

Railroad Officials on Trial for Manslaughter

New York, Sept. 1.—A. I. Cassett, president of the Pennsylvania railroad; John D. Crimmins of New York, Dr. Leslie D. Ward of the Prudential Insurance Company, E. F. Young, bank president and president of the North Jersey Traction Company, Dr. Garris and J. Roosevelt Shanley, all of the members of the executive committee of the North Jersey company, were lined up before the rail in the circuit court, Newark, N. J., today while Chandler Ricker, prosecutor for Essex county, called witness after witness in an endeavor to clinch with a conviction the charge of manslaughter, under which these men stand indicted for having by criminal carelessness permitted, as alleged, a state of affairs to exist at the Clifton avenue crossing of the Delaware, Lackawanna and Western Railroad, in Newark, which resulted in the steam and trolley car collision February 19 last when Ernestina Miller and eight others lost their lives.

The case is being watched with intense interest, especially by members of the legal profession. There never has been its parallel before in American courts. Lawyers say that its result is likely to establish a precedent of perhaps far-reaching consequences. On the issue hangs the constructive responsibility for negligence of railroad officials who are not in immediate contact with the operation of the road. In addition to superintendents and assistant superintendents, directors themselves are indicted. The directors involved, however, are only such as are members of the railroad's executive committee.

The proposition of counsel for the state is that a notoriously dangerous condition of affairs existed at the Clifton avenue crossing; that the representatives of both the North Jersey and the Delaware, Lackawanna and Western roads recognized the danger; that they had a conference on the subject; that a device was agreed upon whereby the peril would be averted, that this device was actually purchased and delivered at the crossing; that, owing to differences between the two companies, it was never installed, and at last it was sent away.

Thus far, the prosecution, by its witnesses, has endeavored to establish that there was snow on the tracks and that the rails were slippery; that the motorman applied his brake, but that, although the wheels of the front truck were locked and did not revolve, the heavy car continued to slide along over the slippery rails until it crashed through the railroad crossing guard.

So far as may be inferred from the line of cross-examination, the defense will endeavor to show that just before the trolley car reached the steam railroad tracks it came almost to a stop, and then suddenly shot ahead under a renewed impulse, the inference being that the motorman, in the excitement of the moment, and in the din of shrieks from the terrified school children, lost his mental poise and applied the electric power with his left hand while with his right he grasped the brake handle. The issue came out sharply at the close of this afternoon's session of the court. The state had introduced a number of witnesses, who testified to substantially the same thing—that the car had slipped down the grade from Orange street to the crossing; that the brake was applied and that the car slipped on the rails.

Chief Justice Gummere here interrupted. He objected to a continuance of evidence that was merely cumulative. Mr. Ricker, for the people, said that the defense, in cross-examination, had apparently aimed to establish the slacking up of the car at the crossing and then its sudden advance at increased speed. Chief Justice Gummere replied that if the defense advanced testimony to that effect the prosecution would have an opportunity to meet it with counter-testimony. There the matter rested at the adjournment of court, and it was understood that tomorrow the prosecution would introduce a new line of evidence.

WALKING DELEGATE PARKS AT LIBERTY

He Will Be a Conspicuous Figure in the New York Labor Day Parade

New York, Sept. 1.—Sam Parks, the walking delegate, convicted of extortion, was released from Sing Sing today on the certificate of reasonable doubt, granted Monday by Supreme Court Justice Sewell in Brooklyn. In the custody of a deputy sheriff Parks made the trip back to this city, and at the Grand Central station was greeted by a crowd of his followers, who, backed up by a crowd of curiosity-seekers, made such a demonstration as the employees at the station never saw before. Parks regained his liberty late in the afternoon, Justice Amend agreeing to accept bail, after Recorder Goff had refused on the ground that it would be discourteous to the justice to whom his release was due. Bail was fixed at \$10,000 on this charge and \$5,000 on the three indictments on which he is yet to be tried.

How long Parks will remain at liberty depends upon a number of things. Assistant District Attorney Rand said today that it was not his intention to do anything more until the motion made by Parks' lawyers for a change of venue in the case of the three other indictments was decided by Justice Blanchard. That will be next Monday. Although Mr. Rand refused to commit himself, it was said on good authority, that should this motion be decided in the district attorney's favor Parks will be brought to trial immediately on the other indictments.

It is now not at all unlikely that he will ride at the head of the Labor Day

parade on the horse that would have gone riderless had Sing Sing still clutched him.

Although the loyalty of his followers was attested in the reception they gave him at the station, in many respects Parks bore this demonstration and those at other points on his journey somewhat wearily. Not even the cheers of his supporters seemed to restore any of his old-time fire. It was said tonight that Parks would be present at the meeting of the board of walking delegates tomorrow. He refused to be interviewed today, but when his lawyer asked him if he had been able to sleep up the river, Parks said: "Sleep? You know me. I always sleep, and they have not got all the strength out of me yet."

The Horse Objected

Scranton, Pa., Sept. 1.—Stanley Lick, aged 20, a teamster of Priceburg, this county, rode a horse into deep water this afternoon at Johnson's pond to give it a bath. The horse objected to bathing, reared and plucked about, threw off the young man and drowned him. Three boys who saw the affair gave the alarm, and after about an hour the body was recovered.

BIGGEST BAND YET

Buffalo Hears an Aggregation of Eight Hundred Horn Blowers

Buffalo, N. Y., Sept. 1.—The most remarkable band that ever played in this town marched down Main street this afternoon. It was a consolidation of all bands that came to the state convocation of the Knights Templars, and it was eight hundred strong. Nine drum majors marched at its head and none of them was less than six feet tall without his shako.

The giant band played "Onward, Christian Soldiers" in perfect time, and the 50,000 people who lined Main street wanted to applaud, but did not because they could not have been heard.

AN ENDLESS CHAIN

An Asheville Hotel Keeper in a Peck of Trouble

Asheville, N. C., Sept. 1.—Special F. E. Pinkman, proprietor of the New Origin hotel, has become involved in a sort of endless chain of litigation. Mrs. J. W. Jeal pawned a diamond ring to Mr. Pinkman for a small amount of money and as part payment on her board bill. When Mrs. Jeal sought to redeem her ring the hotel man failed to produce it, whereupon she instituted claim and delivery proceedings. Mr. Pinkman failed to respond to the summons of an officer, with the consequence that he was sentenced to thirty days in jail for contempt of court by the judge. He appealed and gave bond. Mrs. Jeal shortly afterward had Proprietor Pinkman arrested on a charge of larceny when he persisted in returning the ring. He was tried on this charge by Justice Waddell and bound over to court. Hardly had Mr. Pinkman reached his hotel when he was arrested on a charge of perjury, and after hearing before Justice Summey was bound over to the superior court. The various bonds aggregate about five hundred dollars. Dr. R. B. Glenn signed the bonds.

BALANCE ON THE RIGHT SIDE

Washington, Sept. 1.—The receipts of the government in August exceeded the expenditures by \$6,828,152, and the deficit for the fiscal year was reduced to \$948,479. It is probable that within the present week there will be a surplus in the treasury for the present fiscal year, which began July 1, for the receipts are now daily in excess of the disbursements. The total receipts of the government in August were \$49,522,677 and the expenditures were \$42,694,544. In August of last year the receipts were \$48,605,812 and the expenditures \$43,113,610.

Last month's receipts were from the following sources: Customs, \$25,121,715; internal revenue, \$19,286,486; miscellaneous, \$5,444,476.

J. P. Morgan's Carriage Upset

New York, Sept. 1.—Mr. J. Pierpont Morgan's carriage, in which Mr. Morgan was driving home from his yacht, the Corsair, lying off Thirty-ninth street, North river, while crossing Tenth avenue at Thirty-sixth street, was thrown from his seat and badly bruised, but was able to take the carriage on. Mr. Morgan was thrown from his seat into the bottom of the carriage, but was not hurt. After the accident, Mr. Morgan went home in a car.

No End to Turkish Atrocity

Sofia, Sept. 1.—According to statements received here from insurgent sources the Turks are continuing their work of massacring the inhabitants and burning and plundering the villages in the disturbed quarters. Dispatches received here give the details in regard to the atrocities. They say that at Armens, one hundred and eighty men and two hundred women

FOLEY'S HONEY AND TAR stops the cough and heals the lungs.

were slain and the entire population of S. Novo was wiped out. Dispatches from S.onica say that, according to Turkish officials estimates, 1,500 Bulgarians were killed in the recent fighting at Smilevo and Klissura.

Arbitration Tribunal Opens

The Hague, Sept. 1.—The Venezuelan tribunal of arbitration opened here today. The proceedings were entirely formal.

Wages to Be Cut

Belfast, Ireland, Sept. 1.—The engineering firms of this city have notified 3,000 of their employes that their wages will be reduced 5 per cent. in October, owing to American and continental competition.

NATIONAL LEAGUE

Brooklyn, Sept. 1.—Brooklyn beat Boston in two games at Washington park this afternoon. In both contests the Bostonians were unable to do anything with Brooklyn's pitchers. The second game was a shut-out for Boston, they only getting two hits off Schmidt, one of which was a scratch.

The score: R.H.E.
Boston 200001000—3 7 2
Brooklyn 102003027—8 12 2
Batteries: Willis and Morah; Garvin and Jacklitch. Umpire, O'Day.

Second game: R.H.E.
Boston 000000000—0 2 3
Brooklyn 003002007—5 7 2
Batteries: Carney and Moore; Schmidt and Ritter. Umpire, O'Day.

PHILADELPHIA 3; NEW YORK 7.
New York, Sept. 1.—New York won from Philadelphia today. Cronin and Sparks were hit equally hard. However, New York hit with men on bases, doing most of it with two out.

The score: R.H.E.
Philadelphia . . . 000001002—3 12 1
New York 200310107—7 12 1
Batteries: Sparks and Roth; Cronin and Warner. Umpires, Hurst and Moran.

CINCINNATI 3; CHICAGO 0.
Chicago, Sept. 1.—Phillips pitched the best game of his life today and shut Chicago out with three hits. Lundgren was as successful till the sixth, when four singles netted one run. In the ninth a muff by Slagle was followed by hits that sent in two runs. Chicago has signed outfielder McCarthy, recently released by Cleveland.

The score: R.H.E.
Cincinnati 000001002—3 7 0
Chicago 000000000—0 4 4
Batteries: Phillips and Peitz; Lundgren and Kling. Umpire, Johnstone.

American League

Philadelphia, Sept. 1.—New York won the first game from Philadelphia this afternoon and tied the second game in the ninth. In the first game Plank was hit rather freely in the second and third innings and the men behind him made numerous errors of judgment. The second game was a pitchers' battle with honors about even. Hartzell's home run drive in the fourth looked good enough to win up to the ninth, when New York tied the score on singles by Ganzell and Elberfeld and a fly-out.

The score: R.H.E.
New York 202000010—5 11 1
Philadelphia 000000100—1 8 1
Batteries: Griffith and McCauley; Plank and Powers. Umpire, Adams.

Second game: R.H.E.
New York 000000001—1 6 0
Philadelphia 000100000—1 3 1
Called on account of darkness.
Batteries: Howell and McCauley; Bender and Shreck. Umpire, Adams.

CLEVELAND 4; ST. LOUIS 0.
St. Louis, Sept. 1.—Cleveland whitewashed St. Louis today. The feature was a home drive by Bradley and two double plays by the Blues, one by Bradley unassisted, which robbed St. Louis of two runs at least.

The score: R.H.E.
Cleveland 101010100—4 8 1
St. Louis 000000000—0 6 3
Batteries: Killiam and Abbott; Peltz and Sugden. Umpire, O'Loughlin.

WASHINGTON 1; BOSTON 2.
Washington, Sept. 1.—The Bostonians won another pitchers' battle from the Washingtonians today, by bunching their hits opportunely. Hughes was invincible except in the sixth inning when the Washingtonians made three successive hits.

The score: R.H.E.
Washington 000000100—1 4 2
Boston 011000000—2 8 1
Batteries: Orth and Drill; Hughes and Criger. Umpire, Connolly.

What the Mints Are Doing

Washington, Sept. 1.—The total domestic coinage executed by the United States mints in July was \$1,114,180. In addition to this special coins for the Philippines to the amount of 2,456,878 pesos were turned out. Of the regular coinage \$450,000 was in gold, \$452,000 in silver and \$212,180 in five cent and one cent pieces.

Insurrection Proclaimed

Sofia, Sept. 1.—The newspaper Dnevnik announces that a general insurrection in northern Macedonia was proclaimed today, the anniversary of the accession of the sultan of Turkey to the throne. It is to be directed by General Zoucheff and Col. Jankoff, who fought in last year's rising.

Lord Roberts Not Coming

London, Sept. 1.—Although Field Marshal Lord Roberts is still booked to sail for Boston in the Mayflower, September 23, it can now be definitely stated that he is not going to the United States in this autumn. The alterations in his plans was necessitated by the postponement of the British army maneuvers until the middle of September, because of the bad weather, which has retarded the harvesting of the crops, and the situation in Somaliland, the war office not wanting Lord Roberts to be absent while the new east African campaign is in preparation.

ZIONISM OPPOSED

The Russian Government Commands Repressive Measures

London, Sept. 1.—The Russian Jewish Labor League has published a secret circular against Zionism, which was issued by M. Deplewhe, minister of the interior, to the governors and prefects of provinces. The Russian government originally favored Zionism, but according to the circular, it was induced to change its policy because the Zionists departed from their original purpose of creating a Jewish state in Palestine and are now endeavoring to develop a Jewish national idea which encourages racial differences. This is inimical to the assimilation of the Jews with other subjects of the czar, and is contrary, therefore, to the imperial idea. The circular, accordingly, instructs the governors and other officials to prohibit meetings of any kind which are advertised as to be held for the promotion of the Zionist cause, to prevent the collection of money for a Jewish national fund, to compel the Zionist leaders to transfer the existing fund to the Odessa society for helping Jewish farmers and artisans in Palestine, to confiscate all shares of the national fund which are now in circulation in Russia, and otherwise to keep a check on the movement.

Swimming English Channel

Dover, England, Holbein, who last year failed to swim the English channel from Cape Gris Nex to Dover, started from here tonight to swim to the French coast. Holbein embarked on a tug for Langdon bay, near Dover. On arrival there the owner of the rowboat Shamrock offered to take him ashore for the start. Holbein, who evidently regarded the name of the boat as unlucky, refused and took another one. He entered the water at Dover at 6:50 under very favorable conditions. The latest report is that he had covered eight miles of the distance across the channel and was going strong. A lugger and two tugs were accompanying him.

The Street Car Hog

Houston, Tex., Sept. 1.—The city council last night adopted an ordinance which has for its object the regulating of the street car hog. It makes it an offense punishable by heavy fine for a passenger to occupy the end of a street car seat and refuse to move to make room for other passengers.

Rev. R. C. Beaman, pastor of Trinity church, Durham, passed through the city yesterday afternoon, going to Elizabeth City to take part in the anti-whiskey campaign.

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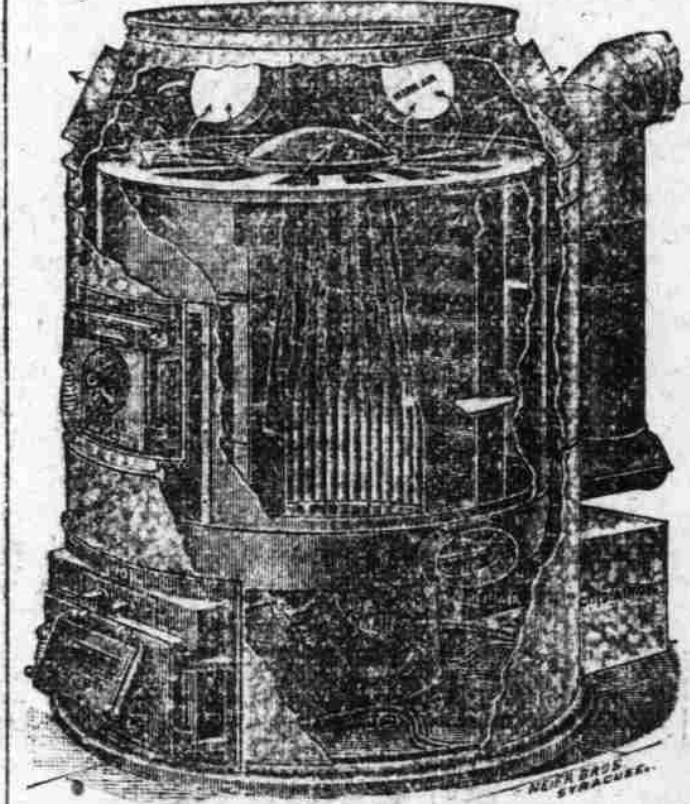
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