

RALEIGH EVENING TIMES

RALEIGH, N. C. FRIDAY, SEPTEMBER 1, 1905.

PRICE 5

AS TOLD AT THE INQUEST TODAY

Witnesses Tell of the Death of Thos. H. Nail

THE CORONER WILL HOLD AN AUTOPSY

The Hearing Was Continued Until To-Morrow at 12 o'Clock—None of the Attendants Testified To-Day—Coroner and Jury Hold Executive Session.

The case of Thomas H. Nail, an escaped patient from the State Hospital, who died a few days ago after recapture by the authorities, has excited a vast deal of interest in the city and throughout the entire State. Coroner T. M. Jordan has secured an affidavit from one of the witnesses to the affair, and naturally there was an investigation called for. The coroner stated that he could not act without the legal action necessary for such. He also conferred with Dr. McKee, of the State Hospital, following which the formal investigation was taken up this morning at 10 o'clock. The affidavit in question was given by Mr. W. A. Parker, the book-keeper at the Caraleigh Mills, and the substance has already been printed.

The following letters, bearing on the subject, have been written by the authorities:

August 31, 1905.
Dr. James McKee, Raleigh, N. C.
My Dear Doctor:—Owing to my having been absent from Raleigh, I did not see the account of the escape and unfortunate arrest of James H. Nail, a patient in your hospital, neither have I seen a statement that I understood you made in the affair. To-day, however, I have seen a statement from one Mr. Massey, a farmer, who gave an account of the manner in which this patient was treated by the attendants, which does not reflect any credit upon them or the State.

Knowing as I do your kindness of heart and readiness to protect the weak, I ask you not only to be willing but to demand of the public authorities an investigation of this unfortunate affair to the end that it may be probed to the bottom; and if the attendants have acted in a cruel, inhuman or unnecessary manner, they may be not only discharged from further employment in the State Hospital but tried and convicted for their criminal conduct.

I fully appreciate the necessity at times to use firmness, and even considerable force in taking charge of inmates of the asylum, but it would have to be an extreme case where two attendants would have to use sufficient force to cause the death of a patient.

Knowing that you will give this matter a most rigid examination, keeping nothing from the public, I am, with kindest regards,
Sincerely yours,
R. B. GLENN,
Governor.

Dr. McKee to Solicitor and Coroner.
The following letter was received yesterday from Dr. McKee by the editor of The Morning Post:
State Hospital, Dix Hill, Raleigh, N. C., Aug. 31, 1905.
Editor of The Morning Post, Raleigh, N. C.

My Dear Sir:—Your editorial of to-day expressed the opinion that a legal investigation should be made regarding the death of Thos. H. Nail, an escaped patient from this hospital, to determine the cause of his death and ascertain whether there had been foul play, or brutal or inhuman treatment used by the attendants who pursued and captured him. Your informer should have made affidavit to the coroner and have him summon a jury and investigate the matter. So far no one has.

I enclose you copies of letters written and sent this day to the solicitor and the coroner to show that the authorities of the hospital are anxious for a thorough investigation to be made.
Very truly,
JAMES MCKEE,
Superintendent.

State Hospital, Dix Hill, Raleigh, N. C., Aug. 31, 1905.
Mr. Armstrong Jones, Raleigh, N. C.

My Dear Sir:—I note in the Post this morning not only a statement of an interview with Mr. Massey, but also an editorial, stating that an investigation is necessary in ascertaining the cause of the death of Thos. H. Nail.

If, in your judgment and the judgment of the coroner and his jury it is necessary, I would be glad if you would take this matter up immediately and make the necessary investigations to determine the direct cause of the death of this patient.

I do this in justice to and in defense of the representatives of this hospital.
Your earliest attention to this matter will be highly appreciated.
Very respectfully,
JAMES MCKEE,
Superintendent.

State Hospital, Dix Hill, Raleigh, N. C., Aug. 31, 1905.
Dr. T. M. Jordan, Coroner, Raleigh, N. C.

My Dear Sir:—You noted no doubt the statement and editorial in The Post upon the capture and subsequent death of an escaped patient, and demanding an investigation as to the cause of his death.

These people, making this charge, should have made an affidavit under the laws of North Carolina before you, as it is within your jurisdiction and power to call a jury and order an investigation.

I have written to the solicitor soliciting a searching investigation of this matter. I want this done in justice to the hospital.
With high personal regards,
Very truly,
JAMES MCKEE,
Superintendent.

Investigation by Coroner.
The investigation of the death of the patient, Nail, began this morning in the court room at 10:30. Dr. T. M. Jordan empaneled the following jury: A. M. Powell, A. R. D. Johnson, C. J. Parker, C. W. White, John Ward and I. C. Blair. There seemed to be some question as to the right of the coroner to hold an inquest without an examination of the body of the dead man. Solicitor Armstrong Jones was present to conduct the examination and it was finally decided to go into the testimony.

Lee Alston, a negro laborer at the Caraleigh Phosphate Works, was the first witness examined. Witness said he was at work in the mill Thursday evening, August 24th, when he heard the cry of "Catch that man"; went to the door and saw a man running with two other men in pursuit. The lead man had a stick or something in his hand, but witness was not near enough to say for certain, being about 150 yards away. Did not see any blood on man's face or clothing. Witness said about 15 minutes later he saw the wounded man lying on the ground in front of the office, but did not go near him. Saw them take man away.

Mr. W. A. Parker, a book-keeper at the Caraleigh Mills, was the next witness. Mr. Parker said that he was sitting at his desk in the office about 3 o'clock, when he saw a cry of "Stop that man," and looking out saw three men running down the road by the mill. The leading man caught up with a wagon that was passing and stopped and attempted to get on, but seemed to change his mind and then went on down the road. Mr. Parker said that the next time he saw Nail (the leading man described above) was when two men brought him back to the mill in a stupefied condition. He said that besides the two men with him that there was one man in the rear with a small stick in his hands. The witness said the patient looked like a drunken man. They brought him to the office and leaned him against the wall. Witness said that the captured man was breathing hard, and when turned loose would fall with his face in the grass and that there was a bruise on his face and a gash an inch and a half long on his head. The attendants took the wounded man to the pump and washed his face and started to pour cold water over his head, but that a Mr. Roland advised them not to do this as it might kill him, as he was too hot. The witness then said that the two attendants grabbed the wounded man by the hair and tried to make him drink. They then brought him back and laid him on the grass in front of the office. The wounded man could not stand up at all.

Prof. R. R. Chamberlain, manager of the hospital, was the next witness. He said that he was in the office at the time the patient was brought to the mill. He said that he saw the patient being carried to the mill and that he saw the attendants who were with him. He said that he saw the patient being laid on the grass in front of the office. He said that he saw the patient being carried to the mill and that he saw the attendants who were with him.

The coroner then adjourned the inquest until to-morrow at 12 o'clock. The jury will hold an executive session to-day. The coroner and jury will hold an executive session to-day.

Very truly,
JAMES MCKEE,
Superintendent.

AT REST UNDER THE WHITE FLAG

Generals of Both Armies Will Meet on the Battlefield

RAPID PROGRESS ON TREATY BEING MADE

The Important Task of the Drafting is Being Well and Quickly Done and Almost Any Moment May See Its Completion.

(By the Associated Press.)
Portsmouth, N. H., Sept. 1.—It is now expected the text of the peace treaty will be completed by to-morrow night or Sunday. The full summaries, if not the actual text, will then be cabled to Tokio and St. Petersburg for approval, and by Tuesday or Wednesday at the latest Mr. Witte and Baron Komura expect to receive final authority to affix their signatures.

The conditions of the armistice, or rather the complete suspension of hostilities, marking the conclusion of the war, will be arranged, except for minor details, by the plenipotentiaries here. The ceremony of signing the "Treaty of Portsmouth" will be as quiet and unostentatious as possible. Both sides realize that, for various reasons, the treaty is not popular in their respective countries.

"We know," said a member of the Japanese mission to-day, "that we are going home to stones and perhaps dynamite." Baron Komura and Mr. Witte will go separately to Oyster Bay to express their thanks on behalf of their respective countries and say "good-bye" to the President. Mr. Witte expects to sail September 12th on the Kaiser Wilhelm II., and Baron Komura has provisionally engaged cabins on a steamer sailing from the Pacific coast on September 20th.

Will Be Made Public.
The "Treaty of Portsmouth" is to be given to the world. There is to be no secret about it, neither government having any reasons to withhold it. Its provisions are therefore to be published, broadcast, textually, but not immediately. Mr. Sato said to the Associated Press to-day that it would not be given until the final ratification had been exchanged by the sovereigns of the two countries.

Japan Refuses Consent.
Portsmouth, N. H., Sept. 1.—Japan has refused consent to the cessation of hostilities until the treaty of peace has been signed. The Russian plenipotentiaries, accompanied by their secretaries, called on Baron Komura and Mr. Takahira shortly after noon to-day and were in conference with them for half an hour. Japan having indicated last night through Baron Komura her willingness for an armistice, Mr. Witte supposed to-day that he would find the ready to sign. Baron Komura explained that while his government was ready to consent to this should not take effect until after the signing of the treaty. The Russian position was that Japan's contention was without precedent and that if an armistice was not to take effect until the signing of the treaty, it was practically unnecessary. (Continued on Sixth Page.)

A FATAL ACCIDENT.

After Being Burned Lives Four Hours in Awful Agony.
Salisbury, N. C., Sept. 1.—Mrs. Albert Leonard, of Trading Ford, Rowan county, met a fearful death yesterday afternoon. She lived four hours after the accident in awful agony, pleading piteously with the attending physician to spare her the suffering by terminating her life.

The housemaid, who was employed by the family, was the one who was found dead. She was found in the kitchen, and it is believed that she was killed by the gas from the stove. The family was notified by the neighbors, and the police were called. The coroner is expected to hold an inquest on the case.

WEST END EFFECT TO-DAY

New York Legislature will Put Down the Practice of Corrupting Purchasing Agents.
Albany, N. Y., Sept. 1.—An act of the Legislature, which is directed against the practice of corrupting purchasing agents, whether they be in the service of a government or a private business, was passed to-day. The act provides that any person who offers or gives to any purchasing agent a bribe or other consideration to induce him to purchase goods or services from a particular firm or person, shall be guilty of a crime.

New Light House

Washington, Sept. 1.—Specifications and drawings for the light house and station, which Congress authorized Albert Fols and associates, of Boston, Mass., to construct at Diamond Shoals off Cape Hatteras, N. C., were filed yesterday at the office of the Secretary of Commerce and Labor. Under the act of Congress authorizing the construction of the light house the engineers had six months in which to prepare the plans. The plans were referred to the government light house board for approval.

SMALL BOY WAS ROASTED ALIVE

While Playing in the Street Another Boy Rushed up to Him, Drenched Him With Gasoline, and Then Applied a Match.

(By the Associated Press.)
Chicago, Sept. 1.—A dispatch to The Tribune from Hammond, Mo., says Charles Christian, 11 years old, the son of Lee Christian, was roasted alive in Union street here last night, by another boy named McLain, who dashed a can of gasoline over the clothes of young Christian and then applied a lighted match. Christian was playing in the street with several other boys when McLain walked up with a swing gasoline can. After twice threatening to roast the Christian boy alive, McLain finally made his word good.

He unscrewed the cap of the can, rushed upon Christian and drenched him from head to foot with gasoline and before the unfortunate lad could get away he touched a lighted match to his trousers, which were soaked with the fluid. Instantly the boy was enveloped in flames. He fell to the ground screaming in agony and fighting the fire.

Many persons ran to his rescue and succeeded in extinguishing the flames. Every stitch of clothing was burned from young Christian's back. He will die.

Organization of Strike Breakers.

(By the Associated Press.)
Chicago, Sept. 1.—Believing their services will soon be in demand again, owing to the printers strike, special deputy sheriffs and policemen held a secret meeting yesterday and organized a strike breakers' union. A scale of wages of not less than \$5 per day, and \$6 if it can be secured, was adopted.

CHARGED WITH MURDER.

Negro Confesses, But White Man Denies His Guilt.

(By the Associated Press.)
Seattle, Wash., Sept. 1.—Charged with the murder of Phillip H. Ross and his wife, and the burning of their saloon at Kerrystone, to con-

IN THE MIDST OF HER SORROW

New Orleans Finds Time to Rejoice at War's Conclusion

PRESIDENT EXPRESSES HIS DEEP SYMPATHY

Present Condition Continues Favorable and The Number of Cases Yesterday Was Fewer Than On Any Day Since the 8th of August.

(By the Associated Press.)
New Orleans, La., Sept. 1.—A rejoiced statement of all the leaders in the fever district, Surgeon White, President Kolmke and Souchon, of the Boards of Health, Dr. Beverly Warner, Dr. Metz of the Tulane University and Chairman Janvier of the citizens committee, indicating that the crisis has passed, that the campaign of science is meeting with unbounded success and that the fever will be practically forgotten by to-morrow, are printed here to-day. Dr. White says he has never seen in any country the equal of the example of patriotism and broad mindedness set here.

President Schweng of the Louisiana Press Association, has issued an address to the people of the State, inviting a discussion of the question of Federal control of quarantine and disinfection.

make impossible a future such as exists we have occurred in the South this year. Yicksburg and Statesboro, which formerly placed most stringent restrictions against infected points have appealed to the Marine Hospital Service for a fumigation system similar to that in force here, in order to enable them to move goods. Two cases of yellow fever have been reported at Pearl River, Miss., an important lumber point at the mouth of the Pearl river. Leading citizens have met here and formed the New Orleans Health Association, a permanent organization with Charles Janvier as president.

One Death in Florida.
Pensacola, Fla., Sept. 1.—The first death here from yellow fever, occurring to-day, William J. Abell, a tailor, being the victim. No new cases are reported.

Florida's Fever Case.
Washington, D. C., Sept. 1.—Capt. Robert M. Berry, Commandant of the Naval Station at Pensacola, Fla., has informed the Navy Department that there are four cases of yellow fever in that city, being the first since quarantine at the Naval Station (Continued on page six.)

Accident on English Railroad

(By the Associated Press.)
Wilton, England, Sept. 1.—A person was killed and several others injured to-day by a passenger express train on the Great Eastern Railway.

Barns Defeats Berry

(By the Associated Press.)
New York, Sept. 1.—Senator Barnard, of New York, defeated Senator Berry, of New York, to-day in the Senate.

Instantly Killed on Railroad

(By the Associated Press.)
Spokane, Sept. 1.—A man was instantly killed to-day by a passenger train on the Great Northern Railway.

READYOUR FIRE INSURANCE POLICY

Better know its conditions before a fire than to know it afterwards to your sorrow. Merchants should see to it that they comply with the IRON SAFE CLAUSE attached to the contract. No insurance company will knowingly insure a merchant who does not comply with this clause.

INSURE YOUR PROPERTY IN The North Carolina Home Insurance Company

OF RALEIGH, N. C.
North Carolina's Oldest Insurance Company. It has been successful in business over 37 years. A home company seeking home patronage.

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A 10c CIGAR FOR 5c

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