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THE PLAN ACCEPTED

COURT SAYS THE SCHEME OF DISSOLUTION OFFERED BY TRUST IS ALL-RIGHT NOT SUBJECT TO REVIEW

The features of the opinions are that the dissolution should be consummated without delay; that the request of Attorney General Wickersham for the reservation by the Government of right to apply for further or other relief within a period of five years if the plan did not result in harmony with the law, is declared not to be within the authority of the court to grant; that the court does enjoin for a period of three years the 29 individuals in the suit from acquiring any individual holdings in the companies into which the trust is thus split; and that the application made by independent for dissolution of the United States Cigar Stores Co. lay outside the authority of the court but that this did not preclude any independent action later against the Cigar Stores Company as an individual corporation.

New York, Nov. 9.—The United States Circuit Court in deciding the case of the dissolution of the American Tobacco Company, expressly declined to sanction the idea of Attorney General Wickersham who wanted the trust plan held open for five years, at the end of which time it might be subject to review and alteration. The court held that it held no power, under the mandate of the Supreme Court of the United States, to make any such order.

Also it refused to consider the application made by the independent for the dissolution of the United Cigar Stores Company upon the ground that the power to take such a step was not given to the court in the pending litigation. It was pointed out that the refusal did not preclude any independent action that might later be taken against this company as any individual corporation.

The court enjoins for a period of three years Thomas F. Ryan, Anthony N. Brady and the twenty seven other individual defendants named in the action from acquiring any additional holdings in the three companies themselves, as an operating company, will be broken into three companies, each completely equipped for the conduct of a large tobacco business, neither of which will own any interest in the other and neither of which will be dominant in the tobacco trade, whether reference be had to the proportion of sales in any branch of the business, or regard be had to dominating ownership of popular and valuable brands or regard be had to the purchase of any type of leaf tobacco or regard be had to any other measure of importance in the tobacco trade.

The other results of the decree, as stated by the company's lawyers, will be: The tin foil business will be divided between two companies, each independent of the other. The licorice business will be put in the same position. The American Stogie Company will be dissolved and its business discontinued. The American Cigar Company will be disintegrated and left without dominant position in the cigar trade. The American Snuff Company is divided into three companies. The trust, by distributing its surplus, loses control over the above named lines of business.

It parts with its interest in the United Cigar Stores Company. It gives up its interest in the foreign companies engaged in its line of business. Castalia Officers After Blockade.

Castalia, Nov. 9.—After a surprise raid on a still which officers had been watching for some time, Sheriff John Taylor, and a posse of deputies destroyed the place, not far from here, fired two shots at the man who was operating it as he fled to the woods, and brought the still itself to town to take it to Nashville as evidence.

The officers crept upon the hide-out of the blockade runner and thought that they were going to catch him red-handed. He heard their approach, however, and as they broke from cover he sought it. Two shots were fired, none of which, it is believed, took effect.

The officers have a good line on their man, however, and believe they will have him within a short time.

Postal Savings Banks. Washington, Nov. 9.—Postal Savings Banks have been established to begin business Dec. 7th at Davidson and Hamlet, N. C.

MR. FINLEY IS RIGHT.

His Expressions Are Exactly in Line With An Editorial in the Times of Recent Date.

Washington, Nov. 9.—Speaking of the present discussion of currency legislation, President Finley, of the Southern Railway Company, said:

"The banks of the Southeastern States compare very favorably as to soundness and ability of management with those of any other part of the country. This was demonstrated in the panic of 1907 and the subsequent business depression.

"In the South, as in the West, a much larger supply of currency is needed during the crop-moving period than at any other time in the year. The effect of the present banking system is that, during this crop-moving season and as a result of this larger demand for cash, interest rates tend to advance and credit is curtailed, notwithstanding the fact that the farmers of the South are bringing to market hundreds of millions of dollars worth of cotton and other products, on the basis of which credit should expand rather than contract.

"Speaking generally, therefore, any plan of currency legislation should not only be such as will stand the strain of conditions tending to create panics, but should also be so framed as to meet peculiar sectional requirements. This does not mean that legislation should be sectional, for any plan that will enable the banks of the South, or of any other locality, to meet their seasonal demands for cash and to expand their credit within safe limits will be beneficial to the entire country.

"It is, I believe, to the interest of the entire country, as well as of the South, that the banking resources of each locality should be made available for commercial transactions in that locality, as far as this can be done consistently with safety and sound banking. In its own operations the Southern Railway Company aims to aid in the carrying out of this policy. So far as it can consistently do so, it allows the money it receives in payment for freight and passenger transportation to remain in the localities in which it is collected, in the shape of deposits in local banks, to be drawn upon from time to time as occasion may require in payment of wages and other obligations."

Rocky Mount Items.

Representing the local chapter, the Bethel Heroes Chapter of the Daughters of the Confederacy, Mrs. Mary Battle, Mrs. M. O. Winstead, and Mrs. John Thorp are this week in Richmond, in attendance at the General Convention of the United Daughters of the Confederacy, which opened its annual session at the Jefferson Hotel Tuesday night.

Mrs. Battle who is president of the local chapter, left on Monday afternoon for Richmond, while Mrs. Winstead and Mrs. Thorp were passengers on the morning train. The convention will be in session for about three days.

Today the election of officers for the coming year will be gone into, and it is the plan of a number of Rocky Mount Daughters to make the trip to Richmond, among the number being Mrs. H. E. Brewer, Mrs. J. W. Hines and Mrs. J. O. W. Gravely. Of the gentlemen of the Confederacy, Rocky Mount claims only one person in attendance, the genial Gen. W. R. Cox, of Edgecombe, the leader of the last charge at Appomattox. Gen. Cox is a familiar figure at the meetings of the Daughters that are held anywhere within a radius of several States, and was a pleasant speaker at the State meeting held in this city last year. Mrs. Cox who is an ex-president of a Richmond chapter of the Daughters of the Confederacy, is in attendance at the meeting, having been in Richmond several weeks prior to the date of the convention.

Not to be outdone by the boys of the school, the young ladies of the Rocky Mount High School have organized an athletic association of their very own. A meeting was held in the tenth grade from several days ago and almost every young lady in the school was on hand when it became known that the meeting was called to organize an athletic association.

Miss Lois Threadgill made a decidedly clever talk on the subject of athletics and Miss Mary Smith was elected president of the association. As soon as the tennis courts on the new athletic field are finished, the young ladies will start practice. They may organize a basketball team but this has not yet been definitely decided.

A hunting party composed of Messrs. I. W. Walker, J. M. Mason, W. S. Moye, Abb Pickett and G. F. Herring, left yesterday morning for Palmyra, from which place they will go by boat to the Roanoke Gun Club about 15 miles from Palmyra, where they will be met by about 20 other members of the club from all over the State. They will be gone for ten days and will hunt squirrels and ducks.

This is one of the first hunting parties of the season, and it is expected that they will find plenty of game.

London, Nov. 9.—Lord Mayor's Day here is being celebrated by the annual pageant.

THE GINNING OF COTTON

COMPARISONS MADE SHOW THAT NORTH CAROLINA MADE A GOOD CROP THIS YEAR

PERCENTAGE LEADS SOUTH

Washington, D. C., Nov. 9.—An examination of the Ginners report by States shows, that North Carolina has made a fine crop this year and that the percentage of cotton ginned leads that of other Southern States. North Carolina has made a good crop for two consecutive years and when this is taken into consideration the results are amazing.

Florida, 20,974 bales, compared with 15,191 bales last year; 19,740 bales in 1909 and 19,064 bales in 1908.

Gorgia, 33,796 bales, compared with 22,490 bales last year; 31,277 bales in 1909, and 21,802 bales in 1908.

South Carolina, 1,363 bales, compared with 2,823 bales last year; 4,220 bales, in 1909 and 4,613 bales in 1908.

Ginning by states, with comparative statistics and the percentage of the total crop ginned to Nov. 1st, in previous years, follow:

Alabama, 1,089,376 bales, compared with 748,878, or 62.8 per cent. in 1910, 676,331 or 65.0 per cent. in 1909, 891,667 or 66.9 per cent. in 1908.

Arkansas, 443,505 bales, compared with 324,769 or 40.7 per cent. in 1910, 476,252 or 67.7 per cent. in 1909, 536,785 or 53.9 per cent. in 1908.

Florida, 55,974 bales, compared with 38,924 or 57.9 per cent. in 1910, 45,664 or 73.8 per cent. in 1909, and 43,234 or 61.2 per cent. in 1908.

Gorgia, 1,906,256 bales, compared with 1,241,825 or 68.5 per cent. in 1910, 1,384,913 or 74.9 per cent. in 1909, and 1,387,641 or 70.2 per cent. in 1908.

Louisiana, 232,047 bales, compared with 154,634 or 62.7 per cent. in 1910, 188, 112 or 72.8 per cent. in 1909 and 287, 885 or 61.7 per cent. in 1908.

Mississippi, 585,021 bales, compared with 576,641 or 47.6 per cent. in 1910, 572,131 or 53.3 per cent. in 1909 and 893,148 or 55.1 per cent. in 1908.

North Carolina, 597,959 bales, compared with 886,096 or 51.3 per cent. in 1910, 370,891 or 58.5 per cent. in 1909 and 373,713 or 54.7 per cent. in 1908.

Oklahoma, 555,755 bales, compared with 585,237 or 63.6 per cent. in 1910, 412,631 or 74.7 per cent. in 1909 and 217,629 or 31.6 per cent. in 1908.

South Carolina, 1,021,972 bales, compared with 729,117 or 60.2 per cent. in 1910, 791,629 or 69.6 per cent. in 1909, and 821,608 or 67.6 per cent. in 1908.

Tennessee, 212,579, bales compared with 129,840 or 40.4 per cent. in 1910, 148,670 or 61.8 per cent. in 1909 and 198,783 or 59.5 per cent. in 1908.

Texas, 3,210,318 bales, compared with 2,405,157 or 81.5 per cent. in 1910, 1,920,188 or 77.8 per cent. in 1909, and 2,502,862 or 69.0 per cent. in 1908.

All other states, 57,511, compared with 24,835 or 29.3 per cent. in 1910, 34,437 or 59.9 per cent. in 1909 and 36,602 or 50.0 per cent. in 1908.

He Sang Farewell.

Richmond, Va., Nov. 9.—At 3 o'clock yesterday morning the corridors of the city jail reverberated to the sounds of a delightful tenor voice. Deputy Jailer Johnston was the audience, and Henry Clay Beattie, Jr., was the man who did the singing. The young man had been informed in the afternoon by Harry M. Smith, his counsel, that the chances were that he would be removed today, and after he had slept for sometime, he woke up and began to hum familiar airs.

Deputy Johnston wandered around to the cell, and Beattie told him that he would sing something for him. Mr. Johnston said all right. Beattie stood up in the cell and began: "Will you miss me as I miss you." It was a sentimental song, and the young man sang it well. After the place had become still he broke out with: "God be with you till we meet again."

That was the last song in the jail that came from his lips. He talked a few moments and then lay down, and in a short while the gentle breathing of the accused man indicated that he was sleeping the sleep of one at peace with the world.

Late yesterday afternoon, about 5 o'clock the aged father of Henry Clay Beattie called at the city jail with his daughter, Miss Hazel, remaining for half an hour. It was a call to say farewell to the son and brother, and as they left the tears were coursing down their faces. They left the prison and went to their homes bowed down with sorrow and grief.

CLARK AT RALEIGH

SPEAKER OF THE HOUSE OF REPRESENTATIVES WILL SPEAK THANKSGIVING DAY

JUDGE ALLOWS BAIL

(By W. J. Martin.) Raleigh, N. C., Nov. 9.—A telegram from Hon. Champ Clark received today by Secretary R. D. W. Connor, of the North Carolina teacher's Assembly is to the effect that he will certainly fill his engagement to deliver an address before the Assembly here on the evening of November 30, Thanksgiving Day. This will be in connection with the annual session of the Assembly and federated organizations of teachers to be held in the big new auditorium November 30 to December 2.

Thursday is Educational Day with the Davidson county fair at Lexington this week and Dr. J. Y. Joyner, state superintendent of public instruction, has gone to Lexington to deliver the educational address. He will go from Lexington to Gaston county to make a final campaign in the interest of proposed farm life school for Gaston county. The people vote on the question Saturday and Dr. Joyner is especially anxious to carry the election for the school by the biggest possible majority, especially on account of the effect this election and its result may have on farm life school movements in other counties.

Judge Peebles has allowed \$10,000 bail in the case of J. H. Pearce, of Franklin county, charged with the murder of Alex. Macon, November 1. Pearce is 20 years old and his victim 21 years and they were close friends. They roomed together and were scuffling together when they arose next morning and in a tussle over the possession of a shot gun the weapon fired and Macon was killed. Judge Peebles holds that there is no element of first degree murder that would preclude bail.

The contract is awarded for an extension of the Durham and South Carolina Railroad from Bonsal to Fuquay Springs where it will make connection with the Raleigh and Southport road. It is believed that this is one of the proposed links that will ultimately link up the Raleigh and Southport, the Elkin and Alleghany and other roads for an important new system in this State that will top the Norfolk and Western in Virginia.

Christ Episcopal church was thronged last evening at 8 o'clock with a splendid audience of Raleigh's best people assembled to do honor to the marriage service of Miss Juliet Crews and Mr. William C. Harris, two of Raleigh's most popular young people. The bride is an accomplished and exceedingly attractive young woman daughter of the late W. J. Crews, for many years manager of the Postal Telegraph office here. Mr. Harris is a prominent young attorney. He served with marked credit quite a while as police justice for Raleigh. They received many handsome presents. After a bridal trip they will be at home with Mr. Harris' parents, Col. and Mrs. J. C. L. Harris, on Fayetteville street.

On account of the absence from the city of Associate Justice Platt D. Walker, attending the funeral of the late Col. Henry C. Dockery, at Rockingham, the North Carolina Supreme Court delivered no opinions Wednesday, announcing that the delivery for the week is deferred until this evening.

Rev. W. C. Richardson, who served the past five years as assistant pastor of Tabernacle Baptist church, devoting special attention to the finances of the church, and who resigned a few weeks ago, has accepted a call to the pastorate of Ridgedale Baptist church, Tennessee, and will take up his new pastoral duties December 1st.

THE GROWTH OF SOCIALISM

Has Made Rapid Progress in Mississippi. Jackson, Miss., Nov. 9.—Complete returns show that Lieutenant Governor T. C. Bilbo, a Democrat has received twenty thousand votes and Lester the Socialist candidate seventeen thousand.

STRIKE IN STREET DEPARTMENT

Endangers Health of the People of Greater New York. New York, Nov. 9.—The health of five million people in greater New York is endangered by a strike in the street cleaning department. They have struck against night work. The removal of the garbage is impossible.

Rain tonight or Friday, cooler in the extreme eastern portion tonight with light to moderate and variable winds.

Death of Miss Hedrick Believed to be Suicide.

Lenoir, Nov. 9.—The deepest mystery surrounds the death of Miss Laura McNeely Hedrick of Salisbury at Blowing Rock Saturday morning, but from all information obtainable the general belief is that it was a case of suicide. The story as given by people coming here from Blowing Rock is about as follows:

Saturday morning about breakfast time Miss Hedrick was found in her room in a dying condition. She was lying on the bed with a bullet hole in her breast and on a chair nearby was a pistol with the handle of the weapon turned toward the door of the room. Physician was summoned immediately but death ensued before he arrived.

It is said that no one has been found that heard the pistol fire and as the physician and those in the room when he arrived thought it was a case of suicide and no investigation was necessary, the coroner did not hold an inquest. The body was prepared for shipment and brought to Lenoir Sunday morning and later taken to Salisbury for interment. Miss Bessie Hedrick, sister of the dead woman, accompanied the remains.

A message was received here Saturday by a local liveryman, Mr. T. L. Holder, for a conveyance to bring a corpse to Lenoir from Blowing Rock. Mr. Holder responded and was accompanied down the mountain Sunday morning by Miss Bessie Hedrick. She did not discuss the tragic death of her sister and was not inclined to talk about the sad affair.

The physician's certificate for transportation of the body stated that death was from a wound, but did not make any statement as to the nature of the wound nor how it was inflicted.

ARABS KILLING RED CROSS SURGEONS

IN REVENGE FOR THE SLAUGHTER BY THE ITALIANS—HUNDREDS OF DEAD BODIES—THE WOMEN ARE FIGHTING.

Tripoli, Nov. 9.—Fighting has been resumed about the city and Fort Hamidieh. The Italian cruiser shelled the Arabs back of the city. Hundreds of bodies are exposed in the desert. Among the bodies are Italian Red Cross surgeons who were slain by the natives as reprisals for Italian cruelty. The Arab women, garbed as men are fighting against the Italians. Gen. Caneva, commander in chief of the Italian troops is using this fact as an excuse for the slaughter of women and children. According to Caneva the women are so disguised that the Italians did not suspect them of being women.

MARKETS.

COTTON TODAY.

New York, Nov. 9.—Jan. cotton opened at 8.90, March 8.99, July 9.18, Oct. 9.18, Dec. 9.13. At 11:45, Jan. was 8.95, March 9.05, May 9.15, July 9.23, Oct. 9.23, Dec. 9.16. Liverpool closed two points up from yesterday with Jan.-Feb. 4.90 1-2, Aug.-Sept. 4.99, Dec.-Jan. 4.89. Spots Wilson market.

STOCKS.

New York, Nov. 9.—Sensational strength was shown at the opening of the stock market as the direct result of the approval of the American Tobacco Company's plan of dissolution. The gains were American smelting 1 3/4, Erie common 5-8, Erie Pacific 5-8, Southern Ry. 3-8, Atchison 1-2, Reading 1 1/2 Southern Pacific 1 1/2. The curb was dull and irregular. Americans in London are firm.

PROVISIONS.

Chicago, Nov. 9.—Dec. wheat at the opening was 93 3/8, Dec. corn .63. Chicago, Nov. 9.—At 11:30 Dec. wheat was .93 3/4, Corn .63 3/4. At 2 o'clock Dec. wheat was .94 1-4, Dec. corn .64. New York, Nov. 9.—At 2 o'clock December cotton was 9.26, Jan. 9.04 March 9.15, May 9.25. Close of the market, Jan. 9.04, Mar. 9.14, May 9.24, July 9.30, Dec. 9.24.

600 Daughters Present.

Richmond, Va., Nov. 9.—Although the two business sessions of the Daughters of the Confederacy, which opened its 18th annual convention here today, were devoted to the consideration of reports and a discussion of rules to govern the body, the six hundred delegates in attendance from 32 States, showed marked enthusiasm in the proceedings and the entertainment features provided by the people of Richmond.

KILLED THEIR GENERALS

REBELS FEAR QUARREL MIGHT ENDANGER DISCIPLINE—WANT GOVERNMENT

PATTERNED AFTER OURS

London, Nov. 9.—A dispatch received here states that the baby Emperor of China and the Dowager Empress are in flight. They made their escape in a cart in order to escape detection.

Shanghai, Nov. 9.—Two rebel leaders, Generals Chia and Tseng, have been murdered by their own troops following a quarrel between the two. The troops killed them fearing their bitterness might endanger discipline.

Tien Sin, Nov. 9.—Fortifications have been thrown up around the Vice roy's palace which is guarded by royal troops.

Hong Kong, Nov. 9.—Great Britain is sending more warships to China fearing the gravity of the situation.

Beiping, Nov. 9.—A battle between the Manchu troops and the rebels is expected at Feng Tai. The rebel troops are marching toward Pekin.

Manchus Fear Massacre. General Shao Tsun, commander of the rebel army favors a republic dividing the empire into states. He refuses to entertain the throne's note asking for the establishment of a limited monarchy. The Manchus at the capital sent to him for help fearing massacre by the rebels.

Hankow, Nov. 9.—via Wu Hu, —The city of Hankow has been destroyed by fire, over two thirds of its extent. The lowest estimates of the loss is \$50,000,000. Four hundred thousand people are destitute. Hundreds of half-burned bodies lie among the ruins. Many of them are the bodies of women and children.

The customs house, the postoffice and the city of Hankow has been spared. The city has been looted, the imperialists taking a hand in the pillage. Imperialist officers tried to check this work and executed a number of the soldiers. Refugees were deprived of their loot on entering the British concession, cartloads of valuable furs, silks and jewelry being seized.

On Friday afternoon the consuls appealed to the Imperialists to cease burning the town. A proclamation, which was issued immediately, declared that the rebels were responsible for the fires and ordered that these be checked. The following day new fires started in various quarters. The David Hill Memorial School for the blind, connected with the Wesleyan Mission, has been looted, while, in contrast, all the mission property in Wu Chang, which is held by the revolutionaries, has been protected.

On November 3rd, there was considerable gunnery practice, beginning before daylight. The Imperialist battery behind Hankow moved to the southwest, in belated fulfillment of the promise to shift the line of fire from the concessions. This battery and another stationed on the plains engaged in a heavy duel with Han Yang Hill. The Wu Chang forts used powder occasionally and joined in the defense of Han Yang.

TRIED TO KILL MADERO

Mexico City, Nov. 9.—Manuel Jimeno, has been arrested for attempting to assassinate Madero with a bomb, in the fort, at Chapultepec.

Furniture Men Want Better Rates.

Winston-Salem, Nov. 9.—With a view to inaugurating a fight before the Interstate Commerce Commission for the purpose of securing better freight rates to the Pacific coast for the Southern furniture manufacturers, a fund aggregating \$1,325 was raised by private subscription among the members in attendance at the annual meeting of the North Carolina Furniture Manufacturers' Association held here today.

After the Ticket Scandals.

Cincinnati, Nov. 9.—The National Baseball Commission meets today. President Johnson has reiterated a determination to probe the ticket scandals of the world's series.

President Taft Dedicates Lincoln Memorial.

Hodgensville, Ky., Nov. 9.—President Taft in an eloquent address descriptive of the ideals that actuated President Lincoln dedicated the Lincoln memorial which consists of a farm where the distinguished war President was born.