

Governor Withdraws From the White Case

(Continued from First Page.) take another position unless it was shown that I was absolutely in the wrong, and I strongly believe that these men ought to be pardoned.

Governor Glenn: "You can see our position in this case. I do not know whether the petition asks for absolute or conditional pardon. I will have nothing more to do with the case. Here are the letters referred to as being on file here. I give them to you, consider the case fairly, make your decision and it shall be carried out by me as governor of the state, for having referred the matter to you, as my advisory board, I will adopt your decision in the matter."

The hearing was then begun, with Col. J. Bryan Grimes presiding, and Superintendent Joyner, State Auditor Dixon, sitting with him, as the council of state.

In Behalf of the Whites. Mr. Stickley, on behalf of the Whites, first addressed the council of State, and said he had not been connected with the case until he had come to Raleigh as a member of the legislature. The speaker declared that Governor Glenn had been very kind to them, and the people of Cabarrus county appreciated it.

He said the two Whites come of a family that had been prominent in their section of the state since before the revolution and were of an honorable and God-fearing family, and never before had anything appeared on the criminal docket of that county against any member of the family.

In a most touching manner did the speaker refer to the wives and the mother of the two men now confined in the state penitentiary, and then read the petition.

The time of the murder and the facts connected with it were set forth; the letter was read from the mother of Annie White, the girl, Russell Sherrill was alleged to have ruined, and which was written to Thomas White. It breathed the sorrow of a mother who had learned of her child's ruin and was extremely touching. It was after receiving this letter that the brothers left Concord for the home of Russell Sherrill, who lived at Mt. Ulla, eighteen miles from Salisbury.

Various letters were read from prominent public men, lawyers, physicians, business men, and a petition was presented which had been signed by leading citizens all over the state.

Opposed the Pardon. Mr. T. C. Linn made a strong argument against granting the pardon, and declared that the public never knew all the evidence in the case; they never heard the side of Sherrill. He mentioned the fact, and laid stress on it, that the case was continued for several terms on the ground that Annie White could not be present, and when the trial did take place she was not placed upon the stand, although she was in the town of Salisbury. He hoped the council of state would go into the testimony, would get all the facts as brought out before the jury, and after hearing it the jury returned a verdict of guilty, and when carried to the supreme court the decision of the lower court was affirmed.

The speaker told of the early life of young Sherrill, and said he was known the country round for his chivalry—a young man of noble character and the son of a brave Confederate soldier. He also told of and pictured the scene on the morning that Russell Sherrill was killed, at times his words being very pathetic.

Mr. Linn said that the mother of Sherrill and the state only asked for justice. The speaker declared that he had never known of an instance where a lighter sentence had been given when the defendant was found guilty of such an offense. Before closing, Mr. Linn again asked that the council of state go over all of the testimony as produced at the trial before rendering their decision.

Punishment Has Been Sufficient. Judge Montgomery spoke in a most feeling manner in regard to the two young men who are now serving a term in the state prison; of their awful humiliation, the wearers of convict stripes and coming of a family who for a century and over in the state of North Carolina had borne a reputation of the highest honor, and never once had a member of the family been indicted for any criminal offense whatever. He thought the punishment had been more, far more, than ample.

The speaker said the Whites were not men of wealth, but were poor young men, and all of the influence they had come about by their upright manner of living, having gained the confidence of those in the community where they resided. "Is not that something to a man's credit?" Judge Montgomery asked.

He told what a fearful blow it was

CATARRH PREPARES THE SYSTEM FOR CONSUMPTION

While Catarrh in its first stages usually affects the head, it does not stop there if the trouble is allowed to continue. The contracting of a cold is generally the commencement of the unpleasant symptoms of ringing noises in the ears, nose stopped up, mucus dripping back into the throat, hawking and spitting, etc. The inner skin or mucous membrane of the body becomes inflamed and secretes an unhealthy matter which is absorbed into the blood, and Catarrh becomes a serious and dangerous blood disease. Every day the blood becomes more heavily loaded with these poisonous secretions, and as the poisoned blood constantly passes through the lungs they become diseased, and often Catarrh terminates in Consumption. Sprays, washes, inhalations and such treatment do no real good, because they do not reach the poison-laden blood, where the real trouble lies. The only way to cure Catarrh is to purify and build up the blood. S. S. S. has been proven the remedy best suited for this purpose. It goes down to the very bottom of the trouble and removes every trace of impurity from the circulation. It freshens this life stream and, as this healthy blood goes to every nook and corner of the system, Catarrh is driven out and a lasting cure made. The inflamed membranes and tissues heal, the secretions cease, the head is cleared and the entire system renovated and put in good condition by the use of S. S. S. Write for free book which contains valuable information about Catarrh and ask for any special medical advice you desire, without charge.

S. S. S. PURELY VEGETABLE

THE SWIFT SPECIFIC CO., ATLANTA, GA.

to their wives, and how horrible had been their degradation during the two years that the brothers had been in the penitentiary; of how broken-hearted they were, and that Mrs. Thomas White went to South Carolina to teach school in order to make a living, but her health had failed and she had to stop. Judge Montgomery said that the wife of Chalmers White was the great-niece of Commodore Maury, of Virginia, and came of a distinguished family, and that the wife of Thomas White came of a family that had taken a prominent part in the revolution and also the civil war. This fact, he said, was not mentioned because any special consideration should be given because of their ancestry, but to show how terrible the punishment had been to those concerned, and how awful the degradation.

It was during his speech that an affidavit was produced and which had been made by a man from Statesville by the name of Turner. The affidavit set forth the fact that Turner stayed in the room prior to the time of the killing and in the adjoining room was Russell Sherrill and another man; that he overheard a conversation of Russell Sherrill in which he said that he had something to do with a "girl up the road," and his language was such that he believed before that the girl was pure and innocent.

"Russell Sherrill may not have ruined Annie White," said the speaker, "but he ruined some 'girl up the road.'"

The closing remarks of Judge Montgomery were pathetic in the extreme.

Kept Silent for Two Years. At the conclusion of Judge Montgomery's remarks, Mr. Linn arose and started to address the council of state, but was interrupted by Judge Montgomery, who said he thought those appearing in favor of granting the pardon had the conclusion. Mr. Linn replied that such was the understanding, but he had brought out the matter when he introduced the affidavit; that he knew nothing of it before, and desired to reply. This was granted by the council of state.

Mr. Linn declared that he had kept silent for two years; that at the trial, although the attorneys for the prosecution had certain evidence they could have used, they kept silent, but now that the character of Russell Sherrill had been assailed by the affidavit produced, tending to show that he went around seducing innocent girls, that he would keep silent no longer, and proceeded to produce four subpoenas, reading the name on each, and said that the parties would have gone upon the stand and sworn they had something to do with the girl who it was alleged Russell Sherrill ruined; that he furthermore had in his possession certain letters that he would not make public, but that if the council of state so desired, they could request the governor to show them the letters. The letters, he stated, were written by Annie White to another girl.

This ended the discussion, and the council of state said they would take the evidence in the case and go over it, but did not care to have either the affidavit or subpoenas which had been read by attorneys.

Case of Great Interest. It will probably be some days before the council of state renders any decision in the matter, for there is a vast amount of testimony which was taken in the lower court.

Mr. Hayden Clement, assistant attorney general, will not sit with the council of state, but will give them any legal advice that they may desire.

Worked Like a Charm.

Mr. D. N. Walker, editor of that enterprising journal, the Enterprise, Louisa, Va., says: "I ran a nail in my foot last week and at once applied Buckner's Arnica Salve. No inflammation followed; the salve simply healed the wound. Healed every sore, burn and skin disease. Guaranteed at all druggists. 25 cents."

FEVER ATTACKS THE FAMILIAR

(By Leased Wire to The Times.) Shanghai, March 27.—The latest reports from the famine-stricken districts show that the distress has been rendered more acute by fever and heavy rains.

LARGE DAY'S SALES OF BATTLE AXE SHOES.

The already widely known and famous reputation of Richmond as a shoe market is being considerably enhanced by the record-breaking sales of the Stephen Putney Shoe Company. Yesterday's receipts of orders was a ton-notcher with this enterprising concern, and reflect great credit on the hustling energy of their large body of salesmen. The road orders received yesterday for Battle Axe Shoes aggregated \$59,598, the largest single day's receipts of orders in the history of the business of the company. This was exclusive of the mail orders received, which amounted to several thousand dollars more.

Richmond can well feel proud of the success of this great shoe house, whose famous product is known far and wide through extensive advertising. The high appreciation of a satisfied public is substantially demonstrated in the wonderful increase in sales of Battle Axe shoes, and that Richmond's fame as a shoe market is growing is not to be wondered at, when a single day's receipts of orders of one house aggregated the wonderful amount above mentioned.—Richmond Times-Dispatch.

EASTER MUSIC.

Fin Program Being Prepared by the Various Church Choirs.

The Easter music in the churches of Raleigh next Sunday will be especially fine.

As the great festival falls on an early date this year, it is probable that the weather may be a little cool for the ideal Easter Sunday in this latitude. However, the transcendent event which the day commemorates will be the uppermost thought among Christian people—indeed, among all people, as the Easter message appeals to all.

Various church choirs in Raleigh have been practicing the music for the Easter celebration for many weeks, and very elaborate and beautiful selections will be rendered, in many cases with the accompaniment of stringed instruments.

CORNELL VICTOR OVER TRINITY

(Special Cable to The Times.) Trinity College, N. C., March 27.—Trinity lost to Cornell yesterday afternoon by a score of 1 to 0 in a twelve-inning game. From start to finish it was a very exciting game, and both teams did splendid work.

R. H. E. Trinity . . . . . 0 6 2 Cornell . . . . . 1 3 1 Batteries: Trinity—Webb and Wrenn; Cornell—Lovejoy and Hastings. Struck out—by Webb, 8; by Lovejoy, 10.

MR. W. R. GREEN DIED IN LOUISBURG LAST NIGHT.

(Special to The Evening Times.) Louisburg, N. C., March 27.—W. R. Green died last night at 11:30. He had been a victim of locomotor ataxia for several years and his last illness came Saturday night. The funeral takes place this afternoon at 4 o'clock.

Eva Tanguary is to go into vaudeville.

DEFEND THE HOMES

The Wise Will Have Ready Vick's Croup and Pneumonia Salve, Also Grippe Knockers, 25c.

At all druggists or mailed by L. RICHARDSON, Mfg. Chemist, Greensboro, N. C.

CASE AGAIN CONTINUED 'Twas Set for Trial on Saturday, April Sixth

Attorneys for Defense Made Plea That They Had Several Murder Cases in Superior Court This Week—Prediction May Not Come True That Case Will Never Be Tried.

Saturday afternoon, April 6th, at 3:30 o'clock, is the time now set for the trial of Emily Jones and Mary Edwards, the two negro women who are charged with conducting an assignation house on West Edenton street and within a block of one of the nicest residential sections of the city. The continuance was granted on the plea of Col. J. C. L. Harris and Col. Argo that they had two murder trials in superior court this week, one being set for today, and if they were forced into trial they would be in no condition to serve their clients in the superior court, and as a matter of courtesy they asked that the case be continued, declaring that the state could in no way suffer by the continuance, whereas others might have to suffer if the case was gone into. The continuance was granted by Justice of the Peace Yearby, for the case had been removed from Justice of the Peace Separak.

It developed during the course of argument that the women were to be charged with having conducted a house of ill repute yesterday in utter defiance of the law when under indictment. There are quite a number of people who have expressed themselves as not believing that the case would ever be tried, but it looks like it will be tried some time, although this is already the third continuance.

When the court was called to order a few minutes after six o'clock yesterday there was an enormous crowd around and in the office of Mr. Separak. After looking at the warrant very intently for several minutes the attorneys laid it upon the justice's desk and at the same time an affidavit for removal. In taking the affidavit Justice of the Peace Separak said he was going to remove the case to Justice Yearby and would ask that he try the case at once. This angered Col. Harris, who stated that if he sat in a case and a defendant made an affidavit that justice could not be had that he would remove the case at once and have no desire to hear it. Justice Separak took exception to the remark of Col. Harris, declaring that his words intimated that a person did not get justice in his court and he wanted it understood that those tried in his court did get justice. Col. Harris disclaimed any intention of reflecting upon Justice Separak. After a few warm words, Justice Separak having told Col. Harris that he would have to hush, Col. Harris said: "If you don't like what I say lump it." The reply of the court was, "And if you don't like what I say, lump it; you can't bulldoze me, and mustn't talk that way." Both the attorney and court seemed rather angry, and Col. Harris emphasized his remarks by pounding upon the table with his fist.

It was after this little affair that the order of removal was made by the court, and about fifteen minutes later Justice Yearby arrived and the trial was resumed.

Col. Harris argued at some length in regard to a continuance, setting forth the reasons named above, and in the course of his remarks made several intimations as to why the women were arrested just at this time. Col. Argo also explained in regard to the number of cases they had in court and that the lives of two men were in the balance and that Col. Harris and himself represented them. He said the effort to carry the proceeding on in such haste seemed to be that of a semi-political and fanatical wave that was sweeping over the country.

Mr. William B. Jones, who appeared on behalf of the state, argued that the principal reason why the case should not be continued was the fact that the grand jury would probably adjourn today and the case, if the women were bound over, could not be reached before next July. He furthermore declared that between forty and fifty witnesses had been summoned and it would not only be difficult but a great hardship on the witnesses to have them all come again, and some of them were out of the city quite a good deal. Mr. Jones declared that the women continue to maintain a bawdy house, and that it was used for such purpose yesterday. In justice to the people who live in that section of the city he thought the case should be tried. He made a very strong argument against the continuance.

After hearing all of the argument Justice Yearby said in view of the fact that the attorneys for the defendants had to appear in two murder cases in the superior court this week, he was not willing to go on with the trial, so the case was set for the day named above.

THIRD MAN TO VANISH Swallowed up in Fastnesses of Black Mountains

Search for Harry Kent Abandoned. Edward Wentz, the First to Disappear in the Sinister Depths of Those Crime-Haunted Hills.

(By Leased Wire to The Times.) Bristol, Va., March 27.—Search for Harry E. Kent, the young civil engineer who mysteriously disappeared in the Black Mountains January 26, has been abandoned, and the theory that the young man met a fate similar to that which befell Edward L. Wentz, the young Philadelphia millionaire, some years ago, is commonly accepted.

Kent is the third person since Wentz to mysteriously disappear in the Black Mountain near this spot, and Kent was last seen close to where Wentz's body was found six months after he disappeared. Young Kent had just received his month's wages, and left the camp of the corps, which was locating a line for the South & Western Railway through Wise county, late on the evening of January 26, remarking that he was going up the mountain about a mile to pay his washwoman, and would be back in time for supper. He wore his working clothes and has never been heard from since, though the detectives have exhausted themselves in an effort to clear up the mystery or find some clue.

Young Kent had about a month's salary on him, and left a large amount of personal goods. It is believed he was robbed and murdered by the moonshiners that infest the mountains, where money is valued above human life.

A Fight Today at the Capitol

(Continued From First Page.)

The Whites and that the attorneys had prepared the case and the affidavit was a part of the case and had been read in the hearing and he had a right to use it; that the attorneys had nothing whatever to do with what was placed in the paper. Assistant Attorney General Clement expressed himself as not believing that the affidavit and other facts should be published. Col. Means then turned to Mr. Britton and said: "You have the opinion of the assistant attorney general in the matter, and should be guided by what such men think."

"The attorney general has nothing whatever to do with this matter," replied Mr. Britton, "or what I put in the newspaper that I represent."

At this juncture Assistant Attorney General Clement stepped forward and, leaning towards Mr. Britton, said: "If you publish those facts you are no gentleman, a cur and a dog."

Mr. Britton quickly laid the papers he had in his hand on the desk by him and rushed at Mr. Clement, but just as they got together Col. Arrington rushed in between them. Col. Means called out, "I want to say the same thing about you if you publish these facts," but by this time Col. Arrington had the crowd moving towards the door and no further trouble ensued.

SELECTING JURY IN JONES CASE

The trial against Arthur Hodge, the young white man who killed Clyde H. Jones, whom he declared was his friend, on the 8th day of last December, was to have begun in the superior court this morning, but owing to the fact that it will take several days to dispose of the case, Judge Jones decided not to take it up until 3 o'clock this afternoon, and in the meantime dispose of several trivial cases which were on the docket.

It will be remembered that the shooting occurred late one evening at the corner of Wilmington and Martin streets, and Hodge claimed that he was showing the pistol to Jones and it was accidentally discharged. One circumstance, that many think looks bad for Hodge and will go against him, is the fact that after the shooting he took to his heels, and it was not until after a chase that he was arrested.

Hodge has able counsel to represent him, and it is said that they have ample evidence to show that the shooting was accidental.

CARNEGIE BIDS THEM BEWARE

(By Leased Wire to The Times.) Washington, March 27.—Andrew Carnegie, with a message of cheer to President Roosevelt, went to the white house this morning, having been invited to lunch with the president and Vice President Fairbanks at 1 o'clock.

The ironmaster and friend of the president gave out a most emphatic statement of his belief that the president is the real conservative in the present condition of the country's finances and of government relations to the railroads, and he uttered a solemn warning, not only that the president is asking only what is right of great corporate interests, but that if the managers of railroads do not accept his easy and reasonable conditions, they may expect that more radical men will arise to apply more rigorous measures, with the possibility of real disaster.

CRISIS IN THE WAR REACHED

(By Leased Wire to The Times.)

Washington, March 27.—That the crisis in the war between Honduras and Nicaragua has been reached is recognized by state department officials, as well as Central American diplomats here, and the question has now arisen as to whether this country and Mexico can prevent a threatened coalition between the other three Central American republics to come to the rescue of President Bonilla in a concerted attempt to crush Zelaya once and for all before he augments his political and military strength to the extent of menacing them as well as Honduras and San Salvador.

Both the United States and Mexico have despaired in their continued attempts to have President Zelaya listen to their overtures for arbitration. "We have knocked repeatedly at the department at Managua and are still knocking but so far President Zelaya has not opened it to us," said a diplomatic official today. "The psychological moment has not arrived for armed intervention, and I cannot say it will arrive, unless all the Central American republics should become involved. This is not at all unlikely, and it is just what we are endeavoring to forestall at this moment."



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It cleanses the system, builds one up to the strengthening point required to battle with the weakening spring months, at which time so many diseases take hold.

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On either real or personal security in Wake County. H. F. MONTAGUE, 18 and 19 Pullen Building, Raleigh, N. C.

MONEY TO LEND

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FEVER ATTACKS THE FAMILIAR THE FAMILIAR (By Leased Wire to The Times.) Shanghai, March 27.—The latest reports from the famine-stricken districts show that the distress has been rendered more acute by fever and heavy rains.

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