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### PETITION OF INDEPENDENTS

#### Court Denies Petition of Independent Tobacco Dealers to Intervene in Suit

### TO SUPREME COURT

**Circuit Court Denies the Petition of the Independents to Intervene in the Government's Dissolution Suit—Case Will Probably go Immediately to the Supreme Court—The Government Will Not Appeal from the Decision of the United States Circuit Court at New York—Which Approved the Plan of Dissolution Proposed by the American Tobacco Company—Attorney Does Not Expect to Proceed Further.**

New York, Nov. 16.—The petition of the so-called independent tobacco dealers for leave to intervene in the government's dissolution suit against the tobacco trust, was denied by the United States circuit court. This indicates that the case probably will go immediately to the United States supreme court.

**Dissolution Suit Ended.** Washington, Nov. 16.—The government will not appeal from the decision of the United States circuit court at New York, which approved the plan of dissolution proposed by the American Tobacco Company, while the government may ask the supreme court to review the decision at any time within a year. It was learned that Attorney General Wickesham was not planning doing so at this time, and probably will not.

**SALUTED BRITISH FLAG.** School Board Expresses Regret at Action of the Principal.

New York, Nov. 16.—The New York City Board of Education has given out a public expression of regret at the action of Principal Howe, of the Wadleigh High School, ordering the pupils to salute the British flag at the exercises last June in support of the Anglo-American arbitration treaties. The matter was brought to the board's attention by the American society. The principal's action is said to be a violation of state law.

**MEMORIAL SERVICES HELD.** In Honor of the Late Bishop Vandevyver of Richmond. Richmond, Nov. 16.—Memorial services in honor of the late Bishop Augustin Vandevyver, were held in Sacred Heart Cathedral. Priests from all parts of the diocese participated. An address was delivered by Rev. Joseph Priolo, of Newport News, on the bishop's life and works.

**MARRIAGE OF VETERAN.** Financier Aged 75 Marries Woman of 50—Is War Veteran.

New York, Nov. 16.—The marriage is announced here of Richard L. Edwards, 75 years old, and Miss Ida Chase, 50. Edwards is a veteran Wall street financier, of an old Virginia family and was a successful Confederate blockade runner during the Civil War.

### LOCAL CORPORATION IS GRANTED CHARTER

The Realty Loan and Trust Company of Raleigh has been granted a charter by the secretary of state to carry on a general advertising business, to act as agent and broker in the business of marine, fire, life, accident and other forms of insurance, to deal in real estate and to lend money, etc. The authorized capital is \$50,000, divided into shares of the value of \$25 each, and the company will begin business with \$2,500. The incorporators are J. J. Rogers, C. A. Richardson and J. O. Peed.

**More Headway in McNamara Trial.** Los Angeles, Nov. 16.—Proceedings in the McNamara trial gained headway more rapidly. The seventh venire was called, making 365 men thus far drawn for prospective jury duty.



Frank Orr, president of the Columbian-Stirling Company which recently bought out Hampton's Magazine, who was recently arrested in New York City by United States postal inspectors, charged with fraud and held in \$15,000 bail. Orr is accused by the inspectors of engineering a scheme to defraud purchasers of stock in the corporation of which he was the president. The amount of the alleged swindle is said to be \$2,000,000.

### TAR PARTY TRIAL

#### Kansas Mob Tared Woman School Teacher

Hearing of Case Begun—Defendants Want Case Removed to Another County—Woman Was Tared Because of Jealousy. It Is Alleged.

Lincoln Center, Kansas, Nov. 16.—A flood of affidavits was let loose in court at the beginning of the hearing of the application of Everett G. Clark, a wealthy miller of Shady Bend, for a change of venue in the case in which he and eight other men, are charged with "assault and battery" in connection with the tarring of Miss Mary Chamberlain last August. Miss Chamberlain was in court, accompanied by mother and brother.

Since Miss Chamberlain was deposed to a lonely spot in a country road and seized by a dozen men, her clothing torn off and her body coated with tar she has remained in close confinement in the community where she taught school, and where it is said her popularity with the men caused the jealous wives and sweethearts to urge husbands and lovers to inflict on her, torture which caused a storm of indignation throughout the state.

At the court's opening this morning, Prosecutor McCanless stated he had over three hundred affidavits to offer the court to prove there is no reason why a fair trial should not be given all the accused men in this county. The "tar party" is the principal topic discussed.

**Pleas of Guilty.** Pleas of guilty were suddenly announced by three men accused: Everett G. Clark, a miller, Watson Seranton, a farmer and Jay Fitzwater, a farmer. Judge Grover reserved sentence.

### NEW CARS FOR SOUTHERN.

Large Addition to Equipment Made by Southern Railway.

Washington, D. C., Nov. 16.—President Finley, of the Southern Railway Company, announced today that the company has contracted for 1,700 all-steel fifty-ton double drop bottom gondola coal cars, 500 steel underframe thirty-ton ventilated box cars, and 50 all-steel fifty-ton flat cars.

These additions to the freight equipment of the company are all in addition to the purchase just consummated of 7 Mikado engines, 600 all-steel coal cars, and 63 steel underframe box cars for the Virginia & Southwestern Railway Company.

### BAPTISTS WILL MEET

#### State Convention Will Be Held in Winston-Salem

All Churches in the State Will Be Well Represented—Much Interest Being Taken by Churches—Money Transferred Under Police Protection to New Bank Building.

(Special to The Times.)

Wilmington, Nov. 16.—Announcement has been made that the Baptist State Convention will meet at Winston-Salem Wednesday, December 6th. The various churches throughout the state have been notified of the date and they will be well represented. The convention will remain in session several days but it is expected that all business matter will be concluded on Saturday, December 9th.

Much interest is being taken in the convention by the Baptist churches of Wilmington. It is expected each of the three congregations here will be represented by delegations of lay delegates. It is expected that Rev. Dr. J. H. Foster, the pastor of the First church, and Rev. W. G. Hall, pastor of Southside Baptist church will attend the convention. The remaining churches of the Baptist denomination here is without a pastor at present. Rev. Cass F. Whitlock, who was the pastor for several years, resigned several weeks ago, to accept a call to a Jolins, Mo. His successor has not yet been named by the church, and it is hardly expected that any announcement will be made for some days.

The year which is now being concluded has been one of great fruitfulness for the local churches. Each of them has increased numerically and along the lines of Christian work and material accomplishment. Rev. Dr. Foster has been with the First church as pastor for about two years. Rev. Mr. Hall has been with the congregation of Southside church hardly a year as yet. They are both greatly beloved by their congregations and are bringing splendid results from their consecrated and devoted labors. The three churches will submit reports at the convention and these will show in detail the various lines of work and accomplishments during the past year.

The removal of hundreds of thousands of dollars in cash and securities from the former home of the Wilmington Savings and Trust Company to the new building on Princess street was made yesterday afternoon between four and six o'clock. Comparatively few of the many people thronging the streets were aware that several small sized fortunes were passing almost under their very eyes. A squad of four husky police officers accompanied each load of cash or securities as they were transferred to the new building. Metal safes and ordinary tin receptacles were utilized in making the transfer of bills, silver, notes, bonds, stocks and other securities.

The bank is at home in its splendid new quarters today. There have been countless words of congratulation and comment from everyone who has inspected the new palace of finance. The structure is without a superior, and few equals, in the south.

**James Sweeney,** a white man, serving a term of two years on the county roads for housebreaking, died last night at the convict camp in East Wilmington. He had been ill since Saturday, upon which date he suffered.

### NEW PREMIER HAS ANNOUNCED CABINET

Peking, China, Nov. 16.—The cabinet formed by Premier Yuan Shi Kai was announced in an imperial edict. It includes a few Manchus but no nobles. Some of China's ablest men were omitted. The ministry is considered satisfactory.

### HARRY THAW STUDYING LAW.

Hopes to Prove in This Way That He is Not a Paroniac.

Mattawan, N. Y., Nov. 16.—Harry Thaw is studying law in the library of the state hospital here. Attorneys testified that a paroniac can't succeed in the study of law, and Thaw hopes to make a good showing and prove himself no paroniac by next spring.



### SHELBY YOUNG MAN LOST TO HIS PARENTS

(Special to The Times.)

Chicago, Ill., Nov. 16.—The West Raleigh chief of police has asked Waukegan, Ill., where a young man named Jackson Harrison, who wrote June 15 he was visiting Waukegan for Raleigh and who has not since been heard from. The parents at Raleigh near Richmond, Ill. in Chicago.

### STONERWILL KILLED BY FALLING OUT OF CARRIAGE.

Boston, Mass., Nov. 16.—The four-year-old son of Charles Dalzell of Dorchester, was killed by tumbling out of a baby carriage, striking his head on a paving stone. His brain was pierced by breaking glass.

### SLATON NOW HOLDS HOKE SMITH'S PLACE

Atlanta, Ga., Nov. 16.—Taking the oath of office as governor, John M. Slaton, president of the state senate, became the temporary heir of Hoke Smith, who resigned to become United States senator.

One of the new executive's first acts will be to call an election to name a permanent successor to Smith.

### FOUR MEN SCALDED TO DEATH.

Auburn, N. Y., Nov. 16.—Four men employed on contract work on the Seneca river section of the Harge Canal, were scalded to death when a 700-horse-power boiler exploded, and covered them with steam.

The new Spanish bank at Puebla, Mexico, a city of 100,000 population and capital of the state of Puebla, opened for business on October 23.

### TO MEET IN RALEIGH

#### Drainage Association Accepts Raleigh's Invitation

Meeting Begun Yesterday Morning and Was Attended by Large Crowd of Delegates and Visitors—Many Important Subjects Being Discussed—Spirit of Enthusiasm Prevalent at the Meeting.

(Special to The Times.)

Elizabeth City, N. C., Nov. 16.—The annual session of the North Carolina Drainage Association, convened yesterday morning at 10 o'clock at the Raleigh Hotel. The meeting was opened by Roy C. F. Smith for Mayor (Chairman) and was presided over by J. W. Brown, president of the association.

Dr. Joseph Hyde Pratt, the secretary and treasurer, made his annual report and study as to the development of the drainage movement in North Carolina in which it has extended to over one half of the state. He was followed by Hon. T. G. Elliott, who delivered an address on the "essential features of drainage in North Carolina."

The opening session was attended by a large crowd of delegates and visitors. Great interest is being shown by those in attendance in the proceedings of this organization.

### WHISTLE ORDINANCE

#### Eagle Rock Against Shrieks in Early Morning

Whistleblowers Think There Is No Reason for Whistling Blowing from Fire Alarms—But Mr. George Martin Is of Another Opinion—Case in Court.

Whistleblowers think there is no reason for whistling blowing from fire alarms before the hour of 5 a. m., the town commissioners passed an ordinance prohibiting a man or woman blowing a whistle or bell for any purpose before the hour of 5 o'clock in the morning.

### DEBATE ON FUND FOR M'NAMARA DEFENSE

Atlanta, Ga., Nov. 16.—Interest in the session of the American Federation of Labor centered in the proposed introduction of a resolution for the appropriation of \$50,000 for use in the defense of McNamara Brothers, charged with complicity in the Los Angeles Times dynamite bombing.

### GOVERNMENT WILL PRESS ACTION.

Washington, Nov. 16.—The government will strenuously oppose any effort to nullify the Sherman act. (Continued on Page Seven.)



### TO BE BITTER LEGAL BATTLE

Argument in Habeas Corpus Proceedings Brought by Meat Packers Begun Before Judge Kohlsaat Today—Trust Attacks Constitutionality of Criminal Provisions of Sherman Anti-Trust Law—Future Trial of Indicted Men Depends on Action of Court on the Writ—Packers Say Recent Decision of the Superior Court Nullified the Sherman Act—Government Strenuously Opposes Action.

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### EIGHT MILLION NEED IMMEDIATE RELIEF

St. Petersburg, Nov. 16.—Eight millions of people are in need of immediate relief because of the failure of crops in twenty Russian provinces. This startling announcement was made in the duma by Premier Kokovsov, concerning reports that famine threatened a wide area.

### BISHOP MACKAY-SMITH DEAD.

Prominent Churchman of Philadelphia Died Suddenly. Philadelphia, Nov. 16.—Bishop Alexander Mackay-Smith, of the Protestant Episcopal Diocese of Pennsylvania, one of the country's prominent churchmen, died suddenly at the Episcopal residence, at one o'clock of heart disease, age sixty-one. He had been in ill health for several years. He had planned retiring from office in February.

Duke's Family to be Vaccinated. Ottawa, Nov. 16.—On account of a mild smallpox scare the members of the Duke of Connaught's governor general will be vaccinated.