# PETER SMITH

Roy. Glenn Declines Further Respite or Commutation

# TO BE HANGED MONDAY

Governor Finds That Prosecutrix Persists in Her Story of Crime and Coroborating Evidence Leaves No Room for Doubt of Guilt. Gov. Glenn's Statement

Governor Glenn has decided that he will not commute the death sentence of Peter Smith, the white man who is sentence to be hanged October 2d in Madicon county for committing a criminal assault on a woman near He was convicted at the February term, 1905, and after the affirmation of the findings of the lower court by the supreme court Governor the workings of the Ku Klux Klan Glenn fixed another date for the hang- as the principal motif, it can be seen ing. However, application for pardon that the action is of the most strenuwas made and respites allowed until ous type, although not tending too September 14th, when it was announced much toward the melodramatic. The that there would be no further inter- play is also full of heart interest in ference with the execution of the sen- which the divine passion dominates

It was while Governor Glenn was off are skillfully drawn, and many types on his New England trip that he was new to the stage are presented. Informed by telegraph that important | When Hamlin & Mitchell's gorgeous new matter had developed, indicating the innocence of Smith; and on the seen here next week the theatre-goers strength of this the governor wired of Raleigh, according to the press a further respite until October 2d in agent, will have an opportunity of witorder that he might look into the mat- nessing the greatest musical comedy, ter. Now comes the announcement according to the verdict of New York's that there can be no further executive most eminent critics and the public clemency. Here is the statement issued geenrally, produced in years. by his excellency in explanation of his | To make the road production just

was tried in Madison county superior at the Majestic theatre. court, February term, 1905. On appeal | So much has been written about this to the supreme court the judgment of dramatization of the famous "Babes, in the lower court was affirmed. Appli- the Wood" fairy stories that the public cation for pardon was made and from is thoroughly conversant with the time to time the prisoner was respited scheme of the plot. until September 14, 1905. While in the eastern states I received a telegram from the prisoner's attorney stating that he was informed that the prosecutrix in this case had written a letter saving she had sworn to a lie, having been compelled to do so by her father. Upon receipt of this telegram I wired from Concord, N. H., respiting the prisoner until October 2d, at the same time instructing the solicitor to get the prosecuting witness and carry her before Judge Moore in order that it might appear whether or not she had made the statement attributed to her In the telegram. After careful examination by Judge Fred. Moore, the trial judge in the case, the prosecutrix denied having made any such statement and reaffirmed what she had said at the trial of the cause. Both judge and solicitor refuse to recommend commutation. While the prosecutrix may not be all that she ought to be, her testimony is fully corroborated by the expert witness and by other witnesses, The defendant is contradicted and his conduct shows guilt. While regretting exceedingly not being able to see my way clear to commute the prisoner's N. B. Broughton. sentence to life imprisonment, after considering the testimony I have no all friends of the school. doubt of his guilt and that he committed the alleged rape, the punishment of which is the death penalty, and I must decline therefore to further respite him, and the sheriff is Four Barrels Seized by Revedue offidirected to execute the sentence of the court."

### THEATRES NEXT WEEK

#### Plays at the Academy Tuesday, Wednesday and Thursday

The attraction at the Academy of Music on Tuesday evening, October 3, will be Mason and Mason supported by a company of sixty people in the musical comedy "Fritz and Snitz," which is under the management of Messrs. Broadhurst and Currie. The play is now in its second season, although many new features have been added, and it is said to be one of the cleverest musical shows on the road. The tlot is said to be based on a story that gives a wide scope for the humorous complications and laughable situations, which are relieved by the introduction of many numbers of bright melody. The chorus of "show girls" as they are called are said to be real "American Beauties" who know how delightful music by the children, songs to captivate the audience with meritori- by Mrs. Dowell, Miss Annie Jones, Mr. ous singing and dancing. The scenery Jackson and quartettes from the school is entirely new this season, and the and from the A. and M. College will wardrobe is said to be a revelation of make a varied and interesting program the dressmaker's art.

### Victor Hugo and "The Clansman"

atist of genius, was none the less an accurate observer of material things. While discussing dramatic topics, he church there will be infant baptism. declared that "the audiences in a theatre can be divided into three classes -the crowd which expects to see action, women who are best pleased with passion and thinkers who are hoping to behold character."

The inference to be drawn is that a successful play must contain the three of Music Wednesday, October 4th.

### Babes in Toyland

Of action there is plenty and with \$1.00; guaranteed. Trial bottle free.



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the action of the play. The characters

extravaganza "Babes in Toyland" is

as eleborate as they gave the show in "State vs. Peter Smith .- This case New York, where it ran for 250 nights

#### SABBATH SCHOOL DAY

#### Special Execises at the Presbyterian

Church Tomorrow

The exercises tomorrow at the Presbyterian Sunday school will be most interesting, and the officers and teachers of the school hope to see every member of the church and congregation present. The school will open promptly at 9:30 and close at 10:45. Sabbath school day, which comes this year on October 1, is being observed by all the schools throughout the southern Presbyterian church. It is a day when the parents and all the

church members meet with the school. The large and flourishing home department of the Presbyterian school have been especially invited to be present and the members of the cradle roll will be there. Good music by the orchestra. Splendid singing and excellent short talks by the pastor, Gov. R. B. Glenn, Dr. D. H. Hill and Mr.

A cordial invitation is extended to

### WHO STOLE THE BRANDY

### cers, Stolen and Reseized

On August 16th last revenue officers seized four barrels of brandy near it to the depot to be shipped to Collector Duncan at Raleigh, but the night after the seizure the brandy was removed to parts unknown.

Several days ago Officers W. G. Martin and D. C. Downing located the brandy in an old barn on the premises of an old colored man by the that eighteen gallons had been taken those having the work in charge. The from the barrels while in hiding. Now the question is who stole the barrels and who stole from the brandy.

# Rally Day Services

The friends of Edenton Street Methodist Sunday school are invited to participate in their rally day exercises tomorrow morning at 9:30 o'clock.

Four bright talks of 5 minutes each, that all will enjoy. Not less enjoyable will be the cradle processional, when the children in their nurses' arms or Wctor Hugo, poet, novelist and dram- carriages enter the school during the

At the 11 o'clock service in the

## Like Finding Money

Finding health is like finding money history of Raleigh in the days before -so think those who are sick. When the war. She will be remembered for you have a cough, cold, sore throat, or many a deed of neighborly kindness. chest irritation, better act promptly like W. C. Barber of Sandy Level, Va. tral Methodist church at 4 p. m. Satplements necessary to hold the interest He says: "I had a terrible chest trou- urday by the pastor, the Rev. F. A. of the three classes. This threefold ap- ble, caused by smoke and coal dust Bishop. pal is found in "The Clansman," the on my lungs; but, after finding no repowerful drama by Thomas Dixon, lief in other remedies, I was cured by Ir., which will be seen at the Academy Dr. King's New Discovery for Consumption, Coughs and Colds." Great- plague of the night, itching piles. est sale of any cough or lung medicine Doan's Ointment cures, quickly and in the world. At all duggists; 50c and permanently. At any drug store, 50

# Gives Fine View of the Race **Course and Midway**

The Structure Nearing Completion much regret that the ends of justice President and Party

Work on the new grand-stand at the fair grounds is progressing rapidly, and will be finished in another week, provided the weather is favorable. best, to await the termination of the Secretary Pogue has given his per- criminal proceeding, before definitely sonal attention to the construction of deciding what further course will be the new stand, and it is by far the best arranged and most substantial building of the kind in the state of North Carolina. It is modeled after the grand-stand at the famous race-course provided at the state fair.

view; then strength and durability was Drug Co. given preference over all other considerations. It is in reality a "tower of strength" and would hold up ten times the weight of all the people who could be crowded into it. The foundations, of hard brick pillars, are all laid in cement, and there is an iron cap two inches thick on which rests the square ends of all the upright supports. The latter are all strongly braced, and the whole frame structure is tied together. with large iron bolts. The same order of substantial frame-work is carried out to the very roof. All the timbers are well-seasoned solid heart long-leaf pine, not a single piece of sap timber

being used. There are three entrances to the grand-stand, all on the front side facing the race-course. Just in front of the middle entrance, and on a level with the first section of seats, is being erected a pavilion sixteen feet wide and thirty-two feet long, for the use of President Roosevelt and escort, from Eure Station, Gates county, and sent which the distinguished visitor can be seen from every seat in the grandstand, as well as from any point along or inside the race-course, or along the stolen from the depot warerooms and midway in both northerly and southerly directions. This pavilion is being constructed of like substantial material with the grand-stand, and will be a permanent part of that structure. In all these improvements most exname of Daniel Ballard and found cellent judgment has been displayed by arrangement of things is so far in advance of the old grand-stand that visitors will hardly recognize the place. And just in that proportion will the coming fair be ahead of all that have been held in the past.

DEATH OF MRS. S. A. BEEMER

#### Passed Away Yesterday-Funeral This Afternoon at 4 O'clock

Mrs. Sarah A. Beemer, wife of J. W. Beemer, died at 1:20 p. m. yesterday in the 69th year of her age, at the home of her sister, Mrs. John A. Simpson of this city.

Mrs. Beemer had been in feeble health for years, and during the last week of her life suffered from a stroke of paralysis. Mrs. Beemer was noted for quick and clear intelligence, indomitable energy and a memory which made her an interesting talker about the The funeral will be held at the Cen-

It's folly to suffer from that horrible

# GOV. GLENN'S ATTITUDE

# States His Position as to the Sensational Nall Case

Says at Proper Time Every Possible Investigation Shall Be Made So Equal Justice May Be Done. Duties Assigned Judge Womack

A statement was issued by Governor Glenn yesterday setting out clearly his position with reference to the noted Nall case at the State Hospital for the insane and with reference to the trial of the four attendants charged with causing Nall's death by harsh treatment. Here is the statement as issued by the governor:

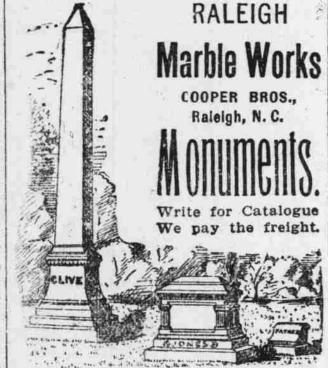
"So many letters have been written me, desiring to know what I would do in regard to the investigation of the State Hospital at Raleigh, and being unable to answer each one separately, I ask you to say to the public that at the proper time, every possible investigation shall be made of this unfortunate occurrence, to the end that equal and even justice may be done all concerned.

"By authority of the council of state, employed Judge T. B. Womack to represent the executive department in the investigation of the crime alleged against the attendants in their treatment of Thomas Nall, telling him that we did not desire him to carry on the investigation, either for the purpose of incriminating anyone, or exonerating anyone, but to find out the exact truth as obtained from witnesses under oath in a court of competent jurisdiction, and then to report the evidence taken in that case, with his recommendations to the council, so they could take such steps as to them seemed best. I very required the continuation of this case and is a "Tower of Strength." at this term, but as it seems that it could not be avoided, I trust the gen-Location of Speakers Stand for the eral public will withhold its opinion until all the facts are brought to light, in order that no injustice may be done anyone. Everything will be done to probe this matter to the bottom, with due regard to the rights of parties accused, as well as giving ample protection to the unfortunate inmates in our state institutions. We feel it is

#### Better Than a Plaster

A piece of flannel dampened with at Bennings, and will afford the occu- Chamberlain's Pain Balm and bound on pants a view of the track events and the affected parts, is better than a plasthe scenes along the midway and other ter for a lame back and for pains in the parts of the fair grounds never before side or chest. Pain Balm has no superior as a liniment for the relief of In the construction of this stand spe- deep seated, muscular and rheumatic cial attention was given to a conve- pains. For sale by W. G. Thomas, nient arrangement as to location and Robert Simpson and Bobbitt-Winne

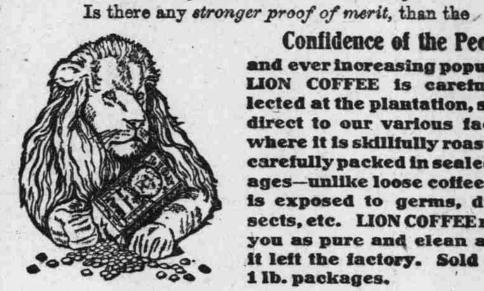
> MRS. WINSLOW'S SOOTHING SYRUP has been used by Millions of Mothers for their children while Teething for over Fifty Years. It soothes the child, softens the gums, allays all pain, cures wind colic, and is the best remedy for diarrhea.
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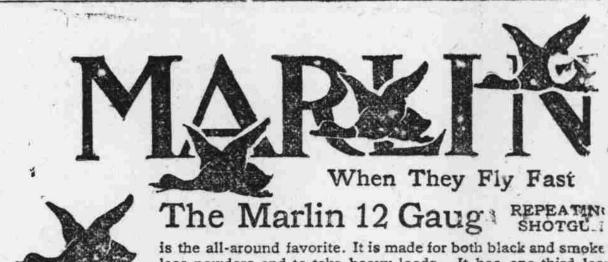
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