The Western Sentinel.

LXLVII.—NO. 41. WINSTON-SALEM, N. C., THURSDAY, MARCH 15, 1906. PRICE 5 CTS

RING BEGUN.

ARY HEARING BEFORE MAYOR EATON TODAY.

bre And William Plean Ar- d Before Mayor This Morning. e a Number of Witnesses Ex- d.—Synopsis of Testimony In- ed.

ily March 7.

Kobre and William Plean were preliminary trial before Mayor his court room today, begin- 11:30 o'clock, on the charge of Henry Kobre, in his room over aurant in the building at the Third and Church streets on night, January 21, 1906. The racted a large crowd, the court ing crowded. The prisoners seats in front of the court Kobre sat next to his half Sam Kobre. The two defen- pt their eyes on the witnesses d strict attention to the evi-

Eaton read the warrants and pon the two defendants to say or not they were guilty. "Not was quick response of Kobre n.

Eaton stated that the case uch importance to society and that Solicitor Graves had lled upon to be present and t the State.

or Graves explained his pres- saying that it was not custo- a solicitor, to attend prelim- arings, but that owing to the the evidence against the two nts was largely circumstantial, deemed wise and proper to thorough investigation and er it had been concluded if it cided that the prisoners were ty, they could be discharged proper record made of same. s announced that the defen- ounsel included D. H. Blair, Buxton and Watson, Manly & and Benbow & Hall.

evidence for the court was y Miss Lillie Leak, stenogra-

rgeant Thomas' Evidence.

ant J. A. Thomas was the first examined. He said: On the Henry Kobre's murder I was northwest corner of the court quare; I was in the office of ef of police when the first ame to me; Sam Kobre came said that "our bar-room has roken open and my brother s bleeding to death." I started went back to the phone and p Deputy Sheriff Hutchins for bdhounds; it was 11:20 at that then went direct to the first went to the back door, n upstairs; Sam Kobre and an Penry were in Henry room; latter was lying in the bout two feet from the only in the room; I went down nd kept people away from the or; I telephoned for a doctor, obs and Cicero Orrell; Mr. and I examined the door; the hich the lock goes in was the bottom screw was out; was over the lock bolt; be- hasp was a thumb latch, which rung until the end of it was against the facing of door bar was lying down and not the door; Mr. Jacobs assisted making the examination.

Blair objected to the solicitor the witness in his questions.

uing witness said: I under- hat Sam Kobre and Henry are half brothers to Max in Henry Kobre's room the o the window was pulled down door; there was a bullet hole in dow; there was a hole in the out it looked like it had been e hole in the shade was lower he one in the glass; Henry was in his night clothes; Sam as present; I have been know- for two years or more; I had ersation with Sam the latter the week or the first of the g week of the murder; I im where he was at the time murder; he replied that he illiam Plean left the saloon ore 9 o'clock and went to Max that they left Henry in the that he (Henry) said he would ter; that he (Sam) and Plean cards with others at Max until 11 o'clock, when they d came down Liberty street; m went to the saloon and then y Kobre's room, where the lat- found dying; that he left the going up Third street, thence hence to Fourth and thence to Phoenix, where he telephoned Kobre; that Sam said he was to stay in the saloon; that the ce he thought of to telephone as Owens' drug store, but he that closed and went to the that he did not tell his brother at happened, but just asked come down street at once; I Sam if he saw any one after the saloon for Hotel Phoenix. ed that he did not remember anyone; Henry Kobre was and unmarried.

witness was asked to stand further cross examination.

Dr. Bynum's Story.

H. Bynum told about visiting om and finding Henry Kobre the floor in a dying condition; fter examination he told his that he did not think Henry ve; that after Dr. Hanes came decided to remove Henry to the where he died shortly after placed upon the operating The witness also described the in the forehead and the post examination. Dr. Bynum, in his opinion, judging by the surroundings, said that Kobre might have been struck two hours before he (Bynum) arrived.

E. J. Haley's Evidence.

This witness was conductor on a street car the night Henry Kobre was murdered. "Our car was standing in front of the postoffice just two minutes before 11 o'clock, p. m., when I heard a pistol shot; we ran the car on Third street line and started to the car shed when I saw a man coming up Third street by the postoffice; he was moving rapidly; he appeared to be about 5 feet 10 inches high and I judged that he would weigh 135 or 140 pounds.

Hotel Clerk.

R. C. Norman, night clerk at Hotel Phoenix, said: "I do not remember any one else in the office that night when a young man came in hurriedly and asked me if he could use the telephone; I told him alright and he used it; young man went out of office hurriedly without saying anything; I did not know the young man, but (pointing at Sam Kobre, one of the defendants) that young man looks like him.

On cross examination witness said he could not swear Sam Kobre was the man who came in the hotel or whom he telephoned to.

Joe Jacobs.

Mr. Joe Jacobs told about going to the saloon the night of the murder and examining the back door. His description of the lock and its condition was practically the same as testified to by Sergeant Thomas.

Sheriff Alspaugh.

I had a conversation with William Plean after the murder. He said that he (Plean) and Sam Kobre left the saloon about 9 o'clock and went to Max Kobre's; left there about 11 and stopped near the Shouse house and there talked about show tickets; that he left Sam a few minutes after 11 o'clock.

Policeman Hasten.

This witness also told about talking with Plean and that the latter said he and Sam Kobre left Max Kobre's just at 11 o'clock and came near the Shouse house; said he went to his room and Sam went on down Liberty street.

John Anderson, Colored.

I was in my room in the rear of the building occupied by the Dress Reform Tailoring Co., fronting on Fourth street; it was about 10:50; I was in the act of going to bed when I heard a pistol fire; in a minute or two I saw two men, walking fast, step from the side of Kobre's bar on Church street, near the corner; they crossed Church street and went down to the building occupied by Portner and Virginia Brewing Companies.

On cross examination witness said the men he saw were white; that he first told about seeing these men the first or second day after the crime.

Cicero Orrell.

Witness is one of the proprietors of the saloon business of M. Kobre & Co. He said that besides himself M. and Sam Kobre had keys to the saloon doors; that Henry Kobre had a key to his restaurant and to the door leading to his room. He said that he left the saloon about 9:30 o'clock; that the doors were locked; that, while not confident, he was under the impression that the bar of iron was put up across the back door; I saw Sam Kobre in the restaurant about 8:30 that night; William Plean was there also; I left before they did.

Sergeant Thomas Recalled.

The front and back doors of the restaurant were locked and the keys were on the inside of the locks.

Policeman C. A. Pratt.

I had a conversation with Mr. Plean a few days after the murder. He told me about being at Max Kobre's with Sam Kobre, saying that they came down Liberty street to Fifth, where they separated, Plean going to his room. Sam Kobre said that his brother Henry always had money.

Policeman W. A. Hartness.

About two weeks after the murder Sam Kobre told me that he and Plean came down Liberty street from Max Kobre's home, walked to the corner of the municipal building and after a brief conversation separated.

Policeman W. T. Penry.

When I reached the saloon the night of the murder the front door was open; I went direct to Henry Kobre's room and did not examine any of the doors below. A watch and a small key were the only things found in the dying man's pants.

Sallie Stewart.

This woman is the witness who has been detained by the police since Saturday night. She said: I know Sam Kobre, Henry Kobre and William Plean; I will be 17 years old June 15 next; I stayed at Max Kobre's about two years ago; I knew a man named Whitbeck well; I saw Henry Kobre the night he was killed and I saw Sam Kobre that afternoon; I saw Henry at depot the night before he was killed; it was about 9:30 o'clock and I walked up to the postoffice with him; I think it was at Mr. Shapiro's store the last time I saw Sam Kobre; I know I frequently saw him there; I heard of Henry's death next morning; I saw Whitbeck on the Sunday night of the murder, the following night and on Wednesday night following; I have seen Sam Kobre a few times since the murder; I saw him about a week and a half after Whitbeck made certain statements to me. Here witness could not remember what Sam said to her. In reply to questions witness said that she was at several places the night of the murder; that one of those places was the brewing company's place; that another girl was with her; that Whitbeck was the only man there.

Witness said that William Plean clerked in Shapiro's store on Liberty street.

"Have you said that you did not want to testify against the defendants?" asked the solicitor.

"I have, because I liked all the boys and the family," replied the witness.

The counsel for the defense protested against the action of the solicitor in endeavoring to force the witness to tell about a conversation after she had said that she could not recall the conversation between them.

Mayor Eaton ruled that as the witness was unwilling to testify he would permit the solicitor to proceed.

"What caused your memory to fail?" asked the solicitor.

"I was so nervous before I came in and I am worse now," was the reply.

"Did you not tell Chief Crutchfield and Sergeant Thomas what Whitbeck told you?"

The witness' memory failed her; she couldn't remember anything, except that she said, while being examined by the solicitor this morning, that she did not want to tell what she knew.

"I don't remember anything about it now," was the favorite expression of the witness every time the solicitor applied a question.

"Do you feel sorry for Sam?" asked the solicitor.

"Yes, you know I do; I feel sorry for anybody in trouble.

At the suggestion of the solicitor, the witness said she would prefer to have time for reflection, to see if her memory would not return. At 4:08 Mayor Eaton ordered the witness to be taken out and given time for rest and reflection. The girl said that this was the first time she was ever a witness in any court.

Peter Shouse.

Peter Shouse, the man who wrote the anonymous communications published in the Journal, testified that Wm. Plean was boarding at his mother's at the time of the murder; I saw him next evening at supper; he was very nervous and excited. I asked him about the crime and what he knew about it; he moved in his chair to keep from shaking; that Plean claimed that Henry Kobre was not shot, but struck on the head with a sharp instrument.

On cross examination witness was asked if he did not write to a matrimonial paper and get into trouble about it. "I corresponded with a girl," and witness admitted that she sent him money to go to see her, but he sent it back to her. Peter also admitted that the girl wrote him, making some threats.

The State rested at 4:20 and the counsel for the defense decided not to introduce any witnesses on the ground that nothing detrimental to their clients had been brought out by the prosecution.

At 4:35 Sallie Stewart was brought in and said "I haven't got any more sense now than I had before." She was thereupon sent back to prison.

ARRESTS WHITBECK

MAN WHO MAY FIGURE IN KOBRE MURDER CASE.

Will Be Brought Here Tonight from Petersburg, Va.—Will Sallie Stewart Testify Before Judge Peebles?—Habeas Corpus Proceedings to Be Heard Monday.

From Saturday's Daily.

J. E. Whitbeck, who may prove an important witness for the prosecution in the Kobre murder case, was arrested in Petersburg, Va., last evening and will be brought here to testify—tell what he knows about the crime.

Chief of Police Crutchfield sent a telegram to the chief of police of Petersburg at 6 o'clock last evening, requesting him to have Whitbeck arrested and brought to Winston-Salem. Two hours later a reply was received by Chief Crutchfield stating that Whitbeck had been arrested and that the prisoner had consented to return without requisition papers. The message also said that an officer would leave with Whitbeck on the first train.

Chief Crutchfield received a telegram at noon today saying that the officer in charge of Whitbeck would leave Richmond, Va., for Winston-Salem at 12:30 this afternoon and arrive here tonight. Chief Crutchfield will probably meet the parties in Greensboro this evening.

Whitbeck, during his residence in this city, was manager of the Portner Brewing Company's branch office and business in the R. J. Reynolds building on East Third street. A day or two after the murder he made the remark in the presence of a responsible citizen that he could place his hand upon the man who killed Henry Kobre within an hour. At the time he made this statement, however, Whitbeck was badly intoxicated. The matter was reported to the officers who interviewed the man. He claimed to them that he knew nothing whatever of the murder.

Whitbeck is the man whom Sallie Stewart has contended all the time gave her the first information—in fact the details of the murder.

It is claimed by some that if Whitbeck made such statement to the girl he was intoxicated—in the same condition as when he made the remark to a citizen that he could place his hand on the man who did it.

—Among the recent sales made by the Winston Mill Supply Co. were a large boiler and engine to R. W. Hedgecock & Co., at Walnut Cove; boiler and engine to J. P. Charles & Co., at Germanton, and a saw mill and fixtures to T. J. Philips & Co., at East Bend.

LEMLY-ELLIS CASE.

Suit Over Land and Water Power on the River Above Asheville.

Congressman Gudger, of the Tenth District, One of the Important Witnesses.—Counsel Get Together In the Suits Against the City of Winston, Growing Out of the Reservoir Disaster.

From Tuesday's Dail.

The suit of W. A. Lemly against W. B. Ellis was taken up in the superior court about 11 o'clock today. The contention of the plaintiff is that in the purchase of land and water power from the defendant on a river above Asheville, a deed was made to property on both sides of the river, whereas it developed that Mr. Ellis only owned land on one side of the river.

The plaintiff is represented by Manly & Hendren, while Lindsay Patterson appears for the defendant, who is now a resident of New York. Congressman J. M. Gudger, Jr., of the tenth district, Postmaster C. A. Reynolds and H. E. Fries are among the witnesses in the case, which will probably not be concluded before tomorrow.

To Be Tried Here.

The counsel for the plaintiffs and defense accepted a suggestion made by Judge Peebles to try the suits against the city of Winston, arising from the reservoir disaster, with country juries—that is no man from the town will be permitted to sit on the case and those who have expressed an opinion will be subject to challenge. After getting together a special venire of fifty was drawn from which to select juries in the suits against the city. These jurors are as follows:

Henry H. Barnes, A. A. Hunter, I. N. Carmichael, W. Frank Dean, George Yokely, James W. Fulp, M. A. Phelps, A. B. Kiger, J. J. Shore, Zeb B. Biting, Wm. C. Stafford, Calvin L. Beck, Wm. Drane, Wm. J. Shore, Edward Moose, James W. Hine, Orville Pfaff, Jesse F. Ledford, Moses Barrow, E. H. Gibson, Geo. D. Clodfelter, W. Oscar Hasten, F. O. Fishel, Isaac N. Norman, T. Gid Fulton, Chas. P. Love, Wm. McKnight, Albert Burk, R. A. Bodenhamer, Henry J. Myers, N. W. Shore, W. L. Blackburn, J. J. Mullican, Lewis Cornish, H. Allen Pegram, James M. Childers, Ross Johnson, Wm. M. Strader, Calvin B. Butner, Claude R. Hagland, James A. Gentry, Albert A. Long, C. E. Harper, J. A. Whicker, Joe V. Marshall, LaFayette Sink, J. A. Couchings, Albert J. Hauser, Chas. S. Stominger, J. Benjamin Sprinkle.

Other Cases.

In the suit of the Singer Manufacturing Company vs. Lilly Bowers, the issues and answers were as follows: What was the machine worth at the time it was seized? Answer, $45.

What damages, if any, has defendant sustained by the wrongful seizure of said machine? Answer, Interest at 5 per cent from November 15, 1904 to date.

Exceptions were taken by plaintiff to these issues.

Clingmen Beuge was granted a divorce from his wife, Jennie Beuge.

ARE DISSATISFIED.

Russian Revolutionaries Say National Assembly Cannot Meet April 28.

They Say That, In Case Government Attempts to Have Douma to Meet, They Will Use Violence.—Revolutionists Want Full Demands Granted And Not Partial Concessions.

WARSAW, March 13.—Advices received from St. Petersburg are to the effect that revolutionists declare they will not let the douma or national assembly meet April 28 and that, in case of opposition, they are prepared to use violence to compel its members to disperse.

The revolutionaries are determined to make the government realize to the full their demands with reference to greater privileges in the future.

SUPT. SMITH RESIGNS.

With the Fries Manufacturing And Power Company.

Thomas Smith, the clever superintendent of transportation of the street railway, has tendered his resignation to take effect April 1. Mr. Smith has been with the Fries Manufacturing and Power Company for five years and has held the position of transportation superintendent for about 2½ years. He has not decided yet what he will do, but may continue with the same company in another capacity.

Nothing Doing in Baseball Circles.

The baseball crank seems to have forgotten that this is the time of the year when the "fever" begins to rise, or at least these fine spring days are passing without his cry being heard on every street corner in the city. The school boys have the usual number of teams and play from sun-up to sundown, but as for the old baseball crank—those fellows that whoop and yell and "cuss" the umpire—well, they are distressingly quiet. Perhaps they have a vision of 13 to 0. It was enough to kill the baseball fever germ anywhere.

SECOND DEGREE.

DR. MATTHEWS IS DECLARED GUILTY OF MURDER.

Judge Ferguson Sentences Defendant to Twenty Years at Hard Labor in the Penitentiary—Verdict Returned This Morning at 9:50 O'clock—Defendant Appeals.

GREENSBORO, March 9.—At 9:50 o'clock this morning the jury in the case against Dr. Matthews returned a verdict of guilty of murder in the second degree and Judge Ferguson sentenced him to twenty years at hard labor in the state penitentiary.

A large audience was present when the jury filed into the court room.

Judge Ferguson finished the reading of the evidence and gave the case to the jury at 8 o'clock last night.

Counsel for the defendant gave notice of appeal.

TO LET $150,000 CONTRACT.

Will be Used for Central Power Plant At Brooklyn Navy Yard.

BROOKLYN, March 9.—A contract for $150,000 will shortly be awarded by the navy department for the installation of machinery for a central power plant at the Brooklyn navy yard. This represents the application of the principle of a concentration of power in navy yards and naval stations, in accordance with the recommendations made to the navy department by a number of experts some months ago. The work will be done under the direction of the Bureau of Yards and Docks, under which branch of the department also the central power plants at each yard will be operated. The specifications prepared for the machinery for the power plant at the Brooklyn navy yard include six 140-horsepower water tube boilers and appurtenances, smoke-stack, and flues, two feed water sets, three condenser units, water and steam piping, and all necessary equipment. The estimate of the civil engineer who has been engaged on the work places the cost of the project at $139,000. It is possible that the lowest bid will be even lower than that amount. The bids will be opened at the Navy Department in Washington on March 21.

CONFER WITH PRESIDENT.

Henry H. Rogers And John A. Archbell, of Standard Oil Company, Talk With Mr. Roosevelt, Probably With Reference to Coming Report of Department of Commerce And Labor On Oil Trust.

WASHINGTON, March 9.—Henry H. Rogers and John A. Archbeld, of the Standard Oil Company, left Washington this morning without confiding to the public the matters discussed at their conference with the president last night. It is assumed that one of the topics of the conference was the forthcoming report of the department of commerce and labor on the oil trust.

Commissioner Garfield, of the bureau of corporations, has been for months conducting an investigation of the oil business of the country. It is understood that this inquiry is now about complete and that the president has been made acquainted with much information which will be embodied in the report.

SANTO DOMINGO REVOLUTION.

It Seems That It Will Not Down.—More Fighting During Past Few Days.

WASHINGTON, March 9.—The revolution in Santo Domingo will not down. The navy department this morning received a dispatch from Commander Southerland, at Monte Christi, stating that while the terms of surrender, recently negotiated, were being carried out the revolutionary leaders violated their promises and in the ensuing fight two officers, including General Copin and six men, were killed.

The dispatch does not state whether those killed were revolutionists or government adherents. The revolutionists escaped to the bush. This probably means an indefinite continuance of trouble in the northern part of the republic.

CASES ARE CONTINUED.

Indicted Revenue Officers Will Not be Tried in Federal Court Until September on Account of Absence of Mr. C. B. Watson.

GREENSBORO, March 13.—Judge Boyd continued the special term of federal court until the first Tuesday in September. The defendants secured a continuance by reason of sickness of Mr. Watson, one of the counsel for federal officers indicted for conspiracy to defraud the government.

Court will be held for day or two to hear reargument in cases of Sprinkle, Angle and Young who were convicted at former terms but secured from court of appeals another hearing.

—The contract for the Thompson drug store front has been awarded to Fogle Bros. Co. The front will be French plate glass with pressed brick and stone trimmings. Work on same will be commenced in a few days.

FATAL SHOOTING

While Recklessly Handling a Pistol It Is Discharged, the Ball Entering the Right Temple.—His Money Cannot Be Found.

From Daily March 7.

Harry Campbell, aged about 35 years, of Mt. Airy, accidentally shot himself in a room over the revenue office last night about 7 o'clock. The ball entered the right temple and penetrated the brain, the wounded man dying within two hours after the shooting.

This morning Coroner Robinson summoned a jury and held an investigation. The following composed the jury: R. M. Mendenhall, A. L. Groves, F. C. Brown, Joe Terry, J. B. Jones and J. M. Wilson.

Miss Alice Harris, a young woman, who appears to be about 20 years of age, and who came here with Campbell, was the only eye-witness to the shooting. Her testimony before the coroner's jury was, in substance, as follows: Campbell and witness left Mt. Airy on the 2 o'clock train yesterday afternoon and came to Winston. She said Campbell was a married man. He persuaded her to come with him. After supper last night Campbell asked her to go on a street car ride, but she said wait until today. Campbell then drew his pistol and was handling it recklessly, first pointing it at her, then at himself. She told him to put it up, but he pointed it toward his head and laughingly remarked that he was not afraid of a pistol. The pistol fired and his hand dropped to his lap. She screamed and a colored boy entered the room and took the weapon from the man's hand. Witness had known deceased only a short time.

George Kimball, a negro who is employed as janitor of the building, said he heard the shot just as he was going up stairs and the scream of the woman. He rushed to the room and saw the wounded man. Thinking that he intended shooting again George said he went up to Campbell and took the pistol from his hands. George was very dramatic in telling what he knew about the affair. He said Campbell was drinking.

A Mr. Tucker testified that he knew the deceased and that he was a reckless fellow.

Mr. Davis said he came down on the train with Campbell yesterday and that Campbell was drinking.

The verdict of the jury was that the deceased came to his death by accidentally shooting himself.

The Woman In the Case.

In the death of Campbell there is a sad story that comes to light in this tragedy. Alice Harris, a very pretty young woman, with large brown eyes and a child-like voice, testified today of her sin before an audience of men. There is nothing in her appearance that would tend to brand her as a "woman of the street." She told of the affair with down-cast eyes, slowly and deliberately. She knew that Campbell was married but she loved him. She listened to his advice and came here with him. And here she was exposed to the world. "You have no idea how I feel," she said, with tears in her big brown eyes, to a reporter. "I don't know why I listened to him."

It can be truthfully said that the crowd in attendance, at the inquest, felt sorry for this young woman. Parties offered to pay her fare back home, but she said no, that she had $5 and that would take her back home.

What Became of Money?

Alice Harris stated to Deputy Sheriff Cofer this morning after the coroner's inquest that Campbell, when he left Mount Airy yesterday afternoon, had on his person $410, which was served in a pocket over his heart inside of his undershirt, and requested Officer Cofer to go to the undertaking establishment and get the money, stating that she feared that later she might be accused of taking the money. Officer Cofer then went back to the undertaking establishment and, with Undertaker Frank Morris, examined the clothes of the dead man and found, as the woman had stated, the pocket which she said had contained the money but nothing was left but a few seams that had held the pocket, the money being gone.

Later in the day it was thought by the officers that the woman might have gotten the money and a thorough search was made, including searching of the woman at the union station this afternoon, but no trace of the money could be found.

The Harris woman left on the 2:50 train for her home in Mount Airy.

The question with the officers and those who know of the case, is, Who got the $410?

HEAVY RAIN STORM.

It Visited King Last Week—Two Arrests for Retailing.

DILLARD, Feb. 7.—This section was visited by a severe rain and hail storm on the 3d inst.

Mrs. R. S. Ward is quite ill, her condition being regarded serious.

There will be an entertainment at Roark's school house next Friday, the 9th. The school is being taught by Mr. J. M. Fagg.

Revenue Officer Carroll, of Winston, and Constable J. H. Mitchell, of this place, made two arrests yesterday They were Will Dunlap and Will Duggins. The boys, who are accused of retailing, gave bail.

—An extra coach was attached to the passenger train from North Wilkesboro to Greensboro last evening. Lawyers and many witnesses were aboard, all bound for the Gate City to attend the adjourned session of the federal court to try ex-revenue officers.