WIN-CITY DAILY SENTINEL

EAR. WINSTON-SALEM, N. C., TUESDAY EVENING, DECEMBER 4, 1906 PRICE 5 CENTS

READY R TROUBLE

Acquitted, an At- Lynch Him Is Al- in.

Murder of Young Wo- mer, N. Y., Will his Fate Before Speculation As To the Jury.

CHOSEN NEW CONGERN

S PARISH TS VESTRYMEN

TO SUPREME COURT AGAIN

Winston Cigarette Machine Co. Case Against Wells-Whitehead Co.

Exception Taken By Plaintiffs on Judge Ward's Ruling As To Submission of Issues—Cigarette Machine Company Secured Judgment for $5,200 At First Hearing—Defendant Wins In Horse Trading Case.

In the Superior Court today the suit of S. G. Doub vs. E. F. Long, resulting from a horse trade, was given to the jury about 12 o'clock. It is estimated that the costs of this action will aggregate over $300, which will be more than the horses and mule traded were worth. The jury returned a verdict this afternoon in favor of the defendants—that he did not "guarantee" to plaintiff the horse to be sound and a reasonable worker, with no tricks."

The second case called was the Winston Cigarette Machine Co. vs. the Wells-Whitehead Co., of Wilson. The contention of the plaintiffs is that the defendants failed to carry out a contract by not exhibiting and operating a cigarette machine manufactured by the Winston Company during the St. Louis Exposition. The case was heard at a former term of Forsyth Superior Court and the jury awarded the plaintiffs $200 as actual damages and $5,000 as prospective. The Wells-Whitehead Co. proposed to pay the $200, but not the $5,000. An appeal to the Supreme Court followed and a new hearing was granted. Ex-Congressman F. A. Woodard and H. G. Connor, Jr., two prominent lawyers of Wilson, are here representing the Wells-Whitehead Co. Mr. W. W. Carter, a member of said company, is also attending the trial.

Under the ruling of Judge Ward as to submission of issues, counsel for the Winston Cigarette Machine Co., the plaintiff, excepted and gave notice of appeal to the Supreme Court.

OFFICERS ELECTED FOR COMING YEAR

Yesterday being the last monthly meeting for 1906 of the Hospital Association, there was considerable business to dispose of.

The reports were read of the different committees; the one in reference to the thanksgiving offerings being especially gratifying. The association feels very grateful for the kindly remembrances in donations from various sources, the Moravian churches being very generous in their contributions, they taking up collections at their thanksgiving services particularly for this purpose. The Home Moravian church sent $78.55; Calvary church, $10.55; Christ chapel, $8.00. Total, $97.10. Old Town sent a nice collection of vegetables and canned fruit; St. Paul's Episcopal church gave a generous bag of oranges; Mrs. Suttenfield's Circle of the Presbyterian church has been giving for nine months $3.00 per month for pantry supplies; Calvary church, besides giving money, sent flour, sugar, apples and potatoes. The city schools, as usual, did not forget the hospital, and sent a liberal donation in package groceries, such as coffee, prepared foods, teas, etc. These tokens of kindly remembrance are greatly appreciated by these ladies, who feel keenly the responsibility of carrying on the hospital work and feel that a little from many individuals would relieve them of very embarrassing places, besides help an institution of which we may well feel proud. The following officers were elected for the coming year:

President, Mrs. J. P. Taylor; vice-presidents, Mesdames J. F. Shelton, E. L. Lockett and [illegible]; treasurer, Mrs. R. S. Shelton; secretary, Mrs. W. H. Tuttle. The executive board consists of Mrs. [illegible] Correll, Mrs. J. M. [illegible] and Mrs. J. J. Roddick. The committee on finance is composed of Messrs. H. T. Hutchison, E. A. Ebert and W. T. Crews. The training school committee is Mrs. H. S. Lott and the president and superintendent.

A LIGHTED GIGARETTE AND A KEG OF POWDER

A deplorable accident occurred at Pine Ridge, about 12 miles north of Mt. Airy, Sunday afternoon about 2 o'clock. It appears that five men and a boy, whose names were not learned, were in a store conducted by a Mr. Boyles, when one of the men, who was smoking a cigarette, threw it into a keg of powder, while he exploded and seriously burned every one in the store. It is thought one or two of the men will not recover. The store and its contents were burned. All the parties are prominent people in the neighborhood and the dreadful accident is deeply regretted.

President's Message Read in Both Branches of Congress

This Document Deals With a Number of Important Questions—In Conversation, the President Says That He Stands Ready to Furnish Full Information About Dismissal of Negro Troops—Smoot Case to Be Brought Up Soon.

(By Publishers' Press.)

WASHINGTON, Dec. 4.—President R[illegible] message was read in both branches of Congress this afternoon. [NOTE.—The President's message will be found in the full issue of today's Sentinel.]

Smoot Case In Senate.

The Smoot case will probably come up next Monday when Senator Burrows, chairman of committee on privileges and elections, will call up the matter. The majority report of the committee is that Smoot is not entitled to his seat. The adoption of this resolution would require a majority vote. A number of Senators, while not relishing appearance of the Mormon apostle in their midst, are opposed to the method of getting rid of him. If the usual two-thirds is sought for direct vote Smoot will remain. Burrows will make a set speech favoring the resolution, followed by Dubois, of Idaho. Smoot will be defended by Foraker, of Ohio, and Sutherland, of Utah. The debate will be prolonged. No decision is expected until after Christmas.

President Wants Inquiry.

The administration will not endorse the negro troop issue. The president told Senator Hopkins today that he hoped either the Penrose or Foraker resolution on the subject of discharge of a colored battalion would be adopted without delay. The president has all the papers in the case. He feels confident his action will be upheld.

BANDITS SECURE OVER $100,000

Train Robbed in Texas and This Amount Taken, Robbers Then Escaping.

Express Messenger Probably Seriously Hurt—Robbery Occurred At Mylan Siding on Cotton Belt Route—Only Meagre Details About the Affair Have Been Received Thus Far.

(By Publishers' Press.)

HOUSTON, Texas, Dec. 4.—A dispatch from Palestine, Texas, brings the belated story of a train robbery on Saturday night near Mylan Siding. Train bandits attacked a Cotton Belt train and probably fatally wounded the express messenger and decamped with the booty, believed to exceed $100,000. Pacific Express officials refuse any information on the subject.

NOVEMBER REPORT ASSOCIATED CHARITIES

The ladies of the Associated Charities wish to thank the Graded School children for their liberal donations on Thanksgiving day. Fifty families were helped by their generosity. There was $3.05 in money contributed, which was invested in wood and delicacies for the sick people.

The following report was given by Miss Annie Grogan, secretary of the association, on last Tuesday for the past month:

Amount contributed from October 27 to November 27	$27.50
Applications for help	49
Those found deserving of help	39
Those found unworthy	10

There had been 36 garments distributed during this time.

Amount spent the past month for medicine, provisions and milk, $69.29.

The ladies find in their work a very great need for a district nurse, as in many cases the cases of suffering could be considerably relieved by a more thorough knowledge of sanitary methods, and suggestions in regard to diet, etc. An appeal has been made through the ministers of the different churches to bring this before their congregations and ask them to assist them in making this feasible. It will also be brought before the different charitable and benevolent organizations. The need is urgent, the lack is the cause of great mortality among those unable to secure the services of a trained nurse.

THIEVES BREAK INTO BECK'S REPAIR SHOP

The gun and repair shop of Mr. W. E. Beck, on Trade street, was broken into and robbed last night. Entrance was made from a rear window, which was prized open. Mr. Beck reports the loss of about eight dollars in cash taken from the safe, which was left open, and about half a dozen pistols, besides a quantity of cartridges.

This morning the officers arrested Will Simpson, a one-legged negro boy, who bears a bad reputation for taking things that do not belong to him. Four dollars and five dollars was found in his pocket, besides several cartridges. It is believed that others were implicated in the robbery.

The clue that led to the arrest of Simpson was furnished by his crutch, with which he walks. Steps made with this at the Beck store window were plainly visible this morning.

SPECIAL TERM FEDERAL COURT

Will Convene January 14, When the Alleged Revenue Fraud Cases Will be Disposed Of.

Some Other Matters Also To Be Considered—Judgments In Various Cases Against Revenue Officers To Be Anounced At That Time—January Term To Be Adjourned Session of Term Beginning Today, This Being Continued.

(Special to The Sentinel.)

GREENSBORO, Dec. 4.—After having continued the prayer for judgment in all the revenue fraud cases and cases for illicit distilling, in which verdicts of guilty have been returned or submissions entered, the special term of United States District court, which convened yesterday, adjourned at 12 o'clock today until Monday, January 14. A jury for the adjourned term was drawn and an order made stating that the term would be for the trial of both criminal and civil cases. At the January special term the bankruptcy case of R. H. Hardin and others will be called for trial.

The jury for the special term, as drawn this morning, is composed of the following: Reuben Brown, Brower; J. A. Horn, Morratoch; S.H. Webb, Oaks; F. M. Blanchard, Burlington; John A. McCauley, University Station; John H. Johnson, Ruffin; William L. Walter, Germantown; William Kirkman, Greensboro; N. E. Allred, High Point; J. T. Rhodes, Summerfield; E. D. Atkins, Colfax; John Lowery, Oak Ridge; Jos. L. Trogdon, Stoneville; Alvens Gilmer, Pleasant Garden; David Parks, Hillsboro; W. G. Slate, Quaker; A. T. Riddle, Sutphin; D. M. Vestal, Forbush; J. O. Murrow, Center; D. P. Foster, Nance; W. G. Logan, Winston; George Yarborough, Milton; Henry Mize, Reedy; R. P. Murphy, Thomasville; C. G. Robbins, Bella.

When court convened this morning at ten o'clock District Attorney Holton called the case of G. W. Samuel, who was found guilty at a trial last spring of making false reports while in the service of the government as special revenue officer. Judge W. P. Bynum, Jr., of the counsel for the defendant, made a motion for arrest of judgment. The motion was argued in brief by Judge Bynum, after which Judge Boyd announced that he would deny the motion, as well as the motion for a new trial, which has been previously made. Judge Boyd then announced his intention of continuing the prayer for judgment in all the revenue fraud cases, including those of R. H. Hardin, A. S. Patterson and L. C. Davis. District Attorney Holton asked that judgment in the cases for illicit distilling be pronounced at the time it is in the other cases.

Judge Boyd intends to dispose of all the cases at the special term of court in January. He said that in continuing the cases at this time he did not mean to make the impression that he did not intend to pass judgment in the cases. He said that he had been informed by men who were interested in the cases that the defendants had spent practically all of their possessions in making their defense, and he knew it would be quite a hardship for them to pay the fines and go to prison at this time. The minimum penalties in the Samuel, Hardin and Davis cases are $1,000 fine and six months imprisonment. In addition to this the attention of the court was directed to the fact that Samuel has just been released from the Wilkes county jail, where he served a term for trouble directly connected with the cases in the Federal court.

ORDERS MADE BY COUNTY FATHERS

No Papers to Be Recorded Until All Fees Are Paid Clerk and Register.

Board Completes Its Settlement With Retiring Sheriff and County Treasurer—Amounts Going To the State, County and School Funds—Board Adjourns To Meet Again Friday.

The county commissioners, in session today, completed their settlement with ex-County Treasurer Higgins. The receipts from all sources amounted to $94,281.27 and disbursements, $91,127.55, leaving a balance due the county, $3,153.72, less commissions at 1 1-2 per cent on $91,127.55, which amounts to $1,366.91.

The net amount coming to the county is $1,786.81. Capt. Higgins was authorized to pay over to his successor, George E. Beck, the latter sum.

An order was passed releasing John Q. Hutchins $1.27 railroad tax on property not liable, and also $8.10 tax on dogs.

Hege Bros. were released of one-half double tax on property in first ward, the amount being $29.25.

An order was passed to the effect that since the passage of salary bills for the different county offices, all fees must accompany all papers to go on record and that no paper be recorded until full fees are paid.

The board made settlement with Sheriff Alspaugh of special taxes for the year 1906. The State's part is $4,925.92; county, $2,783.89; schools, $2,145, making a total of $9,854.31.

The board adjourned this afternoon to meet next Friday, when claims against the county and other matters will be acted upon.

SAN FRANCISCO SCHOOL QUESTION

(By Publishers' Press.)

CHICAGO, Illinois, Dec. 4.—A dispatch from a staff correspondent of the Chicago Tribune says:

"California is in rebellion over the Japanese trouble. It wants no war with the rest of the United States but demands a friendly fight in the Supreme Court to decide whether California has a right to rule itself in local matters and handle the color question in its own way. Neither does California seek war with Japan. The school superintendent declares San Francisco never will change its attitude on the school question. The commissioner of labor for California declares if California is to remain one of the United States then it must stop the invasion and settle the question. 'If we do not settle it soon then our children will settle it,' says the commissioner."

TWELVE INMATES OF PRISON HAVE DIED

(By Publishers' Press.)

MANILA, Dec. 4.—Two more of the twenty-four inmates of Bilibid prison, who were accidentally inoculated with plague germs in the course of experiments with anti-cholera serum, have died, making twelve deaths. Filipino newspapers are containing agitation of the matter and severely criticizing the methods of the government laboratory and Dr. R. R. Strong, chief of laboratory, who is conducting the anti-cholera experiments under instruction from the Philippine Commission.

SOUTHERN GETS VICE PRESIDENT OF SEABOARD

(By Publishers' Press.)

NORFOLK, Dec. 4.—E. F. Coat, second vice-president and traffic manager of the Seaboard Air Line, has resigned. He will go to Kansas City for the Southern Railroad to assume similar duties. His resignation is effective December 15.

PROSECUTION RESTS IN BURNHAM CASE

(By Publishers' Press.)

NEW YORK, Dec. 4.—The prosecution rested its case today in hearing of George Burnham, Jr., vice president of Mutual Reserve Life Insurance Co. on the charge of grand larceny. The juror whose illness yesterday caused a postponement, is back.

—A beautiful Franklin automobile arrived here yesterday for Mr. W. T. Brown. It is a four-cylinder machine and cost $1,850. It was ordered through the local agent, Mr. H. O. Hipp.

Y. M. C. A. FUND REACHES $44,060

That Was the Amount at 7:30 Last Evening When Committees Met.

Amount Secured Yesterday For Building Fund Was $1,850—Splendid Concert Given Last Night By Salem Boys' Band For Benefit of the Y. M. C. A. Building Fund.

The Y. M. C. A. building fund was $41,061 up to 7:30 o'clock last night. Today's work will doubtless make a considerable addition to this sum. The amount raised yesterday was $1,850.

The concert given last night by the Salem Boys' Band for the benefit of the building fund was a splendid one in every respect. Seldom have our citizens had the opportunity to hear musical selections so artistically rendered. Every member of the band acquitted himself splendidly and only words of praise were heard from those present. One especially enjoyable feature of the program was the vocal solo by Prof. Eugene H. Storer. He has a magnificent voice that showed to splendid advantage last night.

The following letter, which explains itself, was sent today to Mr. B. J. Pfohl, leader of the Boys' Band:

Mr. B. J. Pfohl, Leader Salem Boys' Band, Winston-Salem, N. C.:

My Dear Sir—I beg to express the high appreciation of the officers and directors of the Young Men's Christian Association for the splendid concert rendered at the Elks' Auditorium last evening for the benefit of the Y. M. C. A. building fund.

While the amount realized was not large, the spirit which prompted this labor of love is the same spirit which makes the Young Men's Christian Association a power for good wherever it exists, and its value cannot be measured in dollars and cents.

The fund will be used for a particular purpose, of which you will be notified later.

Wishing also to extend our thanks to the gentlemen who so kindly assisted your organization, and again thanking you, we beg to remain,

Yours very truly,

WINSTON-SALEM Y. M. C. A.
R. C. NORFLEET, President.
P. M. COLBERT, Secretary.

Statistics About Y. M. C. A. Work.

The Year-Book of the Young Men's Christian Association, which has just been issued, furnishes some interesting statistics. We quote a selection:

"The organization has enrolled more than 400,000 members in 1,761 branches. The total membership in 1866 was but 32,000; it is now 405,789; and the current receipts and expenditures have rolled up from $164,000 to $5,319,152, while the cost of its supervisory work (the State and international committees), to which is largely responsible the development of the organization has increased from $279 to $425,966, with an added foreign budget of $151,691. The North American associations have 61 foreign secretaries in ten countries, besides a large number of native secretaries, and sent out 18 new men last year. The net property has shown an unparalleled increase in one year of $4,887,000, making a total of $36,891,361 in value of real estate held, besides $4,794,360 pledged for new buildings now being erected in 150 cities. In the past year the amount of money actually received by associations for current expenses and building was over $10,000,000. Its membership is more widely distributed, the chief divisions being 80,301 railroad men, 53,256 students, 13,355 colored men, and large numbers of miners, soldiers, sailors, etc. In some associations over one hundred different occupations are represented. The number of secretaries and physical directors employed increased from 2,013 to 2,939, and 302 positions are temporarily vacant."

CONTEMPT CASE IN THE SUPREME COURT

(By Publishers' Press.)

WASHINGTON, Dec. 4.—A brief has been filed in the United States Supreme Court considering the legal question in regard to the Chattanooga contempt cases, arising from lynching of Ed. Johnson, a negro who had been granted a stay of execution. Oral argument will be made late this afternoon or tomorrow morning. Judge Harmon, attorney for Sheriff Shipp, accused of failure to protect Johnson, raises the question of jurisdiction of Federal court to consider an appeal from the State courts. The Department replied that the United States courts are empowered to take cases although they may not retain them. It is argued that the Supreme Court has a right to take cases for purpose of determining them.

Assistant District Attorney A. L. Coble was here this afternoon, returning to his home at Statesville from Greensboro.