

Double the Number of Paid Subscribers in Raleigh of any Other Newspaper

DAMAGES OF \$60,000
AWARDED PLAINTIFF

Jury Reaches Verdict In Suit
of Ware-Kramer Against
American Tobacco Co.

MOTION FOR NEW TRIAL

Counsel for Defendants on Allegation of Six Errors Asks for New Trial—Judge Connor Denies Motion and Exception is Entered—Plaintiff Uncertain as to What It Will Do—Effect of Verdict Is to Make Defendants Pay All Costs and Fees of Plaintiff's Counsel—Jury Had Difficulty in Reaching Verdict—Judge Connor Thanks Jurors for Their Patience and Conscientious Work.

WHAT VERDICT MEANS.

The effect of the verdict of the jury today in awarding damages in the sum of \$20,000 is to give plaintiff \$60,000, to tax defendants with costs in the action and to make defendants pay attorneys fees for plaintiff. The cost to defendants, had they agreed to the verdict, would approximate \$100,000, to say nothing of remuneration for their own counsel and stenographers.

Answering both issues in favor of the plaintiff, the jury in the case of the Ware-Kramer Tobacco Company against the American Tobacco Company filed into court at 9:50 today and returned a verdict for damages in the sum of \$20,000. The jury had been out since yesterday at 4:15, and immediately after being discharged by Judge Connor at 10 o'clock filed out of the court room. A recess was then taken for an hour when motions were heard by the court. The plaintiff had asked for \$1,200,000.

Under the Sherman anti-trust law, where damages are sustained, the plaintiff is entitled to three times the verdict of the jury. In the present instance, the damages would amount to \$60,000. The defendants must also pay all court costs and fees of counsel for plaintiff. Judge Connor will later determine the amount of fees counsel for plaintiff are entitled to.

Motion For New Trial.

Immediately after the reconvening of court at 11 o'clock, Mr. Julius Parker, for defendants, moved for a new trial, alleging six errors committed by Judge Connor in the

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NO TIDINGS YET FROM
ENSIGN ROBERT YOUNG

Washington, July 13.—Senator Overman, of North Carolina, who regards himself as sponsor for Ensign Robert S. Young, Jr., of Concord, N. C., who disappeared Tuesday night from the Destroyer Perkins at the New York navy yard, leaving an note threatening to commit suicide, called at the navy department today. The senator nominated Young to the Naval Academy. He naturally feels a deep interest in his welfare. The navy department people are unable to supply any information beyond that contained in the telegram from the navy yard. The senator, speaking from a close acquaintance with Young, expressed the opinion that he did not commit suicide.

Lieutenant Wayland Dismissed.

Washington, July 13.—President Taft has approved the dismissal from the army of second lieutenant James P. Wayland, of Virginia, an officer of the 9th cavalry, convicted of financial irregularities.

Charles H. Denison Dead.

New York, July 13.—Charles H. Denison, inventor of the marginal index system, died today of heart failure, induced by heat prostration, aged seventy-nine years.

AFTER LUMBER TRUST

Government Will Make Inquiry Into Methods

Both Criminal and Civil Proceedings Started and the Government Determined to Make a Thorough Investigation—The National Association to be Investigated.

Washington, July 13.—Following closely upon the criminal action against the Retail Lumber Dealers' Association of the west and civil anti-trust action against the retailers of the east, the government has determined upon a thorough inquiry into the methods of manufacturing and wholesaling lumber.

The National Lumber Manufacturers' Association, of which Edward Hines, of Chicago, is past president and director, will probably be one of the first organizations investigated.

It has been represented on behalf of the retail dealers who have been under fire by the government that manufacturers were maintaining a gentlemen's agreement to curtail the manufacture of lumber, so as to increase the demand and price, that there have been attempts to monopolize the supply of certain kinds of lumber, in certain sections of the country, and that in some sections a uniform price has been maintained, which resulted in increasing the prices twenty per cent in the last two years in the face of decreasing demands.

Attorney General Wickersham, it is said, intends to push the investigation of retailing and wholesaling methods, while the civil suit against the eastern states retail lumber dealers associations and criminal indictments against as many retailers of the west are pending.

Twelve constituent organizations, said to control largely the manufacture of lumber, from logs, compose the National Lumber Manufacturers' Association.

Lumbermen from ten western and southern states comprise the board of directors and governors.

SEVERE STORM AT HENDERSON.

Several People Injured—Church Steeple Wrecked.

(Special to The Times.)

Henderson, N. C., July 13.—Henderson had grand rains yesterday and crops are saved, but in the afternoon the electric storm was terrific. It shattered the Presbyterian church steeple and came near killing two men working there. It severely shocked Mrs. M. L. Wortham, of Richmond, visiting here and slightly shocked Mrs. Thad R. Manning. Both ladies have recovered. It shattered Mr. A. C. Zollner's meter board.

Henderson will have a large automobile factory, as \$100,000 has been subscribed, and \$60,000 paid in.

RAIN FOLLOWS PLEA FOR IT.

Showers Fall After Governor Mann Asks Prayer That Dry Spell End.

Richmond, Va., July 13.—Much concerned because of the losses the people of Virginia were sustaining on account of the extreme heat and unprecedented drought, Governor Mann issued a proclamation urging the people to pray for rain.

Within 15 minutes after he signed the document there was a heavy downpour of rain with indications of continued showers throughout tonight and tomorrow.

CLOSE OF SEE CASE.

Final Arrangements in the Case Made Today—Room Crowded With Women.

Chicago, July 13.—Closing arguments in the trial of Evelyn Arthur See, the founder of the Absolute Life Cult, was delivered today. Attorney Cantwell concluded the defense argument before noon, followed by the Federal prosecutor, who demanded that See be punished with a penitentiary sentence. The courtroom was thronged with curious women, who heard the revolting details in connection with the alleged abductor's career.

President On Old Turnpike.

Washington, D. C., July 13.—President Taft will travel over the old turnpike used by thousands of defeated federalists in their flight to Washington after the first battle of Manassas. The president will attend the reunion of blue and gray and speak to the veterans when they meet at Manassas July 21.

Principals in the Sensational Stokes Shooting Affair



GETS TWELVE MONTHS

Henry Jernigan of Wendell Receives Long Sentence.

Ollie Ball, a small negro, up for Stealing Watch, Pocketbook and Butter—Other Cases in Wake Superior Court.

Henry Jernigan, a white man of the Wendell section, was found guilty in superior court today of larceny and was sentenced to the penitentiary for twelve months.

Ollie Ball, a diminutive negro boy of eleven years, pleaded guilty to the larceny of a gold watch and a pocketbook from Mrs. R. D. Banks and some butter from Mr. Alf Thompson. Judge Peebles looked at the youngster and decided to have the boy's father summoned before passing judgment.

Wash Durham, an old negro man, was found guilty of an assault with a deadly weapon on the person of Rev. J. M. Hilliard.

Noah Wall and Leonidas Perry, white, were tried on the charge of injury to stock and cruelty to animals. Wall was found guilty, but Perry was acquitted.

Will Carter, colored, was found guilty of larceny and sentenced to six months.

Oscar Chavis, colored, was found guilty of larceny and sentenced to six months.

Oscar Chavis, Willie Robertson and Willis Robertson, three negro boys, were tried on the charge of larceny. They entered a plea of nolo contendere. The judge intimated that if they would pay for the articles stolen, judgment might be suspended on payment of costs.

REFORM POLITICIAN BEATEN.

E. A. Billisoly Attacked by Norfolk Fusionists at School Inquiry.

Norfolk, Va., July 13.—Engene A. Billisoly, reform leader and one of the "straightout" lawyers, was knocked down and beaten until his face was swollen almost beyond recognition, in two fistful battles with fusionists.

The encounter occurred at a meeting of the county school board, which was hearing charges against Principal George Peck of the Port Norfolk High School. Billisoly was representing some of the patrons of the school, who were fighting the reappointment of Peck.

Preacher's Son Kills His Father.

Carthage, Miss., July 13.—Rev. H. P. Rushings, Babe and Elsie Cockroft were killed by the preacher's son, Irving Rushings, following a quarrel last night. Young Rushings escaped. It is believed he killed his father accidentally.



THE PRINCE OF WALES

Investiture Took Place Today At Carnarvon

One of the Interesting Ceremonies of the Coronation Events—The First English Prince of Wales and How He Was Named.

Carnarvon, Wales, July 13.—The most interesting event ensuing on the coronation is to occur July 15—namely, the investiture of the young Prince of Wales, amid quaint Welsh surroundings and at the very birthplace of the first English Prince of Wales, Edward, son of King Edward I, and Queen Eleanor.

Tradition connected with the ancient Welsh castle of Carnarvon, where the ceremony is to take place, says that after Edward the First's conquest of Wales the Welshmen refused to obey any prince appointed by the king as regent of the principality unless he was born on its soil.

Queen Eleanor shortly afterwards gave birth to a son in the castle of Carnarvon, and thereupon the king, calling the chiefs of the Welsh nation together, asked them: "Whether they would obey a prince nominated by him, as he was compelled to leave the country. They replied in the affirmative on condition that the prince was a Welshman. Edward then named his own son, born only a few days before, and the Welshmen were satisfied.

The prince was afterward shown to the nation, or as many of them as could get near enough to see him, from what is known as Queen Eleanor's gateway. It is from this gateway of the castle, which had been prepared for the purpose, that the new Prince of Wales, after his investiture today, shows himself to his subjects, who are to gather to the number of 15,000 or 20,000 in the vicinity.

The king and queen, with the young prince, are to travel from Ireland to Holyhead in the royal yacht, and afterward by special train to a small station two miles from this city, where they alight. There a number of state carriages are to be waiting for them and a procession, escorted to the city by cavalry, forms.

Entering the walled city by the north road they pass through the main street to the great castle square, where the mayor and civic officials receive them and present loyal addresses.

The royal party then separate, the Prince of Wales preceding his parents to the castle by a few minutes and enters the ancient fortress by the water gate. As he passes into the

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WATER SITUATION IMPROVES SLOWLY

The water situation in Raleigh, thanks to many of the consumers, is improving slowly. A gain of three feet was made in the reservoir last night, and only one inch had been lost up to 3:30 this afternoon, so it is seen that the supply, when everybody is economizing, is almost equal to the demand. The water company is still urging on their consumers the necessity for using the water sparingly. The rain last night fell below the water-shed for the most part, but today the intake pipe from the creek was almost full. Not a gallon of water is allowed to escape.

GEN. BINGHAM OUT OF OFFICE.

New York, July 13.—Gen. Theodore A. Bingham, U. S. A., retired, resigned from the office of chief engineer of the bureau of highways, of which he became incumbent on May 14, by appointment of Borough President McAneny.

Gen. Bingham gave as his reasons that his methods did not coincide with those of the borough president.

Gen. Bingham was removed as police commissioner by Mayor McChellan on the complaint of Mayor Gaynor, then a judge. The mayor did not object to his appointment to the office of chief engineer. Gen. Bingham still has a \$100,000 libel suit pending against the mayor.

DR. WILEY TO BE FIRED FROM SERVICE

RECORD WAS GOOD ONE

Census Report On Manufactures In Raleigh

Increase in Raleigh Estimated at 119 Per Cent.—President Finley Peck Denies Chamber of Commerce Some Figures.

The census bureau's tentative summary for 1909 of the growth of manufactures in the principal cities in North Carolina covers Asheville, Charlotte, Raleigh, and Wilmington, so far as yet announced. Raleigh and Wilmington ran very close together. For example, there are at Raleigh 65 manufacturing establishments, at Wilmington, 61; the capital at Raleigh being \$2,927,000, an increase of 162 per cent. in five years, against \$2,923,000 at Wilmington, an increase of 14 per cent. The salaries paid at Raleigh total \$258,000, an increase of 84 per cent., while at Wilmington there was a decrease of 19 per cent. Here the value of products was \$2,376,000, an increase of 119 per cent., while in Wilmington the increase was only three per cent. The value added by manufacturing products here, after deducting the cost of materials, was \$1,100,000, an increase of 91 per cent., while in Wilmington there was a decrease of 7 per cent. The number of salaried officials and clerks in manufacturing plants in Raleigh was 187, and of wage-earners 1,023, an increase of 75 per cent. Charlotte showed products of total value of \$10,160,000, 138 establishments, with \$9,157,000 capital employed. Asheville showed value of products \$3,250,000, number of establishments 52, capital employed \$2,827,000.

A letter from President W. W. Finley, of the Southern Railway, to the chamber of commerce here says:

"Looking over the census bulletin covering Raleigh manufactures for 1909, as compared to 1904, I am much gratified to note the splendid showing which they make. The increase of manufactured products from \$1,887,000 in 1904, to \$2,376,000 in 1909, or 119 per cent., indicates a very satisfactory growth during the five years. Comparing the figures for 1909 with those for 1899, I find that the increase in the annual value of manufactured products in the 10 years has been 150 per cent. I congratulate the people of Raleigh most heartily on this excellent record, and hope your prosperity may continue and the next census show an even more rapid growth than in the past five years."

The chamber of commerce will spare no effort to bring about an even greater development of industries here, for Raleigh needs a far larger weekly pay-roll.

Jewelry Store Robbed.

New York, July 13.—Gems worth thirty thousand dollars were stolen last night by clever burglars from the safe of Joseph Fass, an Italian jeweler. Entrance was effected by a cut in the wall of an adjoining barber shop. The work was done by expert safe crackers.

Fine Cotton Stalk.

Mr. John A. Mills, president of the Raleigh and Southern, brought to Raleigh last night a fine specimen of a cotton plant, which he pulled from a field near Lillington. The stalk was about six feet high and contained about fifty bolls and tubercles. Mr. Mills says the plant he brought with him here was no better than the other plants in the large field.

Injured By Limb.

Mr. Knott Williams, of Apex, who was injured in the back several days ago by the falling of a limb, was brought to the hospital to undergo treatment. It was said at the hospital that his injuries are not serious and that he will be out in several days.

Harnett Prospering.

Mr. H. C. Stewart, of Lillington, county assessor for Harnett, was in Raleigh today and reported to the corporation commission that a gain of 40 per cent. would be made in valuations in his county this year.

Nearly all beautiful things are expensive, including women.

Saloon Keeper a Suicide.

Toledo, Ohio, July 13.—Wm. Teator, age thirty-one, a saloon-keeper, tied a twenty-pound concrete block around his neck and jumped into Maumee River. Teator was unmarried. The cause of his act is unknown.

Committee That Has Examined Into the Office Recommended His Removal

HE VIOLATED THE LAW

Committee on Personnel of the Department of Agriculture Recommends That Dr. Wiley "Be Permitted to Resign", and Attorney-General Wickersham Joins in the Recommendation—Joined With Others in His Department in Violating the Law by Paying An Employee More Than the Law Allows. All to be Removed.

Washington, July 13.—Dr. Harvey W. Wiley, pure food expert and chief of the bureau of chemistry department of agriculture, one of the most widely known officials in the government service, has been condemned by a committee on the personnel of the department of agriculture, with the recommendation to President Taft that he "be permitted to resign".

Attorney-general Wickersham, in an opinion on the case, submitted to the president, recommends the approval of the committee's action. It is charged against Dr. Wiley that he permitted an arrangement to be made with Dr. H. H. Rusby, a recognized pharmacologist, of Columbia University, of New York, for compensation in excess of that allowed by law. It is claimed that the arrangement was to put Rusby on the department pay-roll at \$1,600 annually as an employee of the bureau of chemistry, the agreement being made with him that he should be called upon to perform only such services as this salary would compensate for at the rate of \$20 per day for laboratory investigation and \$50 for attendance in court.

Mr. Wickersham held that the law permitted the payment of only \$9 a day, this sum later being increased to \$11. Along with the suggestion that Dr. Wiley, because of alleged irregularities in the employment of Rusby, be permitted to resign the committee on personnel and the attorney-general recommended the dismissal of Rusby and the reduction of Dr. L. F. Kebler, chief of the division of drugs, department of agriculture.

The committee further recommends that Dr. W. D. Biglow, assistant chief of the bureau of chemistry be given an opportunity to resign.

President Taft has not indicated what action he will take on the case. The latter has become public only now, although the investigation was begun last March. Mr. Wickersham's recommendations in the case bear the date of May 14. Summing up the situation Mr. Wickersham said the

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JAMES LOGAN COUGHS BULLET OUT OF BREAST

One of the most remarkable incidents known to the medical profession occurred this morning at St. Agnes Hospital, when Jas. Logan coughed up a bullet and spit it out of his mouth. It is remembered that Logan was shot in the house of Dollie Backney, by Lee Hill, on Wednesday night, July 5th, during what is thought to have been a regular "rough house." The two negroes were present at a "party" of some kind and for reasons yet unknown, became engaged in a difficulty. Hill finally pulled his pistol and fired into Logan's breast. The ball entered just above the right breast. He was quickly carried to St. Agnes Hospital, with no hope at all for recovery. The man has been lingering low ever since, until this morning, when he was taken with a coughing spell and by some means loosened the bullet, which was near his lungs, and coughed it up in his mouth which he threw out on the floor.

The physicians declare that with the removal of the bullet there is now no danger of his dying.

As yet Lee Hill has not been captured.

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