THE RALEIGH EVENING TIMES.

VOLUME 27.

RALEIGH, N. C., WEDNESDAY, DECEMBER 13, 1905

L. B. BYNUM EXPIRES IN TRIAL OF NEW FIGHTING CHANCE MONEY RECORD LAMAR RENEWS FIGHT FEDERAL COURT ROOM

Prominent in State . Affairs

SUDDEN DEATH FROM

Mr. Bynum, Leading Man in His Soction, a Director in a State Institution and in Methodist Orphanage, Entered Court to Testify as Character Witness and Dies to Chair.

Luther B. Bynum, a merchant of waiting to be called us a character wit- over until the next meeting.

bar, near his friend R. H. Hayes, Esq. Waldorf Astor. He is a director in of Pittsborn. Mr. Hayes observed als tions, among them being the Illinois hrad sink upon his breast and suppose ed that Mr. Bynum had been taken ill. With the aid of others in the court he was immediately taken into the judge's MINERS' CONVENTION private room, which adjoins the court, and placed upon a sofa. But he had already passed away.

Court Profoundly Moved.

The sad event made a profound impression on the court and the specta-Court proceedings were immedistely suspended by Judge Purnell and not resumed until half an hour later. regions arrived here to-day so that persons present and his sudden death from the Schuyikili region with reference a useful life was the more pathetic because of the presence beside the father of the man's youngest child, a little boy, when the summons came without seem to be unanismous in their demands. Mr. Bynum was well known to many

noment's warning. Body Conveyed to Chatham. The body was taken to Brown's es-tablishment and prepared for burial. This afternoon it will be conveyed to the home, five miles from Pittsboro and ody to Chatham county.

Was En Route to Goldsboro. Mr. Bynum came to Raleigh yester-means, but we are very much in earnat the home of Rev. J. W. Jenkins, since Mrs. Jenkins is his niece. He was a director of the State Hospital at soro and intended going to Goldsboro this afternoon to attend a meeting of the board. Mr. Bynum was appoint ed to this position by Governor Aycock. He had been summoned as a character witness in the Federal court and his presence there this morning was for

ctor in Methodist Orphanage.

the prettiest country places in the country. A man of the highest character, he wielded a wide influence and for a number of years served on the board of county commissioners, being chairman of that body. He was twice married. One surviv-

ing child by the first union, O. G. Byim, is now practicing law in Califor Ten years since he married Mrs Nora Creel, ho survives him, and hey have two children, Jeff Davis Bynum and Mary Bynum. The deceased was a second cousin of A. J. Bynum, a merchant of this city.

WASP'S MEN WERE DONE UP.

(By the Associated Press.) wport, R. I., Dec. 13.—An of-investigation was ordered today in the case of the gunboat Wash, which was dispatched to assist the brig Harry Smith. The Wasp was driven far out of her course by the storm and returned to port yesterday sion.

Inance committee.

Mr. Orr is a retired merchant of the examiner's report shows any unlaw-stamber of commerce and vice-president of the full use of the funds of a bank by its officers, it is the practice of the Comptroller to call the attention of Comptroller to call the attention of

Several of the apprentices on board, who had labored so hard to ball out the Wasp when heavy seas poured into the little warship, were removed to the Naval Medical Hos-

Merchant of Chatham, PEABODY ELECTED

Mutual Life Insurance Company at a meeting of the board of trustees to day. Mr. Peabody's election was preserve field to Have Been Annulled

HEART DISEASE Mr. Peabody's salary was fixed at \$50,000 a year. His producesant. McCurdy, received \$150,000 a year Mr. Peabody will take office on January 1, when he will relieve Proderic Promwell, temporary president.

The board of trustees adopted a resolution of thanks to Mr. Crosswell for his services 'as temporary | York's most widely known lawyers, on

Charles A. Penbody was nominated for trustee to succeed Justice Rufus supreme court to-day. Bypum, Chatham county, entered the W. Peckham, and Emery McClin-Federal court room this morning with tock was nominated to succeed Ellhu his nine year old son, Jeff, and half an Root as trustee. Both of these nemihour later died in his chair while pations, under the by-laws, went

Mr. Peabody is a lawyer and is the Pursman also was indicted on the Mr. Byoum was scated within the American representative of William several banks and other corpora-Central Rathroad Company

(By the Associated Press.) Shamokin, Pa., Dec. 12.-A large number of delegates from the Scranton. Wilkesbarre, and Hazelton they might caucus with the delegates

for an eight hour workday and the recognition of the union. Secretary Hartlein of this district

"There will never be a peace in the hard coal districts until interred there to-morrow. A. T. Lam- the operators consent to enter into a beth, of Chatham, a kinsman of the de- business agreement with the miners' eased, is here and he and other rela- organization. We are here to get retives and friends will accompany the cognition of the union, an eight hour day and a different sort of conciliation. We desire to get them by peaceful

HIS AUTO FELL ON TOP OF HIM.

(By the Associated Press.) San Francisco, Cal., Dec. 13. John R. Baird, a capitalist and club man of this city, was killed last night in an automobile accident.

Mr. Baird had started on a trip In the North Carolina Methodist to San Mateo, accompanied by Miss Conference Mr. Bynum was one of the Ruby Nell, the adopted daughter of zealous and active laymen. He John Neil, of Sonora. When near attended nearly all sessions of the con- the Twin Peaks something went ference and was serving as a director wrong with the automobile, and Miss in the Methodist Orphanage here at the time of his death. He took a keen the time of his death. He took a keen when it overturned and fell over a A Leader in His County.

Mr. Bynum was in his sixty-third year, and nearly all his life has been spent in Chatham. He owns one of

SUCCEEDS PERKINS

(By the Associated Press.)

New York, Dec. 13:-George W. out inspecting all of them, state Perkins tendered his resignation as their character, he is confident that vice-president and chairman of the except in one or two instances they finance committee of the New York show no contributions for political Life Insurance Company, at a meeting of the board of trustees to-day and it was accepted.

Alexander E. Orr was elected to contributions cover transactions of succeed Mr. Perkins as ranking vice- \$200 or \$300 in small banks and do president and chairman of the not go into detail. finance committee.

Gunboat Hist Safe.

(By the Associated Press.) Newport, R. L. Dec. 13.—The gun- unlawfully used. boat Hist, in to-day, sustained no boat Hist, in to-day, sustained no The names or locations of the one damage of any kind, although she or two banks whose officers were swafn Shapley was also taken to the had a hard battle with the gale and called upon to make good the sums hospital. The Wasp will be put into heavy seas, especially as only one of contributed to campaigns were not drydock so that the lenk in her bull her boilers was in working condi-

YORK LAWYER FOR COUNT WITTE OF PRUDENTIAL

A. B. Bummel Charged With But Telegraph Strike is Not Actuary Gore Tells of Divi- MANN BILL INTENDS

in Order to Invalidate a Subsc-

queut Marriage to Enable Client to

Marry a Wealthy Catholic Under

dilly the Associated Press.)

New York, Dec. 11.-The trial of

Abraham H. Hummet, one of New

the charge of conspiracy, was on the

calendar sefore Justice Rogers in the

The charge against Hummel grew

vorce litigation, in which it was alleg-

of that Hummet entered into a conspir

acy to procure perjured evidence. For

ner Supreme Court Justice Edgar L.

charge of conspiracy in the same case

divorce obtained by Mrs. Clemence Dudge against Charles F. Bodge. After

The real object of the desire to ob-

date the marriage of Mrs. Dodge and

Moree. Why it was sought to invali-

date this marriage has never been def-

initely learned, but the most persist-

ent reasons assigned were that a de-

(Continued on Page Seven.)

Contributed

Comptroller of Currency Says Re-

(By the Associated Press.)

banking and steamship affairs.

church.

tificate of the decree.

Minor Instances.

purposes since 1891.

The exceptional reports showing

the directors of the bank to the mat-

ter and to require them to cause a

restoration to be made of the amount

Bittee of that Church.

BODGE-MORSE CASE GOVERNMENT'S POLICY MUST, HOLD BIG FUNDS

Members of Witte's Cabinet Deug That Government is on lath of Reaction-Ministry Only a Stop Gap to Transfer the Power Into Hands of National Assembly.

(By the Associated Press.) St. Petereburg, Tuesday, Dec. 12 (Moraing), via, Edythulnes, East Prussia, Dec. 13,- The restoration of

out of the sensational Dodge-Morae di hours. Before midnight it was reported pany that the cable was cut and that dispatenes must again be forwarded by courier via the German frontier.

Nevertheless the outlook is clear The conspiracy and perjury charges ing. The government is breathing cash dividends credited to policyhold were made after an investigation by freer with a fighting chance that ers in the industrial department in 1994 District Attorney Jerome of allegations Premier Witte will yet be able to amounted to \$551,000 that the courts had been made use of steer his way through the rocks in an improper manner in an effort to which beset his path. The threat of procure an annulment of the decree of future has disappeared, and the telethis divorce Mrs. Dodge was married graph strike, not being supported, is to Charles W. Morse, a capitalist of going to pieces in spite of the wild this city, who is very prominent in appeals of the union to stand firm.

At Moscow the Ge-up remains complete, but at many other places comtain an annulment of the Dodge di- munication has been reopened, alvorce was said to be to thereby invali- though in a precarious fashion, as the employes of both the telegraph tial Company in premiums since its or-

character of invalidity instead of a di-vorce was desired in order that another marriage might take place with a wealthy member of the Roman Cath-olic church under the rites of that other projects and other projects and other projects and lack of preparation for a decisive struggle, have carried the day over Hummel appeared in the proceedings as attorney for Charles F. Dodge, and easily convinced the majority that it presented a claim by Dodge that he would be an irretrievable blunder to never was properly served with the summons in Mrs. Dodge's suit; that he was not represented by counsel at the supreme instrument for forging a policyholders. free nation by using it for a minor trial, and that he knew nothing of the

of private individuals. In registering this decision they Former Justice Fursman then came placed themselves on record "to continue the organization and equip nent of the fighting legions which he old president (Krustaleff) bement of the fighting legions which gan," thus virtually furnishing the government with evidence confirming its charges that articles 102 and 126 Only One or Two Small Banks of the criminal code, prohibiting participation in associations, the object of the criminal code, prohibiting parof which is armed revolt and the punishment of which is death, have been violated by the strikers' head organization.

It is likely, however, that the government, in order to discount atports of Examiners Show no Contempts to heroize M. Krustaleff, will tributions for Political Purposes simply charge him with the misap-Since 1891, Except in One or Two propriation of the funds of the workmen in using them in founding a socialist paper, which the government claims can be substantiated.

The Workmen's Council yesterday the release of M. Krustaleff. Later the workmen's delegates called on Procurator Kamispansky and demanded his release, but the procuralution calling for information as to tor refused bluntly, saying that the the revelations of bank inspectors regarding contributions made by the spokesman of the delegation renational banks for campaign pur- plied:

"Then we will declare a general strike." The Comptroller says that there "I will not release him if the whole are about 100,000 such reports on world strikes," answered the procura-

file, and that while he cannot, with-M. Krustaleff is understood to be imprisoned in the St. Peter and St. Paul fortress, in order, it is explained, to prevent any possible attempt at rescue

which would only lead to bloodshed. The disappearance of the danger of general strike seems to insure the government a certain period in which to vindicate itself and demonstrate that it is striving to release the new order of things, and if, as its friends hope, it will be able to show this by deeds it will cut away public sympathy about three years ago when a frand From the projets rist and place the of mine invented a candy slot ma-Workmen's organizations, when the chine," Smith said. "I borrowed time comes for a strike, in the atti- \$200 from the money lenders and gle to overthrow the government and

establish a Democratic republic. The members of Count Witte's cabinet distinctly deny that the government has entered on the path of reaction, but they say that the present state of tried by the courts.

"If the government really enters on them would take many days, he said. (Concluded on Second Page.)

Meet Heavy Demands-Testimony Had Reference to Princial State-

(By the Associated Press.)

un industrial insurance by his cum-It shows the payment in 1904. of \$88,000 of "additional benefit" pay-

The total industrial death claims salaries as he may deem proper, subpaid in 1904 were \$8.637,000 and the ject only to control by Congress.

that in the last five years the record a general strike in the immediate of the company's industrial department was Received in premiums, \$110,449,-373; paid out to policyholders, \$39,240, 948, \$34,598,000 of this was for death claims, \$2,046,729 in cash surrender values and \$2,595.571 in dividends. Of the amount of cash surrender

values paid, Mr. Gore said \$1,909,000 was in paid up insurance. The amount paid into the Pruden-

and postal services who were dis-charged by wholesale for refusing to 000,000. In the same time its earnings work are cutting the wires wherever apart from premiums, he said, are \$19,-500,000. It paid to policyholders in that time about \$92,000,000 and its expenses apart from the amounts paids to polleyholders have been \$130,000,000. The assets of the company at the end, tive session. of 1904 were \$88,511,965, and its liabili-

ties, including reserve, \$75,187,108. Of the hot-headed strikers, and have the present surplus of \$12,324,847, witness said \$2,000,000 is capital stock. He said that over ninety per cent. of the prostitute what they regard as the remainder is held to pay dividends to respectively from Bradford and Nor-

matter until he was served with a cer. issue like redressing the grievances in this company is still in the experi- the steel floating drydock Dewey mental stage and that the company re- from that point for Olongapo. garded it necessary to hold large funds to meet possible heavy demands.

Confidential Book - Keeper **Forged and Stole**

(By the Associated Press.) sent a demand to Count Witte for Smith, for 12 years confidential book- giving free transportation to emkeeper for the Robert Stevenson ployes of the same company. Drug Company, was arrested here to-day for forgery.

case must be tried in court. To this taken almost \$3,000 from the funds of the company in less than a year, little or none of it was spent on himself, as was evinced by his appearance when arrested. His clothing was old and worn.

> "The money all went to the loan sharks," he said. "They kept threatening to garnishee my wages, the late John H. Mitchell as United and I knew if that happened I would States Senator from Oregon. lose my job and be able to do nothing for the children."

Smith lived with his wife and two children in a cottage.

"My first false step was taken tude of deliberately provoking a strug- signed a note for \$350, which he borrowed to put the machine on the market. Well, it fell through. I lost my \$200, my friend disappeared and I was at the mercy of the money lenders. All the money I took was anarchy cannot go on. People amen- paid to them. I did not get any of able to the laws will be arrested and it, neither did my wife and children. "I shall make a clean breast of it,"

said Smith. "I guess I can do my the path of reaction," said one of the family as much good while in the ministers to-day, "it must end in a penitentiary as I have in the last

TO AEOLISH COMMISSION

(By the Associated Press.)

Washington, Dec. 12.-A bill aboltabing the lathmian Canal Commission was introduced to-day by Representative Mann, of Hillnois. In H | 11 Industrial Insurance in This Country, discretion is given the President to He Says, is in an Experimental put the work of building the canal Stage, Funds Being Needed to under any one of the executive departments and also to operate the Panama Hallroad through the same means. It requires an itemized at Referred to Pers counting of all expenditures to be laid annually before Congress, that future expenditures may be made New York, Dec. 18 - John K. Gore, only in accordance with specific apectuary of the Prudential Insurance propriations made upon detail esticompany of America, was first called thate submitted in the same manner cable communication with points to the witness stand in the life insur- as from other departments of the abroad yesterday lasted only a few ance investigation to-day. He sub- government it repeals so much of mitted a statement of dividends paid the Spooner act as provides for the appointment of the Isthmiss Canal Commission and leaves the President able in case of death of the insured free to select such persons and emfive years after the issue of the policy. play such methods and to fix such

A statement Mr. Hughes read showed COMMITTEE ADOPTS

(By: the Associated Press.) Washington, Dec. 11-Mr. Allison, from the committee on appropriations. reported to the Senate to-day the bill making an appropriation for the Panhe would ask the Senate to take it up said he would recognise him as to-morrow. He said that the committee was of the opinion that \$11,000,000 would be sufficient for present purposes, and that the amount had been left as fixed by the House

The Senate at 17.45 went into execu-

Perparing for the Trip. (By the Associated Press.)

Washington, Dec. 13 .- The colliers Brutus and Caesar have sailed folk for Solomon's Island prepara-Mr. Gore said industrial insurance lory to sailing in a few days with

The Glacier, which is to lead the to-day from New York for Solomon's two sections. The committee added Island, in Chesapeake Bay, and the sections, tug Potomac, which is the fourth vessel of this unusual towing squadron. will sail from Norfolk for the same point to-day or to-morrow.

RAILROAD MEN ARE INDICTED.

(By the Associated Press.) Chicago, Dec. 13.-The Federal Borrowed \$200 from Money Lenders grand jury has returned indictments to Invest in Candy Slot Machine against the Chicago & Alton Railand Signed Note for Friend-At road Company; John M. Faithorn, Mercy of Sharks for Three Years, former vice president of the company, and J. A. Wann, former general freight agent, for alleged granting of rebates to the packing firm of Chicago, Dec. 13.—William J. Schwarzschild & Sulzberger, and

Although it is alleged he had DEMOCRAT TO SUCCEED MITCHELL

(By the Associated Press.) Salem, Ore., Dec. 13.-Governor George E. Chamberlain to-day announced the appointment of John M. Gearin, of Portland, to succeed

The Governor's appointee will be the first Democratic senator Oregon signment, but he can't do it. He th has had since 1878.

ARRAIGNED FOR MURDER.

(Special to The Evening Times.)

Warrenton, N. C., Dec. 13.-In the Superior Court to-day, Sam Star, col-ored submitted to a verdict of man-(Concluded on Third Page.) slaughter for killing Joe Stearns. Sentence has not been pronounced.

Garfield Hicks and Burton Garrell

were arraigned for the murder of Mr. W. G. King. The greater part of the das was passed in securing a jury. lynched. There is no danger now.

icarst Mer

moval an Act Us Aspersion on His Cl

Dec. Washington, reference of the annual President Roosevelt was n House to-day according rested.

The question of Federal control of in surance was assigned to the Oc Ways and Means. What was done with that weight

subject of election expenses?
Mr. Cockran, (N. Y.) it went to the circumstance of President, Vice-President, replied his

Mr. Lamar, (Fla.), was recos and reverted to the question of mittee appointments he had refe

on Monday. Mr. Williams, the minority leader, at once left his seat and took up a p near Mr. Lamar. Speaking of the b party leader, but not personally, on his part."

He stated that he did not agree with Mr. William that Republicans would enjoy personalities between Demoto the personal debate of last between Mr. Sullivan, (Mass.), Mr. Hearst, (N. Y.) At that tim charged, the minority leader and no objection to the procedure.

Mr. Lamar reverted to the great portance of railroad rate 1 and reviewed the action of the House at the last session, which included voting down the Davey bill, proposed by the minority. The Davey bill, he said. had first been adopted by a De towing squadron, is expected to sail caucus. The bill then contained but

> Even after these sections had been added, he still thought and would con tinue to think the Hearst bill supe The minority leader, he said, was forced to amend the Davey bill on the floor of the House or see it go out to the country in an imperfect condition.
> If that caucus was binding, then he he challenged the minority leader to amended it.

He conceded that the minority leader should have power to make committee removals as well as appointments, he must exercise that power in the face of moral obligation and a reasonable ness. He reviewed the fact that he had voted for Mr. Williams as leader, "and sustained him when his party turned him down on the Miles amend-

ment that he considered his removal from the Commerce Commission an act untenable and an aspersion upon his private character. He secured the reading of correspondence on the matter between himself and Mr. Williams. Mr. Lamar said it had gone to the country through the press that the minority leader would not tolerate follow-

Mr. Lamar concluded with the state-

Mr. Williams' Reply. Mr. Williams was at once recognized to reply. "I am," he said, "about to perform a very unpleasant duty, and one the wisdom of which I have doubts.

"The gentleman takes hims seriously. He thinks he can make a national issue out of a committee as he was removed but he was not. There was ro committee,"

Mr. Williams asked if he would not have been lacking in moral courage and in every essential of a floor leader if he had made up a minority n ship of the commerce commission which would have been divided four to two on the question of railroad rates Long applause followed the statemen

STRUCK TO DEATH BY FREIGHT TRAIN

High Point, N. C., Dec. 13 .las was passed in securing a jury.

It will be remembered that Hicks and riding on a local freight, was struck Garrell were sent to Raielgh soon after the killing to save them from being lynched. There is no danger now. the head and knocked several feet.