THE MORNING POST.

LIEUTENANT HOOD ADMITS HE ACTED THE SPY'S PART

Was Sent by Sampson to Watch Schley at Santiago-Argument Begins Monday

Washington, Nov. 1 .- Lieut. John you fell in with the St. Paul? Good was the principal witness before the court of inquiry today. He made Paul. the admission that he had observed the movements of Commodore Schley off Cienfuegos for the purpose of reporting them to the commander in chief. He bee. made observations, but he did not communicate the result to Commodore you fell in with her?

The only other important witness today was Sylvester Scovel, a newspaper bor. correspondent, who was called by Captain Lemly to testify to what Cantain it was. Sigsbee told the men on the press boat Somers N. Smith.

The court adjourned shortly before 1 Schley will then go on the stand again, Captain Sigsbee on that occasion? to correct his testimony and make any additional statement he may desire. It had a megaphone conversation with commanding officer of the Dolphin that is thought that argument will begin on her. Monday afternoon, or certainly by Q.-Was there a megaphone on officers in Schley's squadron, and his

The judge advocate addressed the sacion? court briefly at the opening of the session, saying:

"I have one or two preliminary matters I would like to address the court | Paul? upon. In the first place Lieut. Harlow was recently written to to search his feet. We were very close in.

Captain Lemly-I would like, for my information, to ask the instructions of that occasion. the court as to whether we are emected to confine ourselves to the evidence by the court. I mean the arguments Santiago? made both by counsel for the applicant and by my associate and mrself.

The Court-Yes. Mr. Rayner-Of course in our arguments we can not allude to any facts form you at any time? that are not in the evidence. But as proposition. We, of course, will have latitude in the matter. Of course we mouth. will argue respectfully and within the proper bounds. It is a difficult matter to define this business, however, and I don't exactly understand what the judge advocate is driving at.

Captain Lemly-The court has defined the scope of the precept, but we could net unMertake to prescribe the words that. and manner, etc., of the argument. That is a matter that the court must decide from time to time as the arguments proceed. In courts of inquiry and courts martial in the past, before modern methods were introduced and Cuban waters during the war with the stenographic report was available, Spain? it was the practice to furnish the court with the arguments before they were read. That was before we had the stenographer. If there appeared to be anything objectionable in these arguments, counsel who might have presented it were so informed and were not allowed to read it, although it might be appended to the record of the inquiry. The court will remember that that was the practice. Of course, now it is not practicable to do that, and that was the purpose of my remark. Even now, I may add, that is the case where we have not stenographers, and stenographers are only employed where there is express sanction of the court.

Mr. Rayner-Of course we would not pretend to refer to anything not in the record. We would be bound to confine purselves to that. But I do not care to have these uncertain restrictions placed ipon me. I want the constitutional right to argue this case just the same as I would argue any other case. I want to make comment and criticism. I can not confine myself to some certain prearranged argument. I have not written my argument and do not know exactly what it will be. I fail to see anything objectionable in conducting the argument as is usual. If I should find that I believed a witness had not old the truth I should feel it my duty to say so, and if I should find that a witness has made a mistake I should clse was there? want to point out that mistake. I don't m my argument. The Court-No, not at all.

The judge advocate then called Sylpaper in Cuba, and stationed there as such during the war. The examination of the war. The examination of the war is such during the war. The examination of the war is such during the war. The examination of the war is such during the war is such during the war. tion was conducted by Captain Lemly

as follows: dence?

A.-Sylvester Scovel, Havana. Q.-Where were you during the recent war with Spain in 1898?

A.A newspaper correspondent

A .- I was in Cuba and *vicinity. Q.-What was your occupation?

Q .- During the war were you on The testimony of this witness was conany boat or boats?

A .- Yes, I was on several boats. Q.-Do you remember and can you identify the Somers N. Smith?

A .- Yes sir, it was Captain Sigs-

Q.-State as nearly as you can when

A .- Well, it was on the 28th of May. I think that was the date.

o'clock today until Monday. Admiral messages or any conversation with to the stand and asked if he had any A .- The St. Paul hailed us and we ticularly with reference to the state-

board each ship used in that conver- own also, that the Spaniards were not

A .- Well I don't rember exactly was off Cienfuegos. about that.

Q .- How near were you to the St.

A.-Well, I should say about 100

concerning the message sent by Schley where Commodore Schley was. The officers under Schley saidto Sampson July 2. I have a letter answer was, "You can find him in the here from him, dated October 20, in Yucatan passage." We asked if we able, which he says that he has examined als could catch Schley if we followed. He Lie diary, and that he finds no record of said Schley had starfed at about six this message or any reference to 't I knots and at that speed he thought we would now like to say that I have con- could overtake him. We then asked ferred with senior counsel in the matter of closing argument and that we who was talking, did not answer this Road Building and have agreed, subject to the sanction of question directly. He turned around the court, that my associate, Mr. Han- on deck to talk with some one. Then na, will open, to be followed by Captain he answered. He replied that he was Parker and Mr. Rayner in the order sure he saw a Spanish collier trying named and the judge advocate to clase. to sneak into the harbor that morn-If that is agreeable to the court, it will ing. That was all the conversation I rember to have had with Captain Sigs-The Court-That is entirely agreeable, bee, personally. Other men on the The State Good Roads Congress opened statement that State convicts should be ship, I believe, talked with him on in the court house this morning, the Capt. W. A. Hayes, representing the

Q .- Did Captain Sigsbee at any time visitors, the latter representing this and on the great advantage to a community during the conversation inform you many other counties throughout the of reducing the cost of freighting prothat the Spanish squadron was not in State. The convention was called to ducts, and said the reason the railroads souther order by County Commissioner P. H. were making better earnings now than and the scope of the precept as defined that the Spanish squadron was not in

Mr. Parker-That question is object-

Captain Lemly-(continuing examination)-Well did he or did he not in-

Mr. Parker-And that is equally obto the way we may talk is a different jectionable. Ask him what Sigsbee said. Don't try to pur words in his

Captain Lemly-We have been askin this case. That is the particular North Carolina ought to quit trying to inquiries being about the condition of point in issue. I would like to have farm and devote all the energies and the roads.

an answer. Mr. Parker-It is all wrong. The Court-There is no objection to

Mr. Scovel-He did not tell us that the Spaniards were not in there. Q .- Did you have any experience in was perfected by the election of P. H. government road expert; State Geologist landing and communicating with the insurgents while you were down in

A .- Yes sir. Q .- On both coasts, the north and He endorsed the views expressed by with stereopticon views.

the south?

A.-Yes sir. Q .- Now as to the south coast, I will ask you when and how often and at what times?

A .- You mean alone or with troops? Q.-I would prefer to have you state your experience alone. A .- Three times.

Q.-When and where was this?

A.—The first time (witness referred to notes), was June 9, a point about time of the cabinet meeting today was United States bonds. It is Secretary A .- The first time (witness referred

Santiago. Mr. Rayner-Do we want to go into

events after the first of June? Captain Lemly-This comes in like the matter developing the batteries. It shows the facilities for landing and communicating with the insurgents.

to the first of June. Q.-Did you make any landing prior

to June 1? A .- Not on the south coast of Cuba. Cross-examination by Mr. 1.ayner-You

were at the megaphone of your boat? A .- A portion of the time. Q.-Who else was at the megaphone?

A .- I do not remember. Q .- You know, though, that somebody A .- I am not sure about that. All

Fant to be restricted in any such way Paul first came near we used the megathat I remember is that when the St. phone. When she got close it was not

Q.-Do you know whether anybody had vester Scovel, of Havana, formerly the any communication with Captain Sigscorrespondent of a New York news- bee with the megaphone after you had

not know without presuming. If you Good, substantial negro renters have swinging to a tree. Some of the ne- street's, and rather less critical advices

presuming. presume it. Mr. Pepper had been in the have also been notified to that ed together and vigorous methods. Havana at the time the Maine blew the harvesting of cocton in the Havana at the time the Maine blew the harvesting of cocton in the Havana at the time the Maine blew the harvesting of cocton in the Havana at the time the Maine blew the harvesting of cocton in the Havana at the time the Maine blew the harvesting of cocton in the Havana at the time the Maine blew the harvesting of cocton in the Havana at the time the Maine blew the harvesting of cocton in the Havana at the time the Maine blew the harvesting of cocton in the Havana at the time the Maine blew the harvesting of cocton in the Havana at the time the Maine blew the harvesting of cocton in the Havana at the time the Maine blew the harvesting of cocton in the Havana at the time the Havana at the harvesting of cocton in the Havana at the time the Havana at the up, and he knew Captain Sigsbee very the transient negroes well, and it is very likely that Pepper negroes are wanted. asked Captain Sigsbee something on his Written notices have been posted at cute to the extent of the law shorts own account.

Q.Please state what occurred dur- Santiago, when, it is asserted, he took ing your stay on that boat; whether occasion to slap the face of that of-

A.—Yes, we fell in with the St. A. B. Claxton, Captain Borden and Paul.

Q.—Do you remember who was the rect their testimony. Mr. Anderson, commanding officer of the St. Paul? who was at the wheel of the Brooklyn when who were the street their testimony. Q.-Where was the St. Paul when the Brooklyn had gone to the southyou fell in with her?

A.—Close in shore off Santiago harbor and a little to the west of the harbor ward." His meaning was that she was he had boarded the Adula and that he

When Captain Chadwick had con-Q.-Did you have any interchange of cluded, Lieutenant Hood was recalled additions to make. He was asked parit was the opinion of a great many at Clenfuegos. This was while Schley

Lieutenant Hood-While I was at Cienfuegos after my consultation with Com-modore Schley I talked with him and would be of service to me. He showed private diary with a view to excertam
Q.—Now give us as nearly as you

I- was gathering information for the executive officer, where he read me his commander-in-chief at Havana, to whom notes. We then had the executive offi-

> Mr. Rayner-One moment, please. Captain Lemly-Yes, that is objection-

achieved some notoriety during the Span-

tinued further, but nothing of sensa-tional interest developed. Mr. Scovel is the correspondent who A.—Yes, I was aboard ner during patches, but because of an encounter ish war, not only by reason of his dis- believewhich he had with General Shafter at

> when she made her turn, explained that a question which had been asked him made his answer appear to state that compelled to turn southward when turning with the port helm, but that she did not run to the southward.
>
> Captain Chadwick was then called to

National Good Roads Association.

and individuals.

In the absence of Governor Aycock,

who will make his address tomorrow,

infermation on my own responsibility.
I was to report it to the commander-inchief at Hayana. When I arrived there the commander-in-chief was gone and I was compander-in-chief was gone and I was compander-in-chief was gone and I was compelled to make my report to the commanding officer of the Dolphin, who was the senior officer in command. I reported that I had delivered dis-patches and that it was my own feeling and the feeling of the officers-

Mr. Rayner-One moment, please. Captain Lemly-Yes, sir; that is not

Lieutenant Hood (continuing)-My report was submitted to the commander of the Dolphin, and it was that I did not believe nor did any of the officers

which was withheld from Commodore Schley. This information, it is alleged, was of a very important character, the use of which would have been of great

value to Schley.

Mr. Hanna-New I want to find out whether you boarded the Adula and got any information of the character

been collecting the mail, and had just returned to the flagship Brooklyn under Commodore Schley's orders. I heard that Lieutenant Simpson had been about the Adula and had a written report him to let me see it. I felt there might as guests of the committee.

the Adula?

Lientenant Hood-No, I did not. Captain Lemly—Yes, that is objectionable.

No other testimony of consequence was given, and the court adjourned until Monday.

to lowering grades of their track so

convince people of the North that in

the South was their hope for the solu-

building were made by President Moore

Good Roads Congress

Winston-Salem, N. C., Nov. 1.-Special. Senator Simmons, and especially his

court room being filled with citizens and Southern Railway, gave a practical talk

Rondthaler. Hearty addresses of wel- their earning for the past five years come were made by Mayor Eaton and to lowering grades of their track so

W. A. Blair, followed by a stirring rethat the expense of hauling would be

Senator Simmons opened the congress tion of the agricultural problem; that

with a formal address which was strong with as rich soil as New York, betand sensible. Perhaps the most hearty ter climate for all crops and cheaper

applause he received was when he de-lands, the South was the garden spot

labor of its convicts to the betterment | Good progress was made to lay in the

of the public roads of the State, this work of macadamizing Liberty street

work to be supplemented by the aid of road. This afternoon, in the presence of

cities, counties, townships, communities a large crowd, demonstrations of road

At the conclusion of Senator Simmons and Secretary Richardson, of the Natimely address a temporary organization tional Association; Mr. M. O. Eldridge,

Senator Simmons, and represented Sen-stirring and practical addresses were

ator Pritchard, who was unavoidably made by President W. H. Moore and detained at Madison court. Mr. Rev- others. Prof. J. A. Holmes spoke and nolds made a strong and practical speech. his address was magnificently illustrated

Postmaster Reynolds followed At the night session of the congress

Hanes president and W. A. Blair secre- J. A. Holmes and others.

Prayer was offered by Bishop formerly was because they had devoted

A procession was formed in front of impression, and did great good. After the Burlington Inn at 1 p. m., the fol- the address the Governor held a reconothers concerning the probability of the me his report, and I told him I wanted lowing being the order of march: Bur- tion. The Holt Guards gave a skirming being in the harbor there, a copy. We went to the office of the lington Concert Pand. Holt Guards, drill and were received by the Governor. lington Concert Band, Holt Guards, drill and were received by the Governor. Governor and escort, Junior Order. The Alamance county teachers insti-

denhall to graded school. An imposing feature was the perfect speech and was well received. order of the pupils filing in columns to Tue institute will continue Saturday.

Music-Selection by Burlington Con-

U. A. M. Song-"The Star-Spangled Banner"-

Glee Club. Presentation of Flag and Bibles-Hon. W. H. Carroll.

DEFY THE FRENCH?

Paris Talks Excitedly of the way of Philipoppolis, declares that the sultan has determined to defy the French government and that he has ordered the Probability of War with Turkey.

Mr. Rayner—I object.

Mr. Hanna—Now, lieutenant, answer this simple question. It will clear up the matter. Did you or did you not the matter. Did you or did you not the matter of the matter of the matter of the matter. Toulon, a dispatch has been received the matter of the matter o make any report to the commanding is not yet settled whether France's Mediterranean squadron arrived ther officer of the Delphin which would war- efforts to bring the sultan to terms in last evening. The Toulon dispatch states

defence of Salonica, Smyrna and Mity-

Although it was stated this morning that the minister of marine had received no confirmation of the report that Ad miral Caillard's fleet, which was on the rant the use of the language embodied in your memorandum?

Lieutenant Hood—I made a report—

The Court—Can't you answer that onestion by saving "yes" or "no?"

The Court—Can't you answer that of the newspapers declare that Abdul Hamid has submitted to the deported in Turkish waters late Sunday. The Court—Can't you answer that question by saying "yes" or "no?"

Mr. Hanna—Yes, that is it.

Lieutenant Hood—Yes, I did make such

Some of the newspapers declare that abdul Hamid has submitted to the demands of France and that the crisis is at an end. On the other hand, a Constantinople cablegram, received by mands of the French government.

he had boarded the Adula and that he had gained important information there which was withheld from Commodors IN BURLINGTON

Burlington, N. C., Nov. 1 .- Special .- | Acceptance of Flag and Bibles-Stat This was a great day for Burlington Superintendent T. F. Toon. A .- I never boarded the Adula. I had and the graded schools. The weather | Selection-Burlington Concert Pand. was bright and beautiful. Governor Aycock, State Superintendent Toon, great success. The thanks of citizens Auditor B. F. Dixon and Prof. M. C. and the school are due the order for S. Noble, of the University of North the part they took. which he was about to submit. I asked Carolina came on the 11 a. m. train | The address of Governor Aycock was

ing any additional information availing the vessels of the fleet and in the vessels of the fle Reception Committee, citizens in car- Toon, Auditor Dixon, Prof. Noble and riages. The line of march was Main others. At 8 p. m. Prof. Noble spoke to Davis, Davis to Mendenhall, Men- in the auditorium of the school to a

the place assigned them on the grounds.

cert Band. Opening Exercises by Chaplain Jr. O.

The work of the Junior Order was 8

a masterly effort and made a profound

large audience on the subject "Educa-Three thousand people were present, ition and Citizenship." It was a strong

The following program was observed: est days educationally in the history of Song-"The Old North State"-graded Burlington. There were many compliments for the graded school. Several hundred people visited the different grades and expressed themselves as highly delighted with the work.

County Superintendent W. S. Lorg is doing a good work in the cause of education in the county, and his work is being appreciated and is bearing

Familiar Story of Young Fool Lovers sponse by Secretary Richardson of the less per mile. He said he had just left Buffalo, where his mission was to

this morning under the pines of the and sent a bullet crashing through her boulevard, the leading mountain drive inches above her right temple. Sneider ing that sort of question right along clared that the State government of of the universe. He spoke of the first overlooking this city. Walter F. Snei- then fired a bullet into his own head der, aged 22, shot and killed his sweet- and fell back to the ground. Both heart, Minnie C. Reichstetter, aged 21, died in a short time, but when passers and then killed himself. The lovers by hurried to the spot, they saw the had taken a stroll over the mountain, girl still lying on the bench swingresolving to die. Sneider carried their ing her arms, took off his coat, and with hers, made factory.

Reading, Nov. 1 .- A tragedy occurred her a pillow. He then stepped back

last letter and their photos in his Both had attached their signatures pocket. A revolver was in another, to the letter Sneider had in his pocket, The girl wore Sneider's picture at her blaming relatives for separating them throat. He wore hers on his breast. | and making them unhappy by opposing When they were ready to die the their friendship. She was a mill girl girl lay on her on a bench. Sneider and he had worked in a hardware

BRADSTREETS ON McKinley's Friends Will Hold Their Jobs Unseasonably Warm Weather

three or three and a half miles to the occupied by the President in the in- Gage's purpose to reduce the excess of west of the entrance of the harbor of spection of long lists of appointments receipts over expenditures in his departduring the recess of Congress. He will upon the currency, have to send all these appointments to the Senate or make other appointments to take their places. While it is his health of Governor Taft, president of policy to send in for confirmation all the Philippine Commission, and has cadent McKinley, he wishes, as a matter ment of his physical condition. of principle, to know about the men Recent dispatches to the War De-

the responsibility.

did yesterday, that the Treasury De-I condition.

that were made by his late predecessor ment, and to prevent a detrimental effect

the recess appointments made by Presi-bled to Manila for an authentic state-

The President is in favor of re-aphe had again taken up some of his dupointing federal officials who have served
ties, but only in a limited way. It is
acceptably for four years, unless there
the opinion of some of the War Deare specially strong reasons for superpartment officials that Judge Taft is
really in warse health than he will admit
distribution of clothing, shoes and other really in worse health than he will admit, Secretary Gage explained to the cabi- and that his strong sense of duty is net his purpose in announcing, as he keeping him from correctly stating his

White Caps Warn Negroes to Leave

Q.-I want you to say whether you do Lake county on account of while caps, rotices is drawn a figure of a man plies in Manitoba reported by Brad-Q.-What is your name and resi- presume you must have some reason for been notified to gather their crops as gross have left the fields of cotton from Argentine. In addition, the stories A.-I will tell you the reason why I men have also been netified to hasten pickers. The land owners have band- business have affected trude, though it

or near each negro home, warning oc- the whitecappers be found.

Nashville, Tenn., Nov. 1 .- Much ex- cupants to leave under possity of citement exists in the third district of death. On the back of such of these the neavy increases in visible supsoon as possible and leave. White and farmers are having trouble getting of dullness and depression in the export guilty parties. They intend to prose-

STATE OF TRADE

Checks Retail Distribution-Cotton Tends to Lower Prices.

New York, Nov. 1.-Bradstreet's to-

The complaints of car shortage noted in Bradstreet's trade report for weeks past are repeated this week in an even greater degree. At best, however, this Confine your question to the time prior the recognition of the recogni health was improving, and it appears that stance and is the best of proof that an distribution of clothing, shoes and other fail and winter goods, and dulling the usual reassorting demand from jobbers fited the crop prospects; but, coupled when the latter was arrested in Reidsraising of estimates of the cotton crop and lowered the price 6-16 for the week. Reports of wet weather come from the west, however, and next week will prob- question of releasing Dillard's bondsably see colder weather.

week. Wheat has felt the influence of have to pay costs in the case. the heavy movement of grain at the is to be noted that wheat and corn shipments together, since July 1, are heavier than a year ago. To smaller export shipments of cotton, coal, irou and steel and to an over-supply of new tonnage is probably due the depression | per.

in ocean freights prevalent for months past. Hog products are lower, it is claimed, because of packers manipulating the hog market; but the recent high prices appear to have checked consump-tion. Coffee has lost a little strength, and some grades of sugar are also

Among the staples advancing corn is prominent, though held down slightly by wheat. A large short interest is said to exist in that grain, and wet weather and good buying have stimulated prices of that product and oats. Print cloths, among the textiles, have gone counter to the raw material mainly be cause of manipulative buying. The effect of the two diverse movements has been to unsettle the market slightly, while the failure of the Fall River spinners to vote in favor of a strike is still another disturbing element.

Failures for the week number 172, as against 223 last week and 165 in this week a year ago.

"Dr." Dillard in Jail

Winston-Salem, N. C., Nov. 1 .- Special.-Dr. E. H. Dillard, the Reidsville negro who has been creating a stir for several months, was brought here last night from Roanoke, Va., by his bondseast and west. The holding off of kill- man, T. W. Wright, colored, of Reidsing frost at the South (it is now one ville, who committed the old negro to week behind the average date) has bene- jail Wright went on Dillard's bond with immense receipts, has induced a ville by a Winston officer, on the charge of getting fifty dollars from a Winston negro by false representation. The man will be heard before Judge Star-In keeping with raw cotton several buck tomorrow. It is thought that other farm products have weakened this Wright will be released, though he may

Boer Laager Surprised

London, Nov. 1 .- General Kitchener reports to the War Office that Colonel Kekewich surprised Van Albert's langer at Beeste kraal, thirty miles northeast of Rustenburg, capturing three wounded and 75 unwounded Boers, including Commandant Klop-