stand. The doctor made a with the butt end of a whip? aber of admissions, which he appahimself to facts, as he was on his hit him with the handle. antaerell gave out before he con-struck him? ided. The gentle reader should rember, 100, that the doctor is the reghipsician at the Northampton!

he committee adjourned to meet in days or two weeks at the call of

SUMMERELL ADMITS ALL.

the Supervisor Acknowledged He was Responsible for Freezing of Convicts.

Summerell was attired in his dandy when he appeared before the minittee yesterday morning. A minterial coat of extra length concealed massive form of the noted super-90% lils linen was faultless, and galy glossed patent leathers set off mode of punishment?

Summerell's character is not written his face. He looks as mild-manneras a lamb, and only when he lifts is anything but gentle. It is ad-since, Bill Day says he wants to come led by his enemies that he is back to me. hal and hospitable in his manner, Q.-Was George Dixon transferred to bury him that day? In away from the convict farm from Castle Hayne? ony is of the same character.

committee yesterday he seemed worthless character. ght in search of a convict who es-Was said about the sudden case of sulistroke, or his almost equally sudan recovery. However, Mr. Summerstated that he had not been well. The testimony of Summerell is given

Lewis Does His Own Thinking.

Answer-Yes; but cotton is not as don't know any harder work. You'll good as people think.

Q-You have been criticised some cruelty, have you not? Mpers criticizing you?

Q.—What papers?

A.—The Post and the News and Ob-Q.—Where were you when you saw the criticisms in the paper?

A.-At home. Q.-Who was present?

A.-My wife. Q.-Any one else?

Q .- You have brought suit against

the News and Observer, have you not?

A.—No one at all. Q.-I ask you if Captain Day didn't

paper and break it up? A .- I don't think he ever did. Cap-

tain Peebles is my attorney. Q.-Refresh your memory on this

A .- He might have made a remark, but not to me. I am a man who does his own thinking.

Q.-Does Captain McIver have discipline enough? A.—I look on him as a fine discipli-HE HAS SHOT HIS MAN narian. I first worked as overseer

under Captain McIver. He was my ideal of a superintendent and I got my first ideas from him. Q.—How about Captain Rhem? A .- He is a good disciplinarian, I

A Job for a Friend.

Q.-Do you know W. J. Hodges? A.—Yes, When he was discharged by the Republicans I had an oppor-Head with a Bridle-Dr. Ferguson tunity and gave him a job, as he was a good friend of mine.

Q.-Is his character good?

against him. Q.—What sort of a man is D. S. Rus-

A.-I discharged him for getting drunk.

Q.—1s he a reliable witness? A.-No. sir; I wouldn't say so. think he is a prejudiced man. It runs in the family.

Q.-Do you know Dr. Furgeson?

Lowe Had Heart Disease.

Q.-Did James Lowe die at the Northampton farm? A.-Yes.

Q.—Did he die in the field or in the

A.—In the field. Q.-How many times was he whipped?

A .- I don't know. I was sick in bed. Q.-Was Lowe a healthy man? A.-No He had had dropsy. He was and the sun shining. They hold me resorter delicate, but had fattened up. only by the closest cross-examination | Dr. Ferguson said he might have heart | disease, and told me not to work him

Q.-What sort of a man was Sears?

Lewis Praises Sears.

A .- He was as fine an overseer as ever I saw. He never did wrong bean unruly witness. Such he was not fore. I had doubts about the Lowe matter, so I discharged him. The prisoners told me about him. Q.—Did you ever whip Joe Mazon?

A.—Yes. Q.-What kind of an instrument was

he whipped with?

A .- A leather strap two and one-half feet long and three fingers wide, and a wooden handle seven inches long. Q.—How large was the handle? A .- An inch and a half.

Did All the Flogging.

Q.-Did you flog Mazon yourself? A .- Yes. I do most all of the flog-

Q.-Did you ever knock him down A .- Yes; to keep him from cutting

bly sought to evade. At one time me with a knife. Joe was a man of said he would "do justice to all," bad reputation. I undertook to whip down. Chairman Brown called him down him and he pulled out his knife. I

The doctor's fulsome praise of Q .- Where was Joe Mazon when you physician and examined them?

A.—In the yard. Q.-Did you whip him that morning? to err.

A.—Yes. Q.—Who else whipped him?

A.—Sater, I think. Q.-Was he whipped so he couldn't

A.-No: he went right along. A few

days afterwards he complained that I told him to stay in.

Q.-Did the doctor examine him? A .- No: I think not.

Q.-Did you ever whip a convict so as to disable him?

Q.—Did the overseers?

A.-If so, I never heard of 2. Q.-What do you think a reasonable

A.—It depends on the man.

Must Wear 'Em Out. Q.—Suppose a man like Mazon? hat and exposes his close-cropped A .- You've just got to wear Joe out. of do you get the impression that He has never given me any trouble

exercising authority. But Summerell did not catch on, but but I prevented it. I got up that "I giving orders to convicts, all tes- when Chairman Brown said "Old evening to see some friends. I nad Skeet," Summerell broke out in a been sorter sick. A man came up and summerell appeared before laugh. Witness said "Skeet" was a said a convict had died and they

stating that he had sat up all Hayne convicts transferred to you? A .- Can't tell exactly. The day be-Tay of the form his farm Friday. Nothing fore I met the committee last January.

Q .- That was January 24th? A .- Yes; about that time. Q.-What was the condition of these

convicts? A .- The worst I ever saw. They were poor and lousy, and people at the depot asked where in the world those Question-Have you got a good crop convicts came from. I put them to work knocking down cotton stalks. I

> soon want to get out of your coat. Q.-When did you first hear of the freezing?

A.-More than any man in the State. A.-I looked at their fingers and they 0.—Have you seen anything in the were black. Some of them said their got to do with it. hands were frost-bitten. I saw noth-

ing. You can't take a nigger's word. If you did, he'd be sick all the time,

Summerell Attacks the Russells.

Q .- I ask your opinion as to who was responsible for the freezing? A.-I am not responsible if they had General all been frost bitten. I am responsible for making the crops. If I listened to the convicts they would all be sick. Summerell here said: "I discharged

Dave Russell and Tom Russell got mad about it. Every time an old crippled nigger went to Raleigh I was Q.-Who advised you to bring suit? held responsible for it. Tom Russell

Dodging Responsibility.

Q.-What is your opinion as to where the convicts were frozen? A .- Well, I will tell it just as near right as it is, let the drop fall where she will. Some of them might have been frost bitten at the Northampton farm, but I believe the majority of them were frost bitten when they ar-Q .- How many were frozen at your

A.-Four or five, I think. Q.-How many had fingers ampu-

A .- Two, I think. The fingers got so bad, I suggested to Dr. Ferguson to cut them off. He told me to wait; that it was not time yet. There was a report that these convicts had of dramatic effect. Every one realized verdict the expert would commit suibeen grubbing frozen peanuts at Castle Hayne. It came from the convicts. Q.—Has there been too much politics

in the penitentlary? A .- Yes. I know there has.

Q.—How about old Gabriel Elliott? A.—He had consumption.

Q.—Who did he work under? A .- Is a clever man. I know nothing A .- He only worked two pieces of

Misjudged the Weather.

dition of old Gabe in such cold weather?

A .- Well, they were sent to me and I had no right to let them lay up. They responsible for their idleness.

Q.-Would you not rather take the responsibility than to put men out in such weather? A .- The weather was really worse

than I thought. I should be more care-Q.-Was the weather too severe to

work men? A.-Yes, sir.

Q .- Then you think you made a mistake in working the convicts? A .- I couldn't keep men in the house

Q.-Who holds you responsible? A .- The superintendent, I reckon.

Summerell at Last Confesses.

Q .- If you had it to go over again would you work convicts out in such

A.- No. sir. Q .- You admit, then, that you did wrong in sending them to the field? A .- Yes; I think so; but not inten-

Q .- If the superintendent has such arbitrary rules for the working of convicts they should be changed? A .- The superintendent never gave

me any such orders, but he sent the convicts here to work. Q .- Doesn't it seem to you an act of

cruelty to take a man with consumption, who was physically a wreck, and the machinery of French military jusput him to work in such severe

A.I didn't know he had consumption. Q .- Was it not your duty to know? A .- It is hard to tell all in a minute. Q .- Wasn't it the duty of the attending physician at the farm?

A.—He could only see they were run

Shouldn't you have shown them to the A .- I don't know but what it would

Dr. Ferguson Derelict ?

Q.-Was not Dr. Ferguson derelict in his duty when he failed to notify the overseer that Lowe had heart disease?

A .- I can't say. Q.-Do you feel perfectly comforthis head burt him where he was hit. able and satisfied over Lowe's death? A .- d don't know how I feel. I am

not ready to condemn anyone. O.-I asked you to state your feelings, not to condemn anyone? A.-Of course, I was sorry.

O.-Did you discharge Sears or did he run away? A .- I discharged him.

Q .- How was Lowe whipped? A .- They said he was whipper over the head with a bridle.

Q .- Could you kill a man by hitting him with a bridle?

A.-I could.

Attempt to Hide Lowe's Body. Q.-When Lowe was brought to the

stockade dead was an attempt made A .- Yes. Sears attempted to do so, wanted to bury him. I said, you can't

keep him tin morning. Doctor Told the Opposite.

O .- Did you have the post-mortem examination made?

A.—Yes; I did. Q .- Do you ever drink?

A.-Yes. Q .- Do you get drunk?

A.-No. Q .- Are you a passionate man and get extremely angry when anyone disagrees with you?

A .- Yes, sir. I have had trouble,

Shot His Men. Q.-Did you ever shoot a man?

A .- Yes, sir. I don't see what that's (Continued on Third Page.)

Mercier Confused and Confounded.

Dramatic Scene of Great Power-It Ap- rest was just what it purported to be, pears Beyond Possibility of Doubt That Dreyfus Was Convicted on His writing, as Bertiflon had suggested in Former Trial by Secret and False Ev- his absurd theory that Dreyfus had idence-Freystatter Puts the For- pear to be in Mathieu's writing, so that mer Judge to Silence.

was expected to be the dullest proved writing expert, repeated his testimony the most important of the Dreyfus before the Court of Cassation, maintrial. No reason apparently existed for taining that the bordereau was a interpolating the greatest scene yet ferent from that of Bertillon. witnessed between the testimony of A friend of Bertillon, by the way, two dreary, experts, unless it was the says he is so wrought up over his wou-French horror of monotony and love derful theory and attacks theron, that the moment that Captain Freystatter, cide. that gallant soldier, sitting on the court-martial of 1894, whose con- might say as long as he liked that he science impelled him two years ago lying. Dreyfus was the real writer, to disclose the fact that Dreyfus was and he traced and forged the whole condemned by secret and illegitimate document, evidence, that the crucial moment of the case was at hand. It was not ex- testified that Dreyfus was condemned said that she was not seriously or pected that he would be able to give Q .- Don't you think it was cruel and more than his word against that of wrong to take out convicts in the con- Colonel Maurel, president of the 1834 court-martial, and contradict one or two points of Mercier's evidence. His splendid physique and calm and digwere not fit to work, but I am held nified soldierly bearing made additionnate truth of the man which overwhelmed and confounded the two men who were compelled to confront him. enemies of Dreyfus, was compelled to

> ly pleaded loss of memory, refused to answer, and left the stand disgraced and despised in the eyes of honest Mercier himself narrowly escaped questions by characterizing certain of Freystatter's statements as lies. Here is an Important distinction in French estimation between this expression and calling a man a liar, otherwise Sunday's monotony might have the welcome relief of a duel. But Mercier was obliged to even make an important correction in his previous testimony and tooky, fuge against a de-nial in the dead, an, Sandherr, instead of the living, but absent Du Paty De Clam. It was a strange situ- Charges and Counter Charges Indicate ation that confronted one at the end

admit, face to face with Freystatter,

that he was guilty of the lowest form

days ago. Moreover, when direct per-

jury was forced home to him he weak-

of the third week of the operation of considers that the refutation of Mau-Charges involving other consular offirel and Mercier will have little effect cers besides Bedloe are on file in the with the judges, who are determined State Department, and the fullest into judge everything nouveau. He be-vestigation will be made. If one-half lieved they were deeply impressed by the allegations are true there certainly the testimony of Bertillon, and are will be several dismissals. Some of Q .- You say the people at the train now still more impressed by the refutold him that he had better con- had hold of the strap and turned and noticed the condition of these convicts? tation of Bertillon's system by the the honesty of the consuls and their

present witness, Baral Javal. and General Roget will confront each have been best. All men are liable other Monday when the famous 35,-Dreyfus' rescue will be exploited.

Rennes, Aug. 26.—Bertillon continned for three hours more today to exploft his wonderful theory that Drey- learn the nature of the charges. fus manufactured the bordereau by means of word-tracings, imitations of his brother's handwriting, etc. The courtroom was not half filled, and the judges were evidently making strenu- Chamberlain Says the Trouble With ous efforts to comprehend the little man. Colonel Maurel had sworn that

men than their predecessors. covered Maurel with confusion by speech was heartily applauded. asking him to give us even a slight explanation of the system which he

declares on oath he understands." Bertillon finished with a grandiloquent declaration that he had demonstrated irrefutably that the "culprit sitting there" (Indicating Dreyfus) fore the court.

mitted Esterhazy's handwriting to the same elaborate experiments and tests as Dreyfus'. The witness admitted that he had not, but he had nevertheless exam-

that Esterbazy began to alter his rest. handwriting after the bordereau was discovered, but the disguise was awk-Labori cross-examined the witness Painesville, O., Aug. 26.—A steamer, on the radical points of difference be-

Bertifion's weird theory which he ad- have been sent to her.

vanced in 3894, but had not mentioned today, that the first few words of the LYNCHING BEE FOILED borderean, "Je vous adresse," constituted the cryptic signature of Drey-

attach much importance now to that

Dreyfus, replying to Bertillon, protested that the witness had continually turned toward him the word "cul-TURNING POINT REACHED prit." He again denied that he wrote the bordereau or had any knowledge thereof. He declared that the letter Tound in his blotting pad after his ara letter from his brother Mathieu, and not an imitation of his brother's handendeavored to make the bordereau apif detected and both brothers were accused, the case would be tried in the civil, instead of the military courts, Rennes, Aug. 26.-The day which recess M. Valerio, the military haud-A recess was then taken. After the

if the court should discredit him by its

forged document, a theory quite dif-

Valerio declared that Esterhazy wrote the bordereau, but he was only

Captain Freystatter, who was a by the negro's attempt on her, but a member of the court-martial of 1804. physician who made an examination

(Continued on page 5.)

THE NATIONAL LEAGUE. One Game Stopped by Rain and Anoth-

er Had to Be Postponed.

and Roach. At Louisville: Louisville 5 5 0 ed glad to escape death by lynching.

R. H. E.

of prevarication in his testimony two New York 2 6 0 Game called end fifth inning on ac-

Woods and Zimmer.

At Cleveland:

Fatteries: Schmidt and Wallister; Doheny and Wilson. At St. Louis: R. H. E.

Batteries: Powell and Schreckengosf; Orth and McFarland, At Chicago: R. H. E.

Batteries: Callahan and Donohue; self and the expectant bride as rapidly McJames and McGuire.

Game between Pittsburg and Boston

ROTTEN CONSULAR SERVICE.

postponed on account of rain.

a Bad State of Affairs. Washington, Aug. 26,-Investigation of the charges against Bedloe, United last night and it is reported that about States consul at Canton, will be the twelve patients suffering with rheuma-M. Demange makes an interesting foundation for a general investigation tism, etc., went away healed. The comment on today's developments. He of our consular service in China. subordinates. Consul Wildman, at It is expected that M. De Freyeinet Hong Kong, has filed charges against Bedloe which, if sustained, will compel his removal. Bedice has filed 000,000 francs foreign syndicate for counter-charges against Wildman, and in a tent. it is said that allegations of irregular conduct have been made by the wholesale by these two men and some of their colleagues. It is impossible to

DEPENDS ON KRUGER.

Transvaal Is Not Yet Settled. London, Aug. 26.-Joseph Chamberhe and other judges in the court-mar- lain, Secretary for the Colonies, in a tial of 1894 understood Bertillon and speech at Highbury this evening said that his evidence largely influenced he wished he could say the difficulty their verdict, and Colonel Jouanst and between England and the Transvaul his associates cannot therefore con- was settled. He declared that the issue fess the possession of less mental acu- of peace or war was in Kruger' hands. The situation was fraught with Demange remarked to the corre-danger too strained for indefinite postspondent of The Post while Bertillon ponement. If a rupture was forced be was talking: "If the case had not been felt confident of the support of a vast too serious a joke we should have majority of the English people. His

Not the Hallroad's Fight. mblic today August Belmont says the Louisville and Nashville Rallroad and the priest who went to the en-Company is not interested in the fight trance was only allowed to confirm wrote the treasonable document be- against Goebel for governor of Kentucky. He says the company takes no Demange asked Bertillon if he sub- part in politics, nor does it intend to in order to promote or undo the fortunes of any party or individuals.

White Man Outrages a Negro Girl.

Lake Steamer on Fire.

Bertillon replied that he did not Prisoner Placed in Durham Jail for Safe-Keeping.

NEGRO'S SHOCKING CRIME

Andrew McAdams Attempts to Grafity His Lust on a Little Child-Cittzens of Alamance Hear of It and Prepare to Visit Swift Justice Upon Him-Two DArrests Made in Connection With Ridnapping at East Durham.

Durham, Aug. 26.-Special.-Andrew McAdams, a negro, was brought here from Graham today and was lodged in jailsfor safe-keeping. McAdams attempted to outrage a little girl last Tuesday, and a party of exasperated citizens had made arrangements to lynch him tonight. Had he remained in Graham jall, he would not have

lived through the night. McAdams is about fifteen years old, and the innocent victim of his lust is a daughter of Thomas Faucett, who lives near Haw River. The child is less than five years old. She was hurt permanently injured. McAdams was arrested the same day the crime was committed and was placed in jail, cfforts being made to keep the matter quiet for fear that the rage of Faucett's neighbors could not be restrained; but the fact became generally known in the community today, and R. H. E. steps were taken to visit summary

punishment on the negro. After the doors of Durham jail had Batteries: Hahn and Peltz; Weyhing been closed on McAdams The Post representative ind a talk with him. R. H. E. He acknowledged the crime and seem-Batteries: Kitson and Robinson; ing made to take him out of the jail

> This afternoon Rufus Scoggins and Cleveland 1 4 1 James Parker were arrested charged with conspiracy in the spiriting away of Dallas Scoggias at East Durham last night, just as he was about to be married. They will have a hearing Monday. In the meantime they are on bail in the sum of \$100 each.

> preconcerted plan, to which he was a party, to relieve him of the embarrassing situation of being forced into a Chicago 6 6 3 marriage, and that as soon as he got

NEGRO FAITH HEALER.

Parson Collett Goes to Lexington of Break & p a Cake Walk. Winston, N. C., Aug. 26.-Special.-Evangelist Coliett, the colored faith cure divine, preached at Mt. Pleasant evangelist went to Lexington this morning to hold a meeting for a week. He stated fast night that he was going over there to break up an oldfashioned cake waik. A colored woman who heard him remarked to a friend that he would stay here, as a big

cake, or Georgia, walk is to be given at Citizens' Hall Monday night. The evangelist announced that he would return to Winston the first of September. He has decided to hold his meeting at Mt. Pleasant instead of

Wake Forest Notes. Wake Forest, N. C., Aug. 26.-Speial.—A reception was given last night in honor of Rev. J. W. Lynch and his bride and Prof. Lake and his bride. The doors of the Euzelian Hall were thrown open as a reception room for the guests, and from eight until halfpast ten o'clock it was the scene of

saffron roles and smiling faces. At half-past nine, in Prof. Mills' reciation room, a sumptuous repast was set forth. After this part of the ceremony was over the company gradually thinged out and went to their homes, highly pleased with the new acquisitions to our community.

Beath in Guerin's House.

Paris, Aug. 26.-A black flag was noisted over the beseiged house in Rue De Chabrol this morning, indicating that a death had occurred within. This gave rise to a rumor that Guerin and his companions had all committed sui-Louisville, Aug. 26.-In a letter made cide. It was, of course, impossible to enter the house to obtain particulars, the supposition that a death had occurred.

Fire at Warrenton.

Warrenton, N. C., Aug. 26. Special. The livery stables of Johnson & Shaw were consumed by fire tonight about Columbia, Aug. 26.-4ohn Quincy 8 o'clock. The horses and vehicles ined Esterhazy's handwriting. He had Corbett, a white man residing in Sum- were saved. The fire originated in found in Esterhazy's handwriting ter county, ravished a negro girl the feed-room above the stalls. The some resemblances to the bordereau, twelve years old. Corbett is armed and brave work of the firemen saved but greater differences. He was sure has taken to the woods, defying ar- Boyd's large tobacco warehouse, only a few feet distant. The loss is about one hundred dollars.

Soldiers Ambushed and Killed.

Manita, Saturday Evening, Aug. 26, tween his evidence in 1894 and that of left here for Buffalo with a thousand Filipinos ambushed four members of today, Jouanst several times interven- passengers aboard, was seen adrift the Twenty-third Regiment stationed ing. Labori wanted to know about and on fire tonight off Fairport. Tugs at Cebu, killing three. The fourth man escaped.