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Caught in Concord

By The Man About Town.

Mrs. Joe Deaton, who presides over the destinies of the culinary department of the St. Cloud Hotel and who daily makes delicacies that always "taste like more," had a rather unusual experience last night. Mrs. Deaton was at her home on West Deaton street and had occasion to go on the rear porch for something when she made a discovery. Naturally Mrs. Deaton's discoveries are always pertaining to something tempting to eat and such proved the case, for what did she discover other than an o'possum? His "possumship" was calmly resting in the bough of a tree nearby when by the light of the silvery moonbeams that played gently upon the limbs he was recognized by Mrs. Deaton.

Quietly the dusky gray coated animal was gratifying his arboreal tendency by resting high up among the boughs, above and beyond the din and maddening ravel of the streets, possibly stopping there to enjoy a short siesta in order that he might be refreshed and invigorated to continue his nocturnal proclivities that his omnivorous appetite could be fully satisfied. But no sooner did he awake to the consciousness that a human eye was gazing on him did he decide to forsake his resting place, and down the tree he came. Hardly had he hit the ground than there was action, with an upper case A. Here the right man at the right place appeared upon the scene of activities at the psychological moment. That man was Dr. H. C. Herring, citizen, Doctor of Dentistry, taxidermist, sportsman, hunter, fisherman, collector of relics—and the worst for last—a near member of the fourth estate, as witness his contributions to various sportsman's magazines. Immediately the versatile doctor's ever strong sportsman instinct asserted itself and he instantaneously detailed himself to capture the "possum, who by this time was sporting himself towards the branch as fast as his wobbly peddles could assist him.

Was it any task for a man who at times gone by had captured split sticks full of "possums in the swamps of Seppison when a barefoot boy, had braved the storms of Hatteras annually to shoot ducks and seafoals and catch everything from tadpoles to a whale, and who spent many days in Wadeville in order that he might go forth each day and perform the arduous labor of hunting Indian relics in the far wilds of Montgomery county mountains, where the owls screech and the whangoodle moonlight? It could hardly be called a stupendous to say the least, but still there were some slight inconveniences.

The course lay down the steep incline towards towards the branch. His "possumship" had the lead of a lap when the Doctor went forth in pursuit. Down they went with the Doctor gaining, when suddenly he tumbled with a thud, relieving himself of such accessories as hat and spectacles. But up he bounced and renewed his efforts and just as the fleeing "possum" went down into the brush the Doctor reached forth and five of his fingers clasped around the animal's tail with that irresistible, force-like clasp, reserved especially for eye teeth, and he was easily extracted. The Doctor maintained his secure hold and journeyed back up the hill, where he presented the "possum" to Mrs. Deaton.

It was rumored around the hotel yesterday that the "possum" would be served there at an early date. With it will be served many other viands to delight the followers of Epicurus, including, along about the wind-up, some of the famous cake made by the manager of the culinary department, who by the way, can make the most "gothomest" cake makazole even exelling the kind "grandmother" used to make, or at least "The Boys From Rector's" are ready to stake their wad and wallet on the proposition.

They say they are true sports and will put up any time on a square deal, and do not want the public to think their title is in any way associated with one corpse by an aggregation of positively punk performers who recently toured this section styling themselves as actors. They derive their name from their genial landlord, Mr. J. B. Rector, proprietor of the St. Cloud, and they are certainly not bad actors when it comes to doing acrobatic stunts with a knife and fork, all of them being in the select circle of 300 hitters in the Dinner Table League.

Pass the "possum, please; I'm hungry. Miss Blanche Brown has returned from Washington, where she has been visiting her sister, Mrs. C. W. East-erday, for several weeks.

SUPREME COURT UPHOLDS JACKSON TRAINING SCHOOL.

Detection of Richard Watson on Conviction of Vagrancy By Recorder of Charlotte Sustained.

Raleigh, Dec. 6.—The constitutionality of the act of the General Assembly, establishing the Stonewall Jackson Manual Training and Industrial School at Concord, is sustained by the Supreme Court in the decision of the court in ex parte Richard Watson, from Mecklenburg county, in which the effort was to attain the release of Richard Watson from the institution, where he had been committed by the recorder of Charlotte for vagrancy, while his father was in jail and declared to be an unfit person to have the care of the boy. This commitment was in August, 1909.

The contest took the form of a writ of habeas corpus, demanding the release of the boy from the school. Question was raised as to defects in the original commitment and in two supplementary commitments, none pro tunc, commitments being defective in not showing that the boy was under 16 when committed. The question of the constitutionality of the training school act was raised because it provided for imprisonment as a punishment for crime, and in excess of that fixed by statute for vagrancy and for such length of time as is cruel or unusual, and under it the youth was deprived of liberty without due process of law and that his detention under the statute amounts to involuntary servitude.

Associate Justice Allen, writing the opinion for the court, holds that, if the creation of the reformatory was constitutional, the order for detention of the Watson boy was authorized and the court would not discharge the child because of irregularities in the order or in the commitment, on which most of the exceptions for appeal were based. It is held that the legislature has the constitutional power to establish the reformatory and that the scope of the present institution is within the constitutional limits and that use of the term "convicted" may apply to judgment upon a verdict of guilty and that the term "sentence" may apply to any judgment of a criminal court, and that the constitutional construction those terms in the commitments questioned.

Richard Watson, a white boy aged 15, was convicted before the recorder of the city of Charlotte in August, 1909, of vagrancy and sentenced to the Stonewall Jackson Training School, there to be kept until he arrived at the age of 21. During the past summer his father, S. B. Watson, petitioned Mr. Justice Walker for the writ of habeas corpus for his son, claiming that as the law only authorized a 30-day sentence for the conviction of the crime of vagrancy, his son was entitled to his freedom, as he had at that time been deprived of his liberty for nearly two years. Mr. Justice Walker held that the object of the detention in the reformatory was not to punish the child, but to teach him and bring him up in some useful trade, and held that the boy was not entitled to his liberty. From this decision, the prisoner appealed.

In the Supreme Court the prisoner argued, through his counsel, that the statute was unconstitutional, as authorizing a cruel and unusual punishment. It was conceded by him that the object of the law was no doubt a good one, but that the proper protection was not thrown around the children of the State, by the statute, nor did the statute provide for any notice to the parent, nor a hearing for the parents to show that he was capable of caring for the child. The act creating the Stonewall Jackson Training School was passed by the Legislature in 1907 and provides that any person under the age of 16 convicted of any sort of delinquency is to be sentenced to the training school, there to remain until he reach 21 years of age, if the judge so sentencing him deems it for the best interest of the community.

It was argued that under this law any boy in the State, high or low, who was convicted of any crime, even though it be for the very natural boyish crime of stealing apples, could be deprived of his liberty, and taken away from the love and care of his parents for the best part of his life, and for the very part of his life during which should be subject to the tender care of his parents, that while this might not happen to the children of those who had influence, it could and does happen to the children of those without such influence; that be a child ever so poor, he nevertheless has the same love for his parents as a child of the influential, and would suffer just as much upon being forcibly taken away from them and kept during his childhood at this so-called school as he would if he were so fortunate as to be the child of influential parents.

On the part of the parents, it was argued that he statute deprived them of the holiest privilege known to man—the privilege of having their children with them—without any hearing whatever, in that it is not necessary, under the statute, to give them any notice of the proceeding; that a man's child might leave home in the morning, commit some small childish breach of the law, be convicted by some careless justice of the peace, and be sent away to the reformatory for the rest of his childhood; that the first that his parents would know about this would be when the child did not come home that night, and that the parents would then, without any opportunity to be heard at all, have lost their child, unless they happened to have influence enough to either have him released by the training school authorities, or pardoned by the governor; that this is not fancied, but real, for the training school admitted at the hearing that the father was at that time a proper person to have custody of the child, and could care for him, but the child was nevertheless sent back to finish his education.

Counsel for the prisoner and his parents argues that in any event the statute should be amended so as to provide for notice to the parents and a full investigation into the question whether or not the parents are capable of caring for the child, and that this must be done if the parents of this State are any longer entitled to any rights whatever in respect to the association of their children.

MT. PLEASANT NEWS.

Declarations of Intent.—Parting Arrangements for Reopening of Seminary.—Collegiate Institute Students Help.—Football Season Closed.—Personal.

The inter-scholastic contest for declaration of intent was held in Craven Memorial Hall, Trinity College, last Friday night. Mr. John L. Yost represented the Collegiate Institute in this contest. Forty-three of the most prominent schools of this and other states had representatives there to contest for the honors. Mr. Yost not only succeeded in getting on the final, made up of the ten best speakers chosen from all the representatives, but he rushed the winner, Mr. Hudson, of Smithfield High School, for the medal. This is the first time the Institute has entered this contest and to come so close winning, leaving so many of the best schools far behind, is cause for congratulations, both to speaker and school.

The citizens' committee, appointed at the first mass meeting last week, has been busy at work together with Prof. Fisher and members of the faculty of the Seminary, and they have about perfected arrangements for the opening of school, January 2. While these arrangements are not ideal in every respect, yet they will prove very satisfactory, indeed, under existing conditions.

Mr. W. R. Kinsley's residence now vacant, will be used for recitation rooms, also the masonic hall. These will be thoroughly furnished. The rooms are large, well ventilated, and well lighted, and they will make class rooms equal, if not superior, to those burned. Both buildings are centrally located, and easily reached by cement pavement from all parts of town. This is considered a most happy arrangement.

The comfort of the boarding students is being carefully looked after. Mr. Chas. Lenta will take care of one group in his residence, which adjoins the class rooms mentioned above. Mrs. M. E. Welch will take another group and Mrs. Sallie Misenheimer a third group. Both Mrs. Welch and Mrs. Misenheimer live close, so that young ladies at these places will have but a few steps to their recitations.

All the regulations and requirements will be faithfully carried out. Prof. Fisher will have the assistance of the citizenship of the town in this undertaking. Parents, therefore, need not feel any hesitancy in caring for their daughters return.

Aside from Prof. Fisher, Miss Cora Ballard, teacher of art, was perhaps the heaviest loser from the fire. She lost her entire collection of paintings valued at not less than five hundred dollars, besides other valuables. The student body of the Collegiate Institute met yesterday and pledged \$200 to the rebuilding of the Seminary. This action on the part of the students was entirely voluntary, and was done without the knowledge of Prof. McAllister or any member of the faculty. These are twin institutions and what effects one effects the other.

The football season has closed. The team met defeat again last Thursday in their game at Lenoir. The secretary of the association assisted by some able mathematicians, are now engaged in figuring the standing of the team in the percentage column. They have progressed sufficiently to know that the standing is somewhat below zero, but, all the same, the boys put up brave battles and are deserving of no little credit.

Sheriff and Mrs. Deaton, of Statesville, and Mrs. A. B. Troutman, of Troutmans, spent yesterday with Rev. and Mrs. R. A. Goodman.

PERSONAL MENTION.

Some of the People Here And Elsewhere Who Come And Go.

Mrs. J. B. Rector spent yesterday in Charlotte.

Miss Ada Craven is visiting friends in Charlotte.

Miss Lucile Pitts spent yesterday afternoon in Charlotte.

Mr. W. W. Flowe has gone to Salisbury on a short business trip.

Mr. M. L. Brown is spending the day in Charlotte on business.

Mr. E. W. Pearson, of Greensboro, is a business visitor in the city.

Mr. Cameron McRae, of Greenville, S. C., is a Concord visitor today.

Mr. J. Locke Erwin left this morning on a business trip to New Orleans.

Mr. W. R. Johnson is attending the District stewards meeting in Salisbury today.

Rev. Alexander MacLaughlin, of Pennsylvania, is visiting his son, Rev. C. P. MacLaughlin.

Mr. and Mrs. W. L. Robinson left last night for Richmond, where they will visit relatives for several days.

Mr. J. H. Barrier and Rev. W. M. Robbins are attending the district steward's meeting in Salisbury today.

Miss Blanche Brown has returned from Washington, where she has been visiting her sister, Mrs. C. W. East-erday, for several weeks.

Miss Ashlyn Lowe and Mr. E. C. Barnhardt, Jr., left this morning for Chapel Hill to attend the December dances at the university of North Carolina.

Mr. and Mrs. E. J. Braswell, Mrs. J. Lindsay Roes, Misses Kate Means, Margaret Lenz, Ellen Gibson, Grace Patterson and A. G. Odell witness "The Duchess" in Charlotte last night.

Concert at Kannapolis Tonight.

The ladies of the Presbyterian church at Kannapolis will give a concert in the Auditorium there tonight. The following will be the programme: Music—Band.

Reading—"Polly's Surprise Party." Miss Hendrix.

Piano Solo—"Cindrella." Johnnie Sloan.

Piano Solo—"Vienna March." Miss Dora Walters.

Reading—"Aspirations." Miss Laura Shipley.

Reading—"Seein' Things at Night." Miriam Shipley.

Vocal Solo—Mr. W. H. Owens.

Reading—"A Fashionable School Girl." Miss Hendrix.

Piano Solo—Two step. Miriam Shipley.

Reading—Mr. Owen.

Vocal Solo—"Melody of Love." Mr. Query.

Piano Duet—Misses Cook.

Reading—"Molly." Miss Laura Shipley.

Political Fight on Train.

The first political scrap of the season is reported by the Rocky Mount Telegram. On a train coming from Richmond last Thursday night a crowd that had witnessed a football game in Richmond was rather hilarious and an unknown man called for three cheers for Marion Butler. Dr. W. M. Edwards, of Spring Hope, Nash county, objected to this call and told the stranger in effect that a man who called for cheers for Butler was not fit for the society of gentlemen. Thereupon the stranger went on the doctor and choked him but the doctor managed to get in a punch on the fellow's jaw and then drew his gun, whereupon there was a general scattering, the stranger disappearing in the crowd.

Seaboard Air Line Christmas Holiday Rates.

The Seaboard Air Line Railway will sell Christmas rates to all points in their territory at greatly reduced rates, tickets on sale December 15, 16, 17, 20, 21, 22, 23, 24, 25, 30, 31 and January 1st, good to return until January 8th, 1912. For further information call on your nearest agent or write the undersigned.

JAMES KER, JR.,
T. P. A. Charlotte, N. C.
M. S. LEONARD,
D. P. A. Raleigh, N. C.

Furr-Rymer.

On Wednesday, evening, December 6th, at the home of Mr. L. C. Little, near the Gibson Mill, Miss Elizabeth Furr became the bride of Mr. C. J. Rymer. Only a few friends of the bride and groom were present to witness the marriage, which was performed by Rev. A. Over Lindsey, pastor of the Methodist Protestant church.

Craven Bros. Furniture Co. invite you to see the parlor suits in their show window. See their new ad. on page two of the Tribune today.

DELIGHTFUL RECEPTION.

Given By Mrs. Bob M. Moore in Honor of Two of Concord's Recent Brides.

A bride, Mrs. L. Archibald Fisher, and a bride to be, Miss Grace Missouri Brown, were the honorees at a delightful reception yesterday afternoon, given by Mrs. Zeb M. Moore, at her home on North Union street. Elaborate preparations were greatly enhanced by the charming manner in which they were carried out, the event being marked by the elegant appointments in every detail.

The guests were greeted at the door by Mrs. D. B. Coltrane, who presented them to the receiving line, composed of Mrs. Zeb M. Moore, Mrs. L. Archibald Fisher, Miss Grace Missouri Brown, Miss Blanche Brown, Mrs. David Moore, of Charlotte, and Mrs. A. J. York.

Mrs. Charles J. Harris then escorted the guests to the dining room, which was most attractively decorated for the occasion, large collections of chrysanthemums, cut flowers and ferns being conspicuous by their beauty in the floral decorations. An elegant salad course was served by Mrs. R. E. Ridenhour and Miss Fannie Hill. Between eighty and ninety guests called during the afternoon.

Does Charlotte Want the Norfolk Southern?

Charlotte Observer.

Shall the Norfolk Southern Railroad come to Charlotte? The people of this town who are interested in its development, who would like to extend its commercial territory, who would add to the transportation facilities of Charlotte about one thousand miles of new railroad, must answer. The people of Concord, Albemarle and Mount Pleasant have already assured the builders of the Norfolk Southern that they will give them the rights of way and the sites for passenger and freight stations free of cost. Says the Raleigh News and Observer, which evidently speaks with authority: "Unless some arrangement is made by Charlotte to secure the extension, the Western terminus of the road will be Concord."

The Montana Method.

A refreshing story comes from New York to the effect that a well-known Montana man lately chastised a "masher" in a subway train. The "masher," dressed in the latest fashion, was determined to make a "killing." His persistent attempts to attract the attention of a woman passenger also attracted the attention of the man from the Western mountains. The Montana man quietly protected the woman. He made the "masher" kneel before her for forgiveness, and then almost beat the life out of him. The passengers were delighted. That is the Montana method, and it is effective and preventive.

GENERAL NEWS.

Late Items of News From Here, There And Everywhere.

Richard Croker, former Tammany Hall leader, picks Mayor Gaynor of New York city as the logical Democratic candidate for President.

An Italian woman, a former resident of Naples, committed suicide in Pittsburgh because she "could never see the blue sky." The tall buildings and the smoke shut off the view.

Cancer has stilled the voice of one of the leading church singers in New York—James A. Metcalf, head of a well-known firm of silversmiths and for many years base soloist in Grace church. His tongue was entirely removed in an operation for cancer at the New York hospital, and though the operation was pronounced successful and Mr. Metcalf is rapidly regaining his strength, he will never talk again.

A missionary relates an interesting incident of a recent athletic field-day at Nanking in which many school-boys took part. A boy from Tientsin, the hope of his school in the high jump, cleared the bar at a greater height than his rivals, but when he came down, his queue touched the bar and knocked it off. The missionary says that this trivial incident has had more influence in leading young men to cut off their queues than any arguments that have been advanced.

NEW Holiday Goods!

EVERY DAY SOMETHING NEW COMES.

Come Today Ladies' Neckwear IN XMAS BOXES

The largest and prettiest line of Jabots, Side Frills, Fancy Colors, etc. They are the Newest—Special for Xmas, 35c, 35c, 50c AND UP

Collar and Belt Pins, Beauty Pin Sets, in a big range of styles to select from10c, 15c, 25c TO 50c.

Children's Silver Purses10c

Misses and Ladies' Mesh Bags, German silver—Special \$0 TO \$4.95

Brass Goods

Extra Special—\$1.50 Fern Jardinieres 89c

\$2.50 ones for \$1.50

New Cluny and Mexican Drawn Work in Notion Section specially priced for the Holidays. Big range of pieces at25c, 50c, 98c TO \$3.00 PIECE.

New Handkerchiefs 5c, 10, 15c and 30c

Buy your Holiday Ribbons in our Millinery Department.

WE ARE PLEASED TO SHOW YOU.

H. L. PARKS & CO.

Learn The Truth About Coffee By a change to POSTUM and better feelings. "There's a Reason"