**JUDGE** LONG

Force

Some of the Cases.

day, and explained to the grand jury

view of the fact that Raleigh is the capital of the state, and also in view

Judge Long told the jury that they

would probably be called upon to de-

cide in regard to five homicides at this

"Murder in the first degree is where

it is done with intention or delibera-

tion, or by waylaying or by poisoning.

He defined murder in the first and

Since 1905 there have been othe

crimes placed on the statute books by the legislature. The last general as-sembly, March 4, 1907, passed an act

providing for the separation of pris-

oners suffering with tuberculosis from

other prisoners. He commanded the

grand jury to look into this matter and

ascertain whether or not this ordi-

The judge told of an incident that

occurred in the presence of Judge Gib-son a long time ago. Two highly re-

spected gentlemen engaged in a fight

before Judge Gibson's eyes, and he re-

ported them to the solicitor. Although

pay a heavy penalty. The only time

Judge Long attempted to get up evi-

faced youth asked him for a match.

Then Judge Long tried to find out who

The Criminal Railroads.

On his way to Raleigh, Judge Long

was one time when a sallow-

second degrees, and manslaughter.

of the extremely hot weather.

"What is murder?"

nance is being upheld.

sold the lad cigarettes

session

with malice.

THE RALEIGH EVENING TIMES: MONDAY, JULY 8, 1907.

A

will be a war soon between the United Roosevelt will suffer his first loss of

"War between Japan and the United senate inquiry into the Brownsville

"More battleships should be built at matter will be a compromise that will

once. Even now it may be too late to be approved by the president and the

avert a disastrous sea collision with Ohio senator to the end that the negr

East, but that should not deter our was so accentuated by the unfortunate

government from maintaining a firm incident, will be given a lasting

the Rough Rider Hard

The Committee Will Make No Direct

Charge That the Negroes Shot Up

Brownsville and Will Seek to Re-

open a Way for Their Readmis-

gion Into the United States Army

(By Leased Wire to The Times.)

Washington, D. C., July 8.-Presiden

a trick in the great game of politics

and administration as a result of the

matter. Senator Foraker, of Ohio, will

sible benefit and the racial issue, which

uphold President Roosevelt's course it all particulars and will pave the way

for the discharged colored soldiers to

re-enter the army. This much has been disclosed at this

time from a study and analysis of the

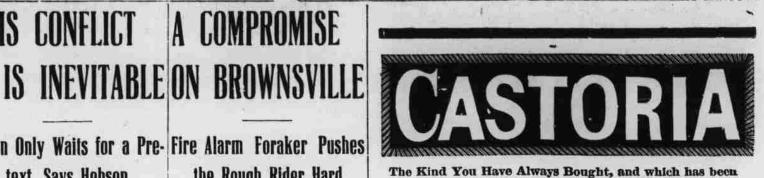
brought out clearly in the final repor-

by that committee. Senator Forake

hearings before the senate committeon military affairs, and it will be

A CERTAIN SAFE THIS CONFLICT

TREATMENT



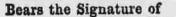
in use for over 30 years, has borne the signature of

and has been made under his per-Chart Hitcher. sonal supervision since its infancy. Allow no one to deceive you in this. All Counterfeits, Imitations and "Just-as-good" are but Experiments that trifle with and endanger the hea'th of Infants and Children-Experience against Experiment.

### What is CASTORIA

Castoria is a harmless substitute for Cartor Oil, Paregoric, Drops and Soothing Syrups. It is Pleasant. It contains neither Opium, Morphine nor other Narcotic substance. Its age is its guarantee. It destroys Worms and allays Feverishness. It cures Diarrhoea and Wind Colic. It relieves Teething Troubles, cures Constipation and Flatulency. It assimilates the Food, regulates the Stomach and Bowels, giving healthy and natural sleep. The Children's Panacea-The Mother's Friend,

GENUINE CASTORIA ALWAYS





The Kind You Have Always Bought In Use For Over 30 Years. THE CENTAUR COMPANY. TY MURRAY STREET, NEW YORK CITY.

# **KEEP COOL!**

Buy a Berustein Iron Bed

and a

Royal Elastic Felt Mat'ress

and put over the Bed a

PERFECTION CANOPY.

Cool, Comfortable,

No Flies, or Mosquitoes

## Royall & Borden Furniture Co.

Even if mercury and potash could cure Contagious Blood Poison the condition in which these strong minerals leave the system would make the "cure worse than the disease." But they cannot cure the vile disorder; they can only cover up the symptoms for awhile or mask the disease in the system, but as soon as the treatment is left off the hideous symptoms return. Mercury and potash eat out the delicate lining of the stomach and Japan Only Waits for a Pre- Fire Alarm Foraker Pushes Says it is Effective and in bowels, produce chronic dyspepsia by drying up the gastric juices, cause the teeth to decay, and often completely break down the constitution, and where they are used in large quantities, the bones become affected, while the disease for which one has so long taken this destructive treatment has not been cured. Contagious Blood Poison is a disease it will not do to trifle with. It is a vile, dangerous and destructive disorder. When the blood becomes infected with its virus the mouth and throat ulterate, hair and eye-brows come out, glands in the neck and groin swell, copper-colored spots SHE WILL DECLARE WAR AND BOTH SIDES YIELD **RAILROADS ARE LIABLE** appear on the flesh, and in severe cases sores break out on the body, the finger nails drop off and the sufferer is diseased from head to foot. S. S. S. In Opening Court Today Judge B. F. is the only known antidote for Contagions Blood Poison-the one remedy that is able to get to the root of the disease and force out every particle of Long Delivers Lengthy Charge, the poison so that there are never any signs of its return. It is purely Declaring That Railway Corporavegetable, made entirely from roots, herbs and barks of known curative tions Violating State Law Are Liavalue. Instead of leaving bad after-effects as some medicines do, S. S. S. tones up every part of the system and puts every part of the body in perfect ble to Criminal Action and In-

health. It will also remove any lingering effects of former mineral treatment structs Grand Jury to Reportwhile eradicating the poison from the circulation. Special book on the home treatment of this disease and any medical advice desired furnished free to all THE SWIFT SPECIFIC CO., ATLANTA, GA. who write. Judge B. F. Long convened Wake uperior court at 10:35 this morning

present, however. A gentleman close gunboat Yorktown, Acajutla, Salvawith his charge to the grand jury. He gave the history of the jury system by who heard this, said he is now in dor.

States is inevitable. Japan is only from its inception until the present favor of the law, but if it is found walting for a pretext on which to base reap a reward for his stand against Fourth division: Protected cruisto be a hardship he would be the first a declaration of war. That declara- the combined force of the administraer Albany in dock at Bremerton, the duties, etc., of that body. Judge in North Carolina to petition the legisthe duties, etc., of that occ., occurs in North Carbina or prevail. Has no making Long deplored the number of cases lature for the law's repeal. Has no mission to be tried at this term, especially in doubt but that it is the feeling Third tion may come at any moment. Our tion, headed by the fearless and agmaking ready to be placed in comnavy is inadequate to meet such an gressive leader in the white house emergency. The settlement of the Brownsvill-

(Philippines) squadron, Third throughout the state. "When one company obeys the law Rear Admiral Joseph N. Hemphill and another violates it, there is inccommanding, headquarters, Manila. quality. Suppose a hod carrier and Fifth division-Gunboats Rain-, the Japanese navy because of the dis- may thereby receive the greatest pos Governor Glenn and Chief Justice bow, Cavite: Concord, Chefoo; Hel- parity of fighting strength in the Far rying a concealed weapon. If I should ena, Shanghai, Wilmington, Chefoo, say to the hod carrier, you are humble

and have no influence, and I'll just Canton; El Cano, Hong Kong; Quigive you sixty days; and should say to ros and Villalobos, Yang Tse: Arathe governor and judge, you are prom- yat, Panay and Paragua, Philippines. ment and the heads of departments. Description of the Ships. and I'll fine you a penny and costs. That would be inequality.

by this Judge Long means that any four of the most powerful cruisers be taken advantage of by Japan as a about a more advanced step by Presi-law is subject to criminal action, and anywhere afloat. At the time they he has instructed the grand jury to were placed in commission, from report on the matter. The law is ef- two to three years ago, each was the opening of the next sesison of confective, he said, until set aside by the larger than most of the battleships gress to provide proper tribunal, which is the superior and the supreme courts of North Carotanooga and Galveston are also new lina, and the supreme court of the ships, but they are not armored

United States.

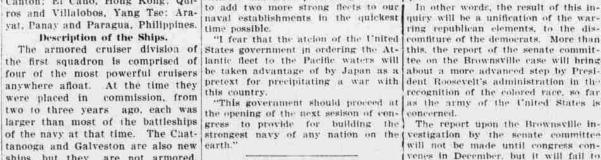
The Grand Jury.

The grand jury is composed of the son took the armored cruisers over Graham Haywood, ollowing men: Jas. Asheraft, J. H. Buffalo, a year ago last winter. The Cleve-J. R. Liles, W. L. Brooks, R. A. Allen, land and Denver were recently disthey were friends of his, he made them M. W. Buffalo, C. H. Moore, E. E. patched from Hampton Roads for Smith, William Heller, J. E. Jones, J. the Asiatic station and will arrive C. Ogburn, J. D. Watkins, J. R. King, under Admiral Dayton's flag within Henry Maynard and W. J. Beddingthe next week or ten days. It is semi-officially announced that

After the judge had delivered hts charge the petit jurors were sworn in they will supplant, early next fall, onvened again at 2:30 Bremerton for repairs and general

Some of the Cases. Besides over a hundred cases of overhauling.

saw the law violated-the rallroad rate bill passed by the last legisla-ture. He then read the act. Any railcompany violating any provision Today, the Charleston is the only maller importance, this term of court. of this act is liable in the sum of \$50% which will continue three weeks, will to the person aggrieved. Or any agent have to decide five homicide cases. upon conviction of this demeanor, shall The most important of all these is the tleship Nebraska, which was com- Pell, and George P. Pell, Esq;; three importance is the one against Rosa Johnson for the murder of her child, sea on forty-eight hours notice. She be fined or imprisoned. The act prohibits any railroad corporation from receiving more than two and one-quarter cents a mile. If it charges Johnson for the murder of her child, and another against Elvira Powell, an old negro, for complicity in the same cers and crew. It was decided some down of the same cers and crew. It was decided some down of the same cers and crew. It was decided some down of the same cers and crew. It was decided some down of the same cers and crew. It was decided some down of the same cers and crew. It was decided some more, it is guilty of a misdemeanor The agent that took from you more crine. The Everett Spence case, in time ago that the Nebraska would a sister, Mrs. Anna Pell, of Raleigh, which a young white man is charged be added to the Atlantic fleet, and The interment will take place in the than two and one-quarter cents a mile. if it came under your observation, is All of the cases, however, will hard-ly be tried at this term. Dr. and Mrs. when Captain R. F. Nicholson re-ceived preliminary orders recently Tuesday, at 10:30 where brief services fixed as it was before they were disliable to an indictment. You cannot escape your oath unless you indict. to take command of her, it was pre- will be held. Rowland's case in scheduled to come



attitude and from proceeding at once quietus.

text, Says Høbson

More Battleships Should be Built

at Once-Even Now it May be

Too Late to Avert a Disastrous

Sea Collision With the Japanese

Dallas, Texas, July 8 .- Congressman

Hobson of Alabama, believes there

In an interview

States and Japan.

here Mr. Hobson said:

(By Leased Wire to The Times.)

VIRGINIA C. PELL

Oxford, N. C., July 8.-Mrs. Virginia will not win on every point, but h

Pell, widow of Rev. William E. Pell, may be so well satisfied with the con who was once editor of the Raleigh clusions of the majority of the commit and the work of the court was taken the Raleigh and Clacinnati, which Christian Advocate and founder of the tee that he will make no minerity re up. Court adjourned at 1 o'clock and have been on that station several Raleigh Sentinel, died in this city this port. There are assurances also years and which will be brought to morning at 7 o'clock, aged seventy - President Roosevelt will be satisfied three years. She war for many years with this result.

The program as outlined, provides the oldest daughter of Walter J. Ram-First-The committee will make to say, a merchant in that city prior to direct charge in its report that the warship that remains to defend the the war. She leaves three sonst Dr. negro soldiers, individually or collect-Pacific coast, although the new bat- Robert P. Pell, Dr. Edward Leigh ively, shot up the town of Brownsville but will let the people draw their own onclusions from the testimony take in the case which will be printed and nade a part of the report. Second-the committee will recom mend the missage of a law by congress which will authorize the dis charged soldiers to re-enlist "without with killing a negro, Walter Chavis, when Captain R. F. Nicholson re- old city cometery in Raleigh tomorrow, prejudice" and their army status be honorably discharged, providing each

a resident of Raleigh, being born there,

They were sent to the Asiatic station shortly after Rear Admiral Brown-They were sent to the Asiatic station

(Special to The Evening Times.)

"I shall not encourage any man to bring suit against his neighbor to get before the grand jury Wednesday and money out of him, but after hearing most interest is centered in it.

field.

both sides of the question I will pass on it. But this railroad business is a criminal matter, and unless you act Rnsh the Ships to the Pacific Clark did the Oregon during the superior court has jurisdiction in this instance. There is no mystery about this matter at all, and until the rate law is set aside by the proper tribunal



it is the law of the land." He does Evans and the officers of the fleet not apprehend that any federal judge should have no trouble at all in goin the land would enjoin this court in ing to the Pacific its criminal action.

Sava people do not understand th WEAKNESS OF OUR NAVY relation which the railroads bear to IN WATERS OF PACIFIC. the state. One of the duties of the

state is to provide public thorough fares. In order to do this the state (By Leased Wire to The Times.) Washington, July 8 .- In connechas certain sovereign powers and can take land for its purposes. State has tion with the announced movemen the power to make every man that of the Atlantic fleet to the Pacific travels over the roads pay a toll. This coast to form, temporarily, at least, a greater Pacific fleet, the present The same principle that applies to weakness of the American navy in

Pacific coast and four armored cruis-

ers and six protected cruisers on the

completion, both at San Francisco

The Pacific Fleet.

The organization, disposition and

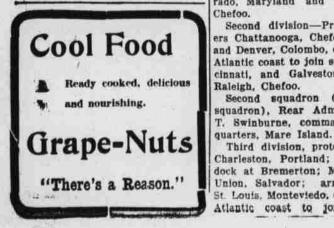
public thoroughfares appertains to the rallroads. The state can collect tolls the Pacifific is emphasized. The Paand freight. cific fleet as shown by a statement compiled by the navy department

"When the state grants to an individual or corporation a part of her today, consists of but one battleship sovereignty, she doesn't part with her and four protected cruisers on the proprietary interest. Exercising this proprietary power to control, to supervise-the common power-it is the duty of the state to see to it that no Asiatic station, aside from a number wrong shall be done to either the roads of gunboats which are obsolete for or the state. The legislature only has the most part, on the Philippine sta-power to do this in North Carolina tion. Aside from these, there are This is the law now until it is declared two new armored cruisers nearing invalid by competent tribunal, and the competent tribunal is in the first place the superior court of North Carolina: second, supreme court of North Caro lina; third, supreme court of the

is the right of eminent domain.

as follows United States. "The state has the twofold right to declare what the rate shall be, subject to the reversal by the courts, but quarters Chefoo. it is a law until this is done."

Heard president of a railway company say that he would obey the law declaring that it is a hardship just at



sumed he would have the honor of NO WRECK SOLUTION bringing the ship around the Horn as he did the Tacoma, when she was

FOUND IN STEEL TIES.

brand new, and he and Captain (By Leased Wire to The Times.) Pittsburg, Pa., July 8 .- Experi-

day of anxiety in Cuban awters. In- ments with steel ties, which were be stead of that Captain Nicholson will lieved to be the solution of the railhave the more appreciated distinc- road wreck question to a large extent, ton of commanding the first battlehave been abandoned by the Pennsyl ship of the greater Pacific fleet. He vania Railroad Company.

will be on that station to welcome The company's engineers who wer the fifteen other battleships that Ad- conducting the experiment have made miral Evans will take around next a report, in which they say that there fall. Captain Nicholson will leave is too much rigid surface to the loco-

Cotion his desk as second assistant in the motive in use to allow the steel ties bureau of navigation within the to be used; that there is not a partinext two weeks to join his ship. cle of "give" to the locomotive

GOVERNORS ON THE

(By Leased Wire to The Times.) sympathy with any proposition to send the Atlantic fleet to the Pacific coast to disrupt the amicable relations now existing between this country and Japan. To provoke trouble between the Americans and Japan would in my mind be the crime of the century.

(Signed) GOV. EDWARD C. STOKES.

Chicago, July 8 .- Japan should not egard the mobilizing of our own fleet in our own waters as a cause for complaint. I believe that friendly relations will not be disturbed.

strength of the Pacific fleet today is (Signed) GOV. C. S. DINEEN. New Orleans, July 8 .- Any nation Commander-in-chief, Rear Admiwith insular possessions in the Paral James H. Dayton, present head cific ocean as great as ours should maintain a battleship fleet for their First Asiatic squadron, first divis protection. I favor a fleet of large ion, armored cruisers, West Virproportions in both oceans. This ginia (Admiral's flagship), Colomovement is not a menace to Japan. rado, Maryland and Pennsylvania, and I believe the people are too prac-

tical to consider it such. Second division-Protected cruis-(Signed)

ers Chattanooga, Chefoo; Cleveland GOV. NEWTON C. BLANCHARD. and Denver, Colombo, en route from Topeka, Kan., July 8 .--- Our inter-Atlantic coast to join squadron; Cinests should be permanently protected. cinnati, and Galveston, Shanghai; regardless of the opinions of other nations. Japan has no more reason Second squadron (Pacific coas to object to our fleet in the Pacific squadron), Rear Admiral William than England had to its presence in

T. Swinburne, commanding; head- the Atlantic. (Signed) GOV. E. H. HOCH. Third division, protected cruisers Lincoln, Neb., July 8 .- I have full Charleston, Portland; Chicago, in confidence in the commander-in-chief dock at Bremerton; Milwaukee, La of the American navy. His judgment Union, Salvador; armored cruiser would be for the best. (Signed) GOV. G. L. SHELDON.

St. Louis, Monteviedo, en route from (Continued on Fifth Page.) Atlantic coast to join squadron:

make a statement that he did not participate in the shooting.

who desires to re-enlist, shall

#### COPPEDGE IS AGAIN MADE SUPERINTENDENT.

Rockingham, N. C., July 8 .- Mr. W. R. Coppedge has been elected superintendent of public instruction to succeed himself. The schools of the county are in excellent condition under the wise supervision of Mr. Coppedge, and he has made an excellent official.

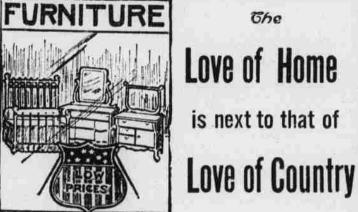
blooms are numerous throughout the county. A number of parties were in town with handsome stalks containing blooms during the wheels, save at the axles or center; \*eek that something must give when an

A farmers' institute for Richmond SENDING OF THE FLEET. engine is passing around a curve, and ounty will be held in Rockingham that the engine cannot be built to Tuesday, July 23rd. A woman's

create this resiliency, hence the track meeting will also be held. Trenton, N. J., July 8 .- I have no and the steel ties have to yield.



127 FAYETTEVILLE STREET, RALEIGH, N. C.



If you really love your home you will want to make it heautiful by fitting out the rooms with the right kind of furniture, especially when you have opportunity to buy it so cheap as that which is found in our midsummer sale. This is a furniture-selling event of more than ordinary importance, as our stock is clean and new, the most of it but a few months out of the factory. The prices are the most attractive ever offered in Raleigh.

#### The Raleigh Furniture Co., JAS. M RIGGAN, Mgr. 17 E. Martin and 15 Market St. **Best Liquors at Lowest Prices** I am offering the best values in liquors and cordials at the very lowest prices. I buy direct from distillers who do not sell the retail trade; and generous concessions on their part have enabled me to make some exceptional offers. The following prices include express charges. Lasarus Club, Croam of Whiaktes, \$4.00 Apple Brandy \$2.50 and \$3.50 Lateres Citop, Constant St.50 and S3.50 Apple Brandy S2.00, \$2.50 and \$3.50 Rye Whiskey, \$2.00, \$2.50, \$3.00, \$3.50 Mountain Whiskey, \$2.00 and \$2.50 Corn Whiskey, \$2.00 and \$2.50 Yadkin River Corn, 4 full quarts, \$2.50 Albermarle Rye, 4 full quarts, \$3.00 ARUS Mail erders are filled on the day recelved, and forwarded on first trains Write for Price List of Leading Brands Largest Mall Order House in the South L. Lazarus, Lynchburg, Da