

A NEW LAW IS INVOLVED THE JURY LIST IS DRAWN

Who Bought the Whiskey is the Question

Interesting Law Point in Durham Court—Charlie Hopkins Not Killed by Norfolk Negro—County Commissioners Considering Road Building.

(Special Staff Correspondence) Durham, August 5.—An item gaining large circulation in Virginia and North Carolina papers in which it is declared that Charlie Hopkins, of this county, was killed several days ago in Norfolk by a negro, is contradicted by Mr. Hopkins in a letter yesterday to his father. The story appears to have been mixed up here with an actual homicide in which a Charles Hopkins was actually killed. The letter from the son was a great relief to the father, who did not know about the truth of the incident.

Justice Owens will announce today his decision in a most interesting litigation yesterday over a pint of whiskey. It appears to involve new law. He had before him one Lunsford Davis, in fact two Lunsford Davises, the colored man and wife, though proof of their oneness is all that the case rests upon. Davis beat his wife and before the mayor was fined. Ed. Cotton, another negro, through malice, the justice says, swore out a warrant against Mary Johnson, colored, for selling a pint of whiskey. Lunsford Davis bought it and his wife gave him the money. The lawyers are trying to determine whether Lunsford Davis, being the same as his wife, can sell himself liquor. The law appears to be against the woman unless she is Lunsford Davis and that's what Arley M. Moore, candidate for the legislature, is trying to do, aided by Charles M. Scariette, and that's what Benjamin Lovenstein, another candidate for the legislature is trying to prevent.

The county commissioners are to-day meeting in three-day session, and are passing upon accounts.

The principal matter of interest is the road building and of the \$60,000 required to build it more than \$30,000 have already been spent. It will require the remainder of the year to complete it and a double force and another large roller have been put on. It will be the most magnificent road running out from Durham, and will be about 20 miles long.

ELOPED WITH CHAUFFEUR.

Miss Zeigler, Rich Young Society Woman Marries Her Automobile Driver.

(By Leased Wire to The Times) Pittsburg, Pa., August 5.—Daniel Slattery, a young chauffeur of the Eastend district, who has been motor-ing for many rich families, on Monday eloped with Miss Madeline Zeigler, only daughter of Mrs. Margaret Zeigler, one of the rich Eastend society women, for whom Slattery had often driven an automobile.

Slattery and Miss Madeline went in a hurry on finding that Mrs. Zeigler had employed detectives to look up his record. Mrs. Zeigler had two warrants issued for the chauffeur's arrest on charges which he asserts were trumped up, and when he met Miss Madeline in the afternoon he told her of his troubles and suggested that they go immediately. He pushed Miss Zeigler into the first automobile he saw standing in the street and fled to West Virginia, where they were married. They returned yesterday.

Eddy Ball, whose machine it was they had "borrowed" in the meantime had a warrant issued, not knowing it was Slattery, who is his friend. On learning that it was an elopement of his friend, Ball had the warrant cancelled.

KERN TO BE NOTIFIED.

August 5th Date For Notification of Vice-Presidential Nominee.

Indianapolis, Ind., August 5.—John W. Kern will be officially notified of his nomination by the democratic party for vice-president of the United States on Tuesday, August 25th, at the state fair grounds. The date was announced yesterday by Mr. Kern and Chairman U. S. Jackson, of the democratic state committee. Mr. Bryan will speak here then.

Work of the County Commissioners Yesterday

Application of Mr. Carr in Regard to Road Working Referred to Highway Commission—New Jury List.

Application was made yesterday afternoon by Mr. H. H. Carr, of the Raleigh Electric Company, to the board of county commissioners for permission to double-track the car line from the Belvin switch, on Hillsboro road to the fair grounds. Mr. Carr was referred to the county highway commission, the board having no jurisdiction.

The following jury list was drawn for the September term of court:

First Week: J. W. Warren, R. H. Barbee, Cary; L. M. Emory, T. E. Edwards, R. E. Emory, House's Creek; J. E. Marcom, Cedar Fork; M. E. Estes, New Light; C. H. Holloway, D. Elias, G. W. Goodwin, Carey K. Durfee, C. A. Goodwin, A. E. Beddingfield, John E. Ray, R. E. Prince, R. T. Gowen, Baxter Durham, Geo. Cooper, Raleigh; J. R. Ray, C. A. Riggsbee, A. N. King, Oak Grove; J. A. Lee, J. E. Watkins, Panther Branch; Zeb. V. Robertson, Burrell Baker, Mark's Creek; W. A. Bridges, J. H. Brinkley, Neuse; H. J. Goodwin, T. H. Smith, Swift Creek; R. F. Jackson, Barton's Creek; W. F. Davis, H. J. Bailey, J. H. Collins, C. B. Inscore, Buckhorn; J. W. Peebles, Wake Forest.

Second Week: Willie Broadwell, Mark's Creek; W. H. Hicks, J. N. Bailey, New Light; J. C. Emery, Hugh Shaw, L. H. Emery, House's Creek; J. S. Harrison, Wake Forest; D. R. Johnson, St. Mary's; F. R. Mitchell, Alex. Jones, C. M. Griffin, J. G. Kemp, Little River; W. L. Barnes, J. H. Babb, White Oak; W. B. Pollard, Middle Creek; T. B. Terrell, Raleigh.

Why James Lee Got Well.

Everybody in Zanesville, O., knows Mrs. Mary Lee, of rural route 8. She writes: "My husband, James Lee, firmly believes he owes his life to the use of Dr. King's New Discovery. His lungs were so severely affected that consumption seemed inevitable, when a friend recommended New Discovery. We tried it, and its use has restored him to perfect health." Dr. King's New Discovery is the King of throat and lung remedies. For coughs and colds it has no equal. The first dose gives relief. Try it! Sold under guarantee at all drug stores. 50c. and \$1.00. Trial bottle free.

RACE WAS THREATENED.

Negroes Contemplate Attack and Many Deputies Swam in for Protection.

(By Leased Wire to The Times) Dallas, Texas, Aug. 5.—Reports from Orange, in southwest Texas, on the Louisiana line, are to the effect that a race war is imminent. Nearly fifty special deputies have been sworn in and the white men have generally-armed themselves to resist an attack which it is rumored the negroes contemplate.

Large numbers of negroes are employed in the mills and lumber camps in the vicinity. Sunday night a negro attacked a white woman named Mrs. Jay, in one of the lumber camps. A posse of white men pursued, captured and lynched the negro in a swamp bordering on the Neches river. This aroused the negroes.

MONTEAGLE WINS RACE.

Twelve Days Crossing the Pacific With Cargo of Silk.

(By Cable to The Times.) Victoria, B. C., Aug. 5.—With a shipment of silk valued at nearly a million dollars, part of a large shipment made by three steamers, which left Yokohama to race across the Pacific, the steamer Montegale has arrived here after a passage of twelve days, sixteen hours in advance of the Japanese steamer Tosa Maru, and of the Pacific Mail steamer Siberia, which left the Japanese port four days earlier. The silk will be sent to New York by express train in passenger cars.

CONSTIPATED? SIMMONS' LIVER REGULATOR HEADACHE?



The two principals in the tar and feather case of Washington, D. C. At the top is E. E. Bliss, the victim, who promises sensational developments at the trial this fall. Below is a picture of Charles Marthinson, who led in the attack on Bliss.

MOB CHARGES POLICEMEN.

Six Officers Hold 100 Men at Bay, Following Insult to Married Woman.

(By Leased Wire to The Times) Richmond, Va., Aug. 4.—Six policemen early this morning faced a mob of one hundred men in this city following the shooting of Jacob L. Hechler by Royal L. Ellerson in the home of the former. Hechler charges that Ellerson was making advances to Mrs. Hechler, and Ellerson fired three shots at Hechler, all of which took effect. The man is in a hospital in a serious condition. Ellerson is in jail.

The mob was composed of neighbors of Hechler and tried to lynch Ellerson for invading his home. The quickness of the officers saved the man, several attempts being made to shoot Ellerson.

MORSE, THE BANKRUPT, NOW MAKING GOOD

(By Leased Wire to The Times.) New York, August 5.—Once more Charles W. Morse, who was suddenly thrown from his position of eminence in the financial world in the panic last fall, has taken steps to regain his lost fortunes. Morse, so his friends say, will deposit within a few days to the credit of Charles A. Hanna, receiver of the National Bank of North America, \$2,000,000 in cash in the sub-treasury, and will receive in return the assets of the bank which he formerly controlled. That Morse, who was supposed to be in debt to the extent of \$3,000,000 last fall, has been able to raise \$2,000,000 cash is astonishing even Wall street, accustomed as it is to constant shifts of fortune.

SIX DEATHS FROM HEAT.

Many Prostrations and More Fatalities Feared—New York in Grip of Hot Wave. (By Leased Wire to The Times) New York, August 5.—Six deaths and a score of prostrations marked today the continuation of the hot wave, which has had New York in its grip for the past 24 hours. A slight drop in temperature during the early hours was accompanied by a rise in the humidity, 35 being registered at 9 o'clock. Many more fatalities are feared.

TEXT-BOOKS DISPLEASE

Veterans Don't Like Text-Book Recommended

Thinks Repetition of Names of Federal Leaders An Attempt to Change Southern Sentiment—Make Protest to Governor Against Action of Board.

(By Leased Wire to The Times) Austin, Tex., August 5.—The John B. Hood Camp, Confederate veterans, have filed a formal protest with Governor Campbell against the action of the state text-book board in adopting for the public schools of the state a certain elementary arithmetic, because it contains the following examples, which, the camp holds, is an adroit attempt to foist the names of federal leaders on the youth of the south:

"General Grant was born April 27, 1822, and was 41 years, 2 months and 7 days old when Vicksburg, Miss., was captured. When did he capture Vicksburg?"

"General William T. Sherman was born February 8, 1820, and finished his great march through Georgia December 13, 1864. How old was he on that day?"

"General Sheridan was born March 6, 1831, and made his famous ride from Winchester to the battlefield at Cedar Creek October 19, 1864. What was his age then?"

THREATENED TO STRIKE.

But Locked Out Before Called—200 Out of Work.

(By Leased Wire to The Times) Sharon, Pa., Aug. 5.—Two hundred employees of the Driggs-Seabury Ordnance Corporation are locked out because of a threatened strike. A notice has been posted that the plant will be closed indefinitely. On July 9 the company announced a reduction in wages, effective July 15, the cut averaging 7 1/2 per cent. The men refused to accept the cut and called the international machinists association's officials here. A strike was ordered but the company closed the works before being notified.

Weak Kidneys

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The Capital City Telephone--- The "Busy" Report We have had people tell us that operators report telephones "Busy" when the telephone is not actually in use when called for. In every such case we have been able to convince the complainant by positive evidence that such an occurrence is not possible as a matter of practice. We have not simply assumed that such a thing did not occur, but we have investigated cases of the kind many times. We have proved conclusively that the telephone was in use by a servant or a neighbor without the knowledge of the subscriber, that the line was out of order, or that the receiver had been left off the hook. It is easier for the operator to test the line than to make a "Busy" report without testing. The supervision is so close and constant that an operator engaged in such a practice would soon be detected. Then, too, our operators take a pride in their work and have absolutely no object for reporting a line "Busy" without first making the proper test. Oftentimes when you call a store or other business place and receive a "Busy" report, the telephone is being used by some one other than the subscriber or his employees. This is one of the result of permitting the telephone to be promiscuously used, and is something we cannot control. If you should receive a "Busy" report on a station that you think is not in use, do not argue the matter out with the operator. Report it to the proper department and we will make an honest investigation and a truthful report. Poor service hurts us worse than it does you. We are here to give good service and there are many ways in which you can help us. For Information About Rates and Service Call Contract Department, Number 9050 The Capital City Telephone Company. WM. BOYLAN, Manager.

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