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TUESDAY, MARCH 30, 1915

Every Democratic voter in the city of New Bern should bear in mind the fact that a new registration is required for the approaching city primary and that only a few days are left in which they can register.

As the circus announcer would say: "L-a-d-i-e-s-s-e-s and g-e-n-t-l-e-m-e-n, we have with us today the f-a-h-m-o-u-s C-h-a-t-A-b-e-r-n-e-th-y investigation. Kindly keep your seats and watch the mah-ha-vel-lus per-form-hence."

All things come to him who waits, lapped the poet, or maybe it was a poetess. In the latter case she probably had in mind that Easter bonnet which she expected to be marked down to \$4.98 after April 4.

The Norfolk Southern Railway Company is one of those corporations who do not believe in sitting idly by and letting business escape from them. In evidence of this is the fact that they have just landed the contract to transport the rock to be used in building the breakwater at Cape Lookout.

It wouldn't do for one of the Russian generals to attend a church social or other affair where each guest had to contribute a penny for every letter in his name. About the time that the last letter was reached, the Czar's treasury would be bankrupt.

There is certainly no religious inactivity in New Bern. All such ideas were disapproved by the hosts who last night packed the Baptist church to hear two of the most eloquent Biblical addresses ever heard in the city. Apparently the morally stunted have sought pastures new.

"Made in New Bern"—Another sensation in the Carter-Abernethy case.

COLD WEATHER AROUND OCEAN

However, the Farmers Are Getting Ready for Crop Planting

Ocean, March 24—We are having cold and windy weather down here on the coast, but our farmers are getting ready to plant watermelons and corn next week.

Mr. F. J. Hartfield has watermelons up and nearly ready to transplant from his hot bed.

Mr. M. C. Parker has been very sick, but is much better, and is still confined to his room.

Mrs. Mary Russell is very sick, we are sorry to say.

Mr. Geo. Weeks, of Morehead City, visited relatives and friends Sunday.

Mrs. Mattie Tolson, of Swansboro, is visiting relatives and friends here this week.

Mrs. C. A. Parker returned home Friday from a visit with relatives at Wildwood, Morehead City.

Mr. J. R. King, who has been here a week making pictures, will leave tomorrow for Broad Creek.

COMMITTEE INVESTIGATING THE CHARACTER OF JUDGE CARTER HAS ARRIVED IN NEW BERN

Concludes Taking of Evidence in Capital and Comes to Craven--Hearing Yesterday Was Eventful in the Discord of Testimony, Charges and Praise Against and For Judge Comes From Friend and Foe--Investigation Will Be Held at the Court House and Will Begin at 10 O'clock

Raleigh, March 24—After equal elements of laudation and reprobaton, panegyric and the satiric, the committee of inquiry into the character of Judge Frank Carter and Solicitor Charles Abernethy finished the Raleigh hearing this afternoon at six o'clock and adjourned until Thursday morning for the resumption of testimony in New Bern, the source of the trouble.

Today was eventful in the discord of testimony. Judge Carter never had finer or harder words said about him. The charges were not vituperative. They came from friend and foe, friends who meant well but told things that murdered the judicial temperament, and from enemies who had been flocked on the raw; and from friends who speak for a district united in its praise.

Wrecked Affidavit

The evidence of Clerk Sessoms of Sampson county, indicating that the judge wrecked an affidavit in open court and committed in the mind of his prosecutors a statutory offense, was the testimony of a friend, for Mr. Sessoms was with the judge. He could not tell whether that display of temper on the judge's part, coupled with that against the magistrate who took the affidavit, came before the reading or after. It was very material. It looked bad for Carter. But Solicitor Shaw cleared up the whole thing and handed to Judge Carter, who once ruffled the solicitor as he has rarely been done, as fine a testimony as mortal man ever received.

Likewise did Solicitor John H. Kerr who found none in all the 200,000 folk of his district who had caught but praise for a judge in whom the elements of mercy and oppression, justice and injudiciousness are so strangely mixed according to the prosecuting view. Many others gave high tribute, but Recorder Roscoe Turner, of Elizabeth City, brought to the court of inquiry one of the most sensational of all the stories when he told of Judge Carter's spectacular conduct in the clean-up of the convict camp.

Mr. Turner's case had previously been in the papers and it was a twice told story, albeit the recorder of former days said only those parts that gave proper trumpeting to judge Carter's conduct gained the light of publicity. Mr. Turner had been severely reflected upon by Judge Carter, he said, and he came not as the other cheek Christian. Like Beekwith, he had observed that Saint Peter had his fighting point.

The Feature

Solicitor Shaw's evidence was distinctly the feature of the afternoon. It was a little too good to the judge. Whereas the solicitor had felt the smart of the judge, he turned the other side of his countenance with abounding grace, most too much grace, while those who had been stung by the court's rulings, not only applied the mosaic law, but went to hotel swings and boulevards to catch the judge out late of nights. The immorality charges were annihilated today. Fact is, every lawyer has instructions both from Abernethy and the committee not to discuss the immorality phase of it as it concerns Abernethy. Abernethy wants it understood that he started no such talk and will not advance it. There be many who grieve that women's names have been so generally banded.

And Mr. Shaw smoothed out things greatly. He showed that the brightest of them, George Rountree, was a speaker at the experience meeting, that Judge Carter reprimanded Magistrate Lee because the girl's affidavit indicated a tampering with her rights, and prejury prosecutions were being resorted to while the state had not completed its case. All in all, Shaw was a peach of a witness and Dr. Millender, of Asheville, made a wonderful impression in the testimony to the character of Judge Carter.

With Miss Dement

Mrs. R. F. Bryant, of Raleigh, testified at the opening this morning that she was in Lillington when Judge Carter was holding court. The judge she said, met Miss Frances Dement, the court stenographer, at the train and they took walks together.

Mrs. Bryant knew nothing of improper conduct. Mrs. Bryant, Judge Carter and Miss Dement, boarded at the same hotel.

Henderson Bridges, of Warsaw, was introduced. He knew nothing and did not know why he was summoned.

ren county court. There were no clashes at that court. Later in Raleigh Judge Carter presided. Mr. Allen said he had several cases before the judge. These were far down on the docket and Mr. Allen left to transact other business in Greenville and when he came back one of them had been disposed of. He asked the judge to set aside a verdict of \$50. The judge said "You are very unreasonable."

Mr. Allen argued the case. Judge Carter said: "Do you mean to question the integrity of the court?" Mr. Allen replied that he did not. The judge told the lawyer to sit down, but the lawyer asked to explain and was told: "You have explained, sit down."

In another case Mr. Allen's road, the Saboard, was the victim of a verdict of \$10,000. Mr. Allen asked the verdict set aside. Judge Carter agreed to reduce the verdict to \$5,000 if there was no appeal, otherwise he would let it stand at \$10,000. Asked as to the judge's remark that he had "damned little sympathy for a man walking about a railroad if he got hurt," Mr. Allen thought that was all right.

Defense Has Inning

Sheriff G. B. Best, of Duplin, was the first witness for Judge Carter. He said his conduct of the cases in Kernansville was all right. The witness said Judge Carter spent the snowy Thanksgiving day in Clinton. That was all. He attended the judge's court in the old lodge room and nothing was wrong there.

W. L. Sessoms

W. L. Sessoms, clerk of Sampson court, had the records in the Baggett case, the conduct of which by Judge Carter had caused such severe criticism by Clinton attorneys. He told of the conviction of Baggett by a jury in Judge Oliver Allen's court. Judge Allen fined Baggett \$500.

It was brought out in evidence, Mr. Sessoms said, that Baggett had lived in immoral relations with a young girl of 16 or 17, that he had since had her examined by a negro doctor in Fayetteville.

He read the judgment in the contempt, the perjury and the fineing case, referred to I. C. Wright as such a judgment as he had never seen. The defendant Baggett was made to pay the fine of \$1,000, the costs in the prejury prosecution and the contempt case did not come up for judgment. The witness said he had the counter affidavit of Winnie Lucas witness against Baggett, that she had repudiated her first statement under fear of prosecution by Baggett, and that her original statement was true. He did not have the original affidavit.

Mr. Sessoms said the judge was a "little quick and when he thought a great wrong was being done as he thought in this case, he was considerably wrought up." He said the box-kicking incident was regarded trivial. He did not think Crumpler was much hurt.

He said the bar and court officers had given a fish fry to Judge Carter, the evidence being offered to show that the Clinton bar had not gone back on the judge.

Colonel J. D. Langston asked about the "original affidavit." The witness said it had been destroyed at the instance of Judge Carter. He testified that the character of Mrs. Williams was as good as anybody's, as he had heard some rumors as to Mrs. Fowler.

He was asked by Chairman Doughton as to the reprimand of Eldridge Lee, the magistrate. Mr. Sessoms said the judge was very much wrought up. He did not think the magistrate had disgraced his office and said his character was good, his manner respectful to the court.

several years and the invalidity had extended over the period of inquiry as to Judge Carter.

More Evidence

G. G. Clute, business man, gave the same evidence as to Mrs. Williams and Mrs. Fowler, saying the character of Mrs. Fowler had been talked about for years, before and since her invalidity.

Solicitor John H. Kerr testified for Judge Carter. The solicitor lives in Warrenton. "There are 200,000 people in my district," Mr. Kerr said, "and I don't believe you could find one lawyer, witness or agent against Judge Carter officially or socially."

He cleared up the Panama Springs incident. He said Judge Carter went there together. He and Judge Carter went there together. Miss Dement was not there. He had known the young stenographer years and she was very efficient.

Fred W. Bynum, representative from Chatham, declared that Judge Carter had given universal satisfaction in his county. He had heard nothing against the moral character of him or the stenographer.

Dr. Millender, of Asheville, Judge Carter's physician, testified that Judge Carter suffered a nervous breakdown in 1909 or 1910 and once seriously thought of abandoning the law on the doctor's advice to quit working so hard.

"He works night and day, Sunday and Monday," Dr. Millender said. "He takes little exercise except walking, does not play ball, golf, but is a mountain climber, does not drink or smoke or play cards. You have to walk with him to get along with him."

Replying to the suggestion that Judge Carter does not take Mrs. Carter with him, Doctor Millender said he would have advised Mrs. Carter "against any such ambition," that her health was against such a trip. "He has a very interesting family, but has had more trouble on account of illness in his family than the majority of men. I have often advised him to take trips to the seashore. I was delighted when he went on the bench."

Dr. Millinger said the relations of Judge Carter and Mrs. Carter are very cordial and that he never heard anything against their domestic concord. "The last thing that I would expect to hear of him is an act of immorality."

He was asked as to Judge Carter's honesty and said: "If I know anything about him he is honest. The simple remedy, the only remedy, is less work. There is no organic trouble." Dr. Millender said the judge is quick tempered, earnest and high strung. He thought he was just, certainly means to be.

Former Representative J. Elmer Long, of Alamance, testified that after being summoned here he had interviewed the lawyers and laymen of Alamance who, speaking through his father, "the dean of the bar, said no judge who had ever tried the Alamance docket had made a better impression." This opinion was concurred in by E. S. Parker.

in the chain gang incident, that he did not think the judge had any authority for what he did and that no trial was going on. He did not know anything else about the judge so far as moral matters went.

Another "Experience Meeting"

Mr. Turner had an "experience meeting in his court." When he told of the appearance of citizens in that tribunal Chairman Doughton said, "Well that is one experience meeting for each side, I believe." Mr. Turner declared that such had been the chaos created by Judge Carter that Judge Ward came into the Turner "experience meeting" and said that if necessary they would have "four funerals a day to bring order out of chaos." No funerals were necessary.

The witness was then turned over for cross-examination. Judge Manning asked him if it would surprise him to hear that a number of Elizabeth City attorneys were of different mind as to that chain gang incident. Mr. Turner said it would surprise him. The judge smiled. He was amused at other suggestions of Mr. Turner as to the attitude of E. F. Aydlett and Rev. Isaac Loftin.

This did not come out in evidence, though newspapers carried much of it at the time. Mr. Turner said parts of Judge Carter's remarks and of the record had been printed in the papers. "Such parts as Judge Carter wanted printed," he said. Judge Manning wanted to know how he knew. He didn't but had seen the judge talking to newspaper men. "That record would fill the Sunday edition of the New York World," he declared.

In that fight last summer Judge Carter's right bower was W. O. Saunders, the fearless free lance of Elizabeth City and Pastor Loftin and E. F. Aydlett are Saunders' pet abominations. He hates them to no limit. Judge Manning has defended Saunders when Mr. Aydlett prosecuted Mr. Saunders for criminal libel and now Judge Manning is appearing for Saunders against Aydlett for malicious prosecution. As in Wake factionalism has crept largely into court house affairs.

The committee adjourned at 1:35 for dinner and resumed its sitting at 3 o'clock.

The defense began the afternoon session with the testimony of former assistant Attorney General G. L. Jones of Macon.

Mr. Jones said that the people of his district regard Judge Carter as a splendid judge. He said that he had known Judge Fred Moore and Judge E. B. Cline to allow public expressions in their courts.

Charles Ross, attorney of Lillington, gave evidence as to alleged discourtesies of Judge Carter in the Harnett whiskey case. He observed no discourtesy and thought well of Judge Carter as a judge. Attorney John R. Baggett, of Lillington, earlier in the day gave substantially the same evidence.

F. H. Taylor, clerk of Harnett county, said he had never observed any evidence of immorality on the part of Judge Carter. He had seen little exhibitions of temper.

Guy V. Roberts, attorney of Marshall, said he had known Judge Carter twelve years and had heard nothing against him.

Marshall Bell, Cherokee county attorney said he had known Judge Carter 25 years and that he is an "able, brave, fine, honest, fearless judge, excellent in all respects."

Collector J. W. Bailey, of Raleigh, chief counsel in the "Girl From Rector's" case, in which the Carter-Sears-Beekwith trouble occurred over the 100 venire, was Judge Carter's witness.

He said that at the first trial of the case in which a mistrial took place that the jury had not been fairly drawn—that there were men on the jury "who were obviously prejudiced in our favor and others who were openly and notoriously adverse to our side." He thought a special venire necessary and just and told Judge Carter so.

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manner and temper, which might mislead those who do not understand his peculiarities. He did not know of any improper conduct. Senator L. B. Bassett, of Rocky Mount said he had known Judge Carter since 1911 and that the people of his county speak in the highest terms of Judge Carter. He had heard nothing against Judge Carter's official or moral conduct.

Conflict With Norris

R. M. Robinson, son of Ex-Judge Robinson, testified as to the evidence against Judge Carter in the Motzino case in Goldsboro.

He said that his father did not poll the jury which was trying the case against the Russian who killed his father, but that several of the jurors had indicated to his father who was appearing for the boy acquitted under Judge Carter's direction, that the jury would not have acquitted the boy. He said his father wanted it understood that he had not taken a jury poll and that he was not saying that the jury would have stood by the suggestion that was made by him. "He thought it a good deal of hot air," Mr. Robinson said, and declared that his father was on his way here to give the same evidence. The elder Robinson did not arrive.

W. A. McGowan, was introduced to deny the statement of Gatekeeper Haddock, of Wilmington, who said that when he refused to admit Judge Carter to the trains once the judge had said "the Coast Line has some cases before me and I will remember that." Mr. McGowan said no such remark was made and that Judge Carter said he did not want the gateman to violate the rules of the company, wouldn't let it be done.

JACKSONVILLE IS A SPOTLESS TOWN Clean-Up Campaign There Proves of Real Benefit

Jacksonville, the county seat of Onslow county, is a clean town today if all reports coming in from that place are correct. Jacksonville is usually kept in a very sanitary condition, but yesterday was the official clean-up day and the report has reached New Bern to the effect that not a piece of trash has been left in the back yards of any the homes or places of business, and the streets are equally as clear of trash and rubbish. The people of this city were very enthusiastic over this movement.

The gas freight boat Pilgrim was in port yesterday morning from Luken for a cargo of merchandise. The gas freight boat Chasmer left yesterday for Swansboro with a cargo of merchandise. The gas freight boat Daisy was in port yesterday morning taking on a cargo of merchandise for Oriental.

BUSY TIMES IN TOWN OF MARINE

People of That Section Don't Believe In Being Inactive

Marines, March 24—Misses Nellie Gorntz, Callie Simpson, Opal, Thelma and Mr. Gorntz were the pleasant guests of Miss Mamie and Mr. Guy Simpson Saturday night.

Rev. Coupland filled his regular appointment here Saturday and Sunday. A large congregation was present.

Mr. Kay Marine made a business trip to Wilmington Saturday. Messrs. Guy Simpson, Roy Smith, John and Ollie Marine visited friends at Sneads Ferry Sunday afternoon.

Miss Annie Mills, of Sneads Ferry, is spending the week here with relatives.

Mr. A. R. Kellum and family, of Hubert, were the guest of their parents Mr. and Mrs. W. A. Willis Saturday and Sunday.

Miss Nina Pollard, of Wilmington, is visiting her parents Mr. and Mrs. J. B. Pollard of this place.

Quite a number of the young people from Sneads Ferry and Duck Creek attended church here Sunday.

Mr. W. H. Williams is very ill. His son spent Sunday with him. The daughter of Mr. and Mrs. J. A. Fonville is very ill.

Mr. Dolphus Henderson was the guest of Mr. G. M. Simpson Sunday. The sporting club was well represented here last Sunday.

ILLINOIS BARS THE WHISKY ADVERTISEMENTS Chicago, March 24.—The Foster Advertising Company of the United States and Canada has placed a ban on the advertisement of whiskey and other spirituous liquors. It was learned here. Beer and wines are not included. The association has members in 1,000 cities in the United States and Canada. No new contracts will be entered into with the whiskey concerns after May 31 and no whiskey advertisements will be posted after this year, according to the resolutions adopted by the board of directors.