

# New Bern Weekly Journal

No. 148

NEW BERN, N. C., FRIDAY, OCTOBER 24 1913—SECOND SECTION

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## TOM E. WATSON ANSWERS CHARGE

Former Presidential Candidate Accused Of Sending Obscene Mail.

EDITOR OF JEFFERSONIAN

Trouble Caused By Alleged Attack On Roman Catholic Church By Defendant

Augusta, Ga., Oct. 21.—Hearing of the motion of the defense to quash the Federal indictment against Thos. E. Watson, editor, publisher and politician charged with sending obscene matter through the mails, today was continued until tomorrow by United States Judge Rufus E. Foster, in order to give the court opportunity to study the language of the publications alleged to be objectionable.

Attorneys for Watson, prior to the opening of court, had predicted that the case never would reach the jury, and had intimated that it might not be tried at all. In this, however, they were mistaken, for less than half an hour after court opened Judge Foster called the case and directed that a jury be drawn.

Upon request of S. G. McLendon, of the defense, the drawing of the jury was postponed in order that two motions might be presented to the court. The first of these was that the government be directed to file a bill of particulars supplying the issues of "Watson's Magazine" and "The Jeffersonian" in which the alleged obscene language appeared. By direction of the court this immediately was complied with.

The second motion of the defense—and the one upon which argument still was uncompleted when court adjourned—was that which requested the quashing of the indictment against the Georgia editor upon the ground that Congress has no right to abridge the freedom of the Press.

It was admitted by the defense that Watson had written and published certain attacks upon the Roman Catholic church in which the passages referred to in the indictment returned against him November 12th, 1912 appeared. Two of these passages were in English and one in Latin. Mr. McLendon however argued that the indictment should be quashed because the alleged obscene matter was not set out therein nor the names of any persons addressed given because the publication containing the passages is not a book or pamphlet because the language is not obscene within the meaning of the statute because the Supreme Court has no authority to establish a standard of obscenity and because the statute itself is indefinite in that it omits the mention of newspapers and magazines.

The defense argued that the Federal statute is void because Congress has not the power to make any act a crime in the which element of unlawful intent is not involved or to abridge the freedom of the Press.

Mr. McLendon recites the chronology of similar cases in the courts of the United States. He was in the midst of his argument when Judge Foster interrupted him by saying that it seemed useless to further pursue the historical aspects of the matter. The United States Supreme Court has decided," said Judge Foster "that Congress can exclude obscene matter from the mails regardless of whether it appears in newspapers, magazines or letters. This would not in my opinion reach upon the freedom of the press and I cannot understand how any man will be unable to express his ideas without resorting to the use of obscene or filthy language."

Saying that the real purpose of the case was to determine whether the language referred to in the indictment is in violation of the law Judge Foster adjourned court until tomorrow in order to familiarize himself with the exact nature of the passages in question.

Mr. Watson who arrived in court a few minutes before his case was called sat during the session at his counsel's table.

United States District Attorney Alexander Akerman conducting the case for the government tonight said that the trial might be more extended than he had at first supposed. Court will convene at 10 o'clock tomorrow.

It was announced tonight that when Watson's case is presented tomorrow the defendant himself who is a lawyer and has been admitted to practice before the United States District Court will address the jury in his own behalf. It was predicted tonight by court officials that arguments would be reached tomorrow.

## HAS WILLIS D. PARKER TWO LIVING WIVES

If Charge Is Proven Against Goldsboro Man Arrested Here Last Night He's In For a Lot Of Trouble

If Willis Dawson Parker, whose former home is at Goldsboro, has a wife and child living at that place, then he's in for a lot of trouble. Several days ago Sheriff R. B. Lane received from the authorities at Goldsboro a letter asking if Parker was in this city. After making a few inquiries Sheriff Lane learned that the man wanted by the Goldsboro officials was living in New Bern and resided on Moore's avenue.

As soon as he had learned this Sheriff Lane notified the Goldsboro officials that Parker was here and forthwith came a warrant for his arrest on a charge of bigamy. Sheriff Lane waited a short time before serving the warrant, awaiting a favorable opportunity to catch him at home. Late last night Sheriff Lane and Deputies Huff and Bayless went to Parker's home. It is said that Parker cannot hear well but the local officers believe that this is a mistake. No sooner did Parker hear the Sheriff and his men approaching than he made an effort to escape. However, this proved futile and in less time

than it takes to tell, he was in the grasp of the law and on the way to jail where he will remain until an officer from Goldsboro comes to take him back to that city.

Parker has a wife and child living here and they were in the house with him when Sheriff Lane called last evening. When the Sheriff knocked at the door he was informed that the object of his search was not at home, but the Sheriff has heard that so often that it has become little more than history. He told the occupants that it would be necessary to make a search of the premises and started in to see if his man could not be found.

Parker heard him coming and attempted to get through a rear window but he was only jumping "out of the frying pan into the fire," for an officer was right on hand to take him in charge. The alleged bigamist does not deny the charge, neither does he admit it. The only thing that he has so far said is to ask what the penalty will be for an offense of this kind.

## PAROLED PRISONER SHOT TO DEATH IN PISTOL DUEL

Plucky Officer is seriously Wounded By Victim And May Die—Was Robbing Car When Caught By Officer

Lynchburg, Va., Oct. 20.—Jack Perrow, a young white desperado, who was out of the State penitentiary under parole, was shot and killed here this morning in a duel with Policeman George Ware, of the city police force. Policeman Ware was shot in the abdomen, and is seriously, if not fatally, wounded.

Perrow died half an hour after being shot. The officer survived an operation, and has a slight chance to survive.

Perrow went to prison two years ago for complicity in shooting a yard engine here, in which Policeman George Crank was shot. Two months ago he was given a conditional pardon, by Governor Mann. This morning several policemen answered a call to Sandy Hook to apprehend a gang of car robbers.

The officers separated and began the hunt. Ware stumbled upon Perrow suddenly and when ordered to throw up his hands, Perrow opened fire upon the officer, who returned it. The policeman was wounded first, but his fire was more deadly, for each shot hit the mark, and Perrow fell with his right arm smashed by a bullet, a wound in his right breast and a fatal one in his head.

Policeman Ware has been unfortunate, for he was shot by a negro two years ago, and the wound today penetrated the abdomen an inch away from the old wound. Two months ago he was shot at five times by an escaping man, who is now serving time for the shooting.

Perrow leaves a wife and two children and the injured policeman has four children.

## EXPERTS SAY ADMIRAL EATON WAS POISONED

Tell Jury One Dose Was Administered Short Time Before Death—His Wife Is Accused On All Sides

Plymouth, Mass., Oct. 21.—Rear Admiral Joseph G. Eaton died from poison, at least one dose of which was administered within six or eight hours of his death, during which time, testimony showed he was unconscious.

This, the statement of medical experts, was the principal evidence introduced today by the government in its effort to support the charge that the admiral came to his death at the hands of his widow, Mrs. Jennie May Eaton, now on trial for her life.

That Mrs. Eaton had many times said she wished that her husband was dead, was the statement made on the witness stand by Henry M. Cates of Rockland, who knew the family in 1910.

The court house was crowded during the afternoon mostly by women. Many were turned away. Mrs. Eaton still maintained to a large extent the composure which she has manifested so far during the proceedings. Occasionally during the medical testimony she bit her lips and again broke out in laughter during the testimony of acquaintances.

Testimony as to the finding of poison in the admiral's body, and indications as to the time and manner of its administration was given by Professor W. F. Whitney and Professor William Balch, both of the Harvard Medical School. These experts retained by the government, had analyzed the con-

tents of the organs removed from the body of the admiral. Sixteen grains of pure white arsenic was found and a great amount was probably thrown off from the admiral's system before death, according to the testimony. Both professors admitted that the presence of a large quantity of arsenic had been accepted by experts as an indication that the poison was self-administered.

District Attorney Albert Barker in redirect examination brought out testimony to show that the poison might equally well have been administered by some other person. It is the contention of the government that poison was given the admiral in tea and other beverages by his widow.

The defense failed today to secure any confirmation of their contention that the admiral used intoxicants freely and then resorted to drugs to overcome the after-effects.

Mrs. Anna Driscoll, of Rockland, a friend of the Eaton's, testified to having stayed at the Eaton house for three months in 1912, at Mrs. Eaton's request, "to keep this feeble old man away from a woman who wants to get his money." She said Mrs. Eaton believed the admiral was insane and complained that he was always flirting with girls and women. Mrs. Driscoll said that while she was at the Eaton home the admiral's habits were regular and orderly.

## MANY SOLDIERS KILLED IN WRECK

Troop Train Wrecked In Mississippi And Twenty Meet Death.

WENT THROUGH TRESTLE It Is Feared That List Of Injured Will Exceed One Hundred.

Meridian, Miss., Oct. 20.—Twenty soldiers were killed and more than 100 others injured when a special train troop on the Mobile & Ohio railroad plunged through a trestle near State Line, Miss. The entire train fell a distance of 20 feet.

This casualty is that given in a report of the disaster by Division Superintendent Pigford, of the Mobile & Ohio.

The wreck was caused by the engine tender jumping the track about 200 feet from a trestle. The engine was not derailed and passed over the trestle safely. The tender broke loose from the engine, however, and plunged with the baggage car and three coaches to the ground 25 feet below.

At 9 o'clock last night 16 bodies had been taken from the wreckage and Superintendent Pigford said in his report he was sure four more bodies were in the debris, which will not be cleared away for 24 hours.

One hundred and seventy-nine soldiers were on board the special train. They were from Fort Morgan and Fort Barancas. They were going to Meridian to participate in the Mississippi-Alabama joint state fair. They were under command of Major Taylor, coast artillery, U. S. A. The men had been taken to Mobile early Sunday and at noon their ill-fated special left Mobile.

As meagre news of the wreck filtered into Meridian, a special relief train bearing physicians and nurses left for the scene. Other trains left from Mobile and Whistler, Alabama. When it was learned in Mobile that a train bearing the dead and wounded was bound for that city, another train carrying more doctors and nurses was sent to meet the one bearing the victims.

As is usual with troop trains the coaches were well filled and when the three cars tumbled through the trestle the men had little protection. The dead and injured were entangled in a twisted mass of wreckage, making it difficult to remove dead bodies or rescue the injured.

Because of the confusion due largely to poor wire communication it was impossible to ascertain how many of the injured were expected to die or who they were.

The first report of the wreck sent the war department was that 12 had been killed, but soon after it was sent other bodies were found. Superintendent Pigford is firm in his belief that at least four more bodies are in the wreckage, but until the debris is cleared a final statement of the casualties cannot be made.

## JOSHUA FLOWERS DIED HERE SUNDAY MORNING.

Joshua Flowers a well known citizen of Vandemere N. C. died Sunday morning at Stewart's sanatorium where he had been taken for treatment. Mr. Flowers was brought to New Bern on the morning train and taken at once to the sanatorium. Less than thirty minutes after his arrival there death ensued. The deceased was sixty-nine years of age and is survived by a son, C. H. Flowers of Vandemere and one daughter. The remains were taken back to that place for interment.

## MRS. S. L. DILL PASSES AWAY.

Well Known Lady Died Sunday Afternoon.

After suffering with a complication of ailments for several weeks Mrs. Sarah Thomas, wife of S. L. Dill, passed away at her home, No. 12 Queen street, Sunday afternoon at 1:30 o'clock.

Mrs. Dill was well known in New Bern and surrounding section. In years past she has been active in the social life of the city and has been an active worker in the church and her presence will be sadly missed.

The deceased was sixty-nine years of age and is survived by her husband three sons A. T. Dill, S. L. Dill and Marcus Dill and one sister Miss Rebecca Thomas.

The funeral will be conducted from Centenary Methodist church this afternoon at 4 o'clock by Rev. J. E. Hurley and the interment will be made in Cedar Grove cemetery.

## EDWARD NEILSON DIED YESTERDAY MORNING.

Edward Neilson died in this city yesterday morning at Stewart's sanatorium where he had been carried to receive treatment for a complication of ailments. Mr. Neilson, who was a native Norwegian, was fifty years of age. The remains were sent to Wit N. C., for interment.

## MOTOR BUSES ARE ON THE WAY

Cars To Be Used During Fair To Arrive Today Or Tomorrow.

THE VERY LATEST MODEL Fare For Trip To Grounds Will Be Only Twenty-five Cents.

The six large motor busses which the Glenburnie Transportation Company have secured for use in transporting visitors to and from the city during the week of the Fair, are expected to arrive today or tomorrow and will at once be put in condition for operation.

These cars are the very latest model of motor busses and are roomy and comfortable. They are high power machines and the run between the city and the Fair ground can be made in much less time than was consumed by the cars in operation during the last Fair. Twenty-five cents will be the price charged for transporting passengers from the city to the Fair grounds or from that place back to the city and if anyone is asked to pay more than this amount they are requested to notify the officers of the company at once.

There will also be a large number of automobiles and hacks in commission between the city and the Fair ground during the week and the price of a ride on either of these must not exceed twenty-five cents. The Board of Aldermen have agreed to allow all vehicle owners to operate their vehicles during the week without taking out a license, providing they charge not more than a quarter of a dollar and the first man who violates this contract and is reported will be compelled to cease operating this vehicle.

The Fair grounds will be open on Sunday but none of the buildings will be open. Many persons will probably go out for a look around just before the big show begins and the officers of the Fair Association Company will be glad to have them do this. However, many of the exhibits will have been placed by that time and the building will be closed.

The very best of order will be maintained at the grounds during the week and ladies and children need have no fear of visiting the Fair unattended. Special policemen will patrol the ground at all times and there will be no rowdiness allowed either in the grounds or around the entrances.

Just five more days remain before the gates of the Fair are thrown open and the opening address is made and in the meantime those who have charge of the celebration are doing everything possible to make it the biggest, best and grandest event of its kind ever held in the entire State.

## BIG PUBLIC SALE OF HORSES NEXT SATURDAY.

There will be a big sale of horses and mares at Scott's stables on Middle street next Saturday morning beginning at 10 o'clock. These horses are owned by Brannan and Kirby of Knoxville Tenn. and will be auctioneered by V. H. McLean of that city. There will be a solid car load of them and it will be an excellent opportunity for all who attend purchasing to be at the stable during the sale.

## EXPERT MARKSMAN TO GIVE EXHIBITION IN NEW BERN.

William Hall, one of the best all-round shots in the world will give a demonstration of Remington arms and U. M. C. ammunition in this city on October 28 at 2 o'clock. Mr. Hall is an expert with any kind of fire arm and his exhibition will be well worth witnessing.

## NEW SALVATIONIST ARRIVES TO TAKE UP WORK.

Captain J. F. Talbert, of Salisbury, N. C., who succeeded Captain J. M. Satterfield as commander of the local branch of the salvation Army, has arrived to take up his new duties. Captain Satterfield and family left yesterday for South Carolina where they will have charge of a branch of the Army.

## MARRIAGE AT JACKSONVILLE YESTERDAY AFTERNOON.

(Special to the Journal.) Jacksonville, Oct. 21.—Miss Della Walton, the charming and accomplished daughter of G. F. Walton, a prominent merchant, of Jacksonville, R. F. D. was married to Harry Dixon, of Wilmington, this afternoon at 2:30 o'clock. Mr. and Mrs. Dixon left on the evening train for Wilmington where they will make their future home.

Mr. and Mrs. O. A. Kafer have moved into their handsome new home on National avenue which has recently been completed. This residence is one of the most attractive in that section.

## THE ALDERMEN REJECT ALL BIDS

Funds For Erecting New School Building Not Needed At Present.

READY DURING THE SPRING Bonds Will In All Probability Be Disposed Of To Local Capitalist.

A special meeting of the Board of Aldermen was held last night for the purpose of receiving bids for twenty thousand dollars worth of bonds, the funds from the sale of which are to be used in the construction of an additional building at the white graded schools.

This was the second time that bids for these bonds have been received. On the former occasion all bids were several hundred dollars below par and the Aldermen unanimously voted to refuse to receive them.

After the bids were opened last night the Aldermen decided that as the money was not needed at present and that the building could not be completed before Spring that the bids would again be rejected and the City Clerk ordered to return to the bidders the certified checks accompanying their bids and to notify them of the action taken.

By taking this action the Aldermen get out of paying interest on money which would lie idle for several months. The legislature recently passed an act taking the tax from the bonds and a local capitalist has offered to take them. Those who are familiar with the case feel that it would be much better to have the bonds held locally, and it is probable that they will be disposed of in the city when again placed on the market.

## DOINGS AT CALLISON.

Comings And Going Jotted Down By Journal Correspondent.

(Special to the Journal.) Callison, N. C., Oct. 21.—The farmers are having some fine weather in which to house their crops.

Mr. and Mrs. John Moore were the guests of Mr. and Mrs. Clea Langley Sunday afternoon.

Miss Ethel Daniels, Miss Eta Wharton, Mrs. H. S. Wharton, Mrs. E. L. Allen and F. T. Wharton spent Sunday at Alliance and reported a fine time.

Mr. Fred Lanan left Saturday morning for Baltimore where he will visit relatives.

F. J. Casey and wife left this morning for New York where he will stay two weeks.

G. W. Daniels and wife left this morning for Kinston.

Sam Gatlin returned last night from Morehead City. Hugh Hardy and wife spent Sunday at Oriental.

W. H. Phipps left this morning for Bayboro to attend court for two days.

A. E. Daniels left this morning for Jacksonville, Fla., where he will meet his friend C. F. Roberts.

C. T. Swindell returned last night from Kershaw.

## POLK MILLER IS DEAD.

Famous Old Confederate Answers Last Roll Call.

Richmond, Va., Oct. 21.—Polk Miller, a Richmond business man, known throughout the South for his plantation stories of war times and his performances on the banjo at many Confederate reunions, died suddenly at his home here tonight. He was 69 years old.

In late years Mr. Miller had been pressed into service by the Chamber of Commerce to help to entertain 30 or 40 National organizations which held their annual conventions here. With a banjo he frequently accompanied his "darkey quartette" and related many original and amusing stories in the negro dialect. He appeared in nearly every Southern State, often with Colonel Tom Booker, another Confederate soldier.

A week ago he was the chief entertainer at a smoker tendered the American Gas Institute by the city of Richmond.

For 20 years or more he traveled over the South but seldom appeared out of that territory, because, as he explained, his dialect stories elsewhere were not understood.

A bride thinks her husband unreasonable if he expects her to be reasonable.

## DEATH OF AN INFANT.

Louis Ranson Howe, the ten month old son of Wm. P. and Olivia Howe, died at the home of his parents on Bern street yesterday afternoon. The funeral will be conducted this morning from the home and the remains laid at rest in Cedar Grove cemetery.

## CHILDREN MUST ATTEND SCHOOL

The School Trustees Have Appointed An Attendance Officer.

PARENTS TO CO-OPERATE Arrange To Move Several Classes Into Nearby Building.

The parents of those children in New Bern who are old enough to attend school may as well make up their mind to send the children along and avoid any inconvenience. That there are children in the city who should be attending school is known to the Board of Trustees of the school, and at a meeting held on Tuesday night they decided to appoint an attendance officer to keep watch for these children and report to the superintendent every day.

The most important matter taken up by the Board was that of providing additional room for the large number of pupils in the schools. The Trustees had hoped to have the new building in readiness by the opening of the school but this was not possible and the result is that a number of grades are crowded. One or two members of the Board suggested cutting the auditorium in the Griffin building up into class rooms. Others objected to this and suggested that rooms be made in the basement. There was also a good deal of opposition to this.

J. A. Jones had offered the school the old Methodist church located on New street just across from the campus and a committee was appointed to visit this yesterday and if after making an inspection they thought that it would be suitable for use, that it would be secured. This committee looked this building over yesterday and decided that it would be just the place for several class rooms. A few alterations will be made and these class rooms will be located in this structure at an early date. Of course, as soon as the new building has been erected these classes will be moved into that.

Wednesday and Thursday of next week will be the "big days" at the Eastern Carolina Fair and the majority of the pupils will want to attend on one or both of these days. Wednesday will be "educational day" and the Board decided to give the pupils a holiday on that day so that they would have an opportunity of hearing Dr. J. Y. Joyner who will make the principal address of the day.

The Peoples Concert Band had asked the Board to allow them to use the campus for a band concert some time in the near future and this request was granted. Before the meeting closed Miss Blanche Gaskill was selected to assist Prof. Craven in the book department.

## REVENUE OFFICER NABS ANOTHER

WASHINGTON MAN CHARGED WITH RETAILING WHISKEY WITHOUT LICENSE.

William Barr, white, was placed under arrest yesterday at Washington by United States Deputy Marshal Samuel Lilly of this city on a warrant charging him with retailing spirituous liquors without a government license. Barr was taken before the United States Commissioner at that place and given a preliminary hearing. Probable cause was found and the defendant bound over to the next term of federal court in New Bern under a bond of two hundred dollars. He succeeded in getting bail in this amount and was released from custody.

Federal court is in session at Washington this week and Barr is under indictment on a charge of operating an illicit distillery.

## GARD OF THANKS.

We are exceedingly grateful for the sympathy which has been expressed for our son, and we take this opportunity to thank our many friends for their kind remembrance in our period of distress. At this writing it seems that the accident is not going to be as serious as was once thought. The wounded arm is rapidly recovering and it is the belief of his physician that he will recover the entire use of his arm and hand, but will leave some scars. Sincerely,  
W. R. Sauls and family,  
Fort Barnwell, N. C.

## SENATOR F. M. SIMMONS WHO HAS BEEN SPENDING A FEW DAYS AT HIS FARM IN JONES COUNTY IS IN THE CITY FOR A SHORT VISIT BEFORE RETURNING TO WASHINGTON TO RESUME HIS OFFICIAL DUTIES AS CHAIRMAN OF THE FINANCE COMMITTEE OF THE SENATE.

Make JOURNAL Office YOUR Headquarters When attending the Great Eastern Carolina FAIR