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## MANNING FOR SUPREME COURT.

Durham Attorney Who Becomes Associate Justice Was Nominated for Superior Court Judge in 1896 But With Rest of Democratic Ticket Was Defeated, and Has Represented His County in House and Senate With Ability.

Hon. James Smith Manning, of Durham, one of the State's leading attorneys, was yesterday morning commissioned by Governor W. W. Kitchin to become an Associate Justice of the Supreme Court of North Carolina to fill the vacancy in that court caused by the resignation of Associate Justice Henry G. Connor, who becomes the United States Judge of the Eastern District of North Carolina by President Taft's appointment.

The commission was made out yesterday morning and was sent to the new justice at Durham. The announcement of the selection of Mr. Manning created no surprise, for his appointment was expected immediately that Governor Kitchin received Judge Connor's resignation, which came to his office on Monday while he was away in Asheville, as the Governor had given out that immediately he received the resignation he would make the appointment.

Mr. Manning is fifty years of age, a man of the highest character, held in esteem throughout the State, and with an experience of twenty-six years at the bar. He is the son of the late Hon. John Manning, one of the State's foremost lawyers, who was for many years Professor of Law at the University of North Carolina. During his career he has devoted himself closely to the practice of his profession, and has taken a high stand, being learned in the law, a well equipped, earnest and vigorous advocate. In 1896 he was nominated for Judge of the Fifth Judicial district, but in common with the rest of the Democratic ticket in that election he was defeated, leading his ticket. Twice he has represented Durham county in the General Assembly, once as a member of the House, and at the last session as a member of the State Senate.

Mr. Manning was strongly endorsed by members of the bar throughout the State, who urged that he is eminently fit for the position, is worthy of the high honor and as well equipped for the duties as any other lawyer in the State. Governor Kitchin and Judge Manning are close personal friends, and during the campaign for the Democratic nomination for Governor he was the manager of Mr. Kitchin's interests. Governor Kitchin regards him very highly, and his opinion is well set out in the words of the commission issued yesterday which reads "reposing special trust and confidence in your prudence, ability and learning in the law, do by these presents commission you as Associate Justice of the Supreme Court of North Carolina to fill the vacancy caused by the resignation of Henry Groves Connor, late Associate Justice of the Supreme Court."

The appointment of Mr. Manning is until his successor is elected and qualified and hence is for the remainder of Judge Connor's term, which expires in 1910. Judge Connor having been elected in 1902 and the term being for eight years. If Judge Connor had remained in the Supreme Court and his term expired next year there would have been the nomination for the office at the Democratic State Convention, and this will be the same with regard to Judge Manning, the nomination to be made at the next meeting of the Democratic State Convention.—News and Observer 4th.

## Mr. Robert Leach Dead.

His many friends here learned yesterday, with the deepest regret, of the death of Mr. Robert Leach, which occurred at Birmingham, Ala., on Sunday night. Mr. Leach, up to some time ago, made his home in this city. He was well known and held in high esteem here. He was the son of the late James M. Leach, and a nephew of Miss Dixie Leach, of this city.

The remains will be brought to Pittsboro and the funeral will be held there at half past four o'clock.—News and Observer, June 8.

"You say you and your wife got married as a joke?" "We did." "Who is the joke on?"—Louisville Courier-Journal.

## MAN KISSES GIRL HE SLEW.

Cleveland Man Tells Remarkable Story of Killing Sweetheart.

Cleveland, O., June 5.—A kiss for each death-dealing bullet that he fired into the body of his twenty-two-year old sweetheart, Edward T. McGrew declares he pressed to the lips of Mrs. Lena Peters, whom he killed with six revolver shots. In a confession made to Police Captain Stauck tonight, McGrew said:

"I had made up my mind to shoot her. This morning she made me furious. I pulled out my revolver and began firing.

"After the first two shots I leaned over and kissed her. Then I shot twice more. She was lying still, but I heard her say: 'Please don't shoot any more, Edward.' I bent again and kissed her.

"The next two cartridges would not explode, and I had to reload. Then I fired at her two more times. When I kissed her lips after that I knew she was dying."

## State News.

The North Carolina Teachers' Assembly will meet at Morehead City June 15th to 18th inclusive. Headquarters will be at the Atlantic Hotel, where accommodations are being arranged for a very large crowd.

Winston-Salem aldermen have levied a tax of \$500 per annum on "near-beer" dealers. It is said the "near-beer" folks will resist the tax of \$1,000 per annum levied by Charlotte aldermen, on the ground that it is prohibitory.

An agitation has been on in Davidson county to hold an election to vote on an issue of \$500,000 of bonds for good roads. But a defect having been found in the law the election cannot be held until after another session of the Legislature—in 1911.

During the past month there were 440 prescriptions written in Greensboro for whiskey and 28 for beer, making a total of 468 prescriptions. These prescriptions were divided among 69 physicians, an average of nearly 7 prescriptions to a physician.

Mr. Z. P. Smith, who has been elected editor and general manager of the Greensboro Daily News, which is to be the successor of the Daily Industrial News, announces that the new paper will make its appearance Sunday morning, July 18.

During a storm which passed over a portion of Rowan county Saturday afternoon a horse belonging to Mr. Q. A. Litaker was killed by a bolt of lightning. Mr. Litaker was on his way to Salisbury with a load of eggs when the animal was killed. The occurrence happened about six miles from Salisbury, on the China Grove road.

## OPPOSITION TO THE BELL.

Company with \$15,000,000 Capital Is Chartered.

Charleston, W. Va., June 4.—The National Telephone Corporation, of Pittsburg, with a capital stock of \$15,000,000, has been chartered in this State for the purpose of owning and leasing telephone lines in West Virginia, Ohio, and Pennsylvania. This company is said to have secured options on or control of the principal independent telephone companies of the three States, and will later construct trunk lines across the continent in opposition to the Bell. The concern is backed by New York, M. concern is backed by New York, Boston, and Wheeling capitalists.

## Eric Ellington a "Star."

Annapolis, Md., June 4.—There are 175 members in the graduating class of the Naval Academy who received diplomas today. There are ten "star" men in the class, one of these being Eric Ellington, of Smithfield, N. C. The other North Carolina graduates are Lee Payne Johnson, of Concord, N. C.; Henry George Cooper, of Oxford, N. C.; Augustine Watchman Reiges, of Wilmington, N. C.

## Clayton Wants Pythian Orphanage.

Clayton, June 8.—Clayton lodge of Knights of Pythias tonight instructed their representatives to offer to the Grand Lodge in session at Hendersonville \$6,500 in cash and the choice of two sites of twenty acres each for the location of the Pythian Orphanage at this place.

## NEW BUILDINGS AT HOSPITAL.

Two for Tuberculosis Patients and Four Cottages for Farm Superintendent and Attendants to Be Added to the Hospital Buildings in Raleigh.

The State Hospital Commission was in session here yesterday and at the meeting plans were perfected and contracts let for the erection of six buildings in Raleigh, for installing plumbing and heating, while an order was passed for purchasing the furniture and equipment for the new buildings in Raleigh and in Goldsboro.

Of the six buildings to be erected here two are to be for tuberculosis patients, one building for males and one for females, while the other four buildings are to be cottages for the farm superintendent and the attendants. The two buildings for the tuberculosis patients are to be built largely of wood and glass, so as to get as near to out-of-doors condition as possible.

The six buildings, which are to be erected as soon as possible, will cost about \$12,200, the contract for the buildings having been let to Moser & Adams, of Raleigh. The heating is to be put in by the American Machine and Manufacturing Company, of Charlotte, and the plumbing by Peckham & Peckham, of Chattanooga.

The commission also arranged about the buying of the furniture for the buildings being erected, the beds, bedding, etc., and this matter was placed in the hands of Mr. J. H. Weddington, of Charlotte.

There were present at the meeting here yesterday, of the commission, Mr. Charles A. Webb, of Asheville, chairman; Messrs. W. A. Erwin, of Durham, and J. H. Weddington, of Charlotte, the absentees being Dr. J. W. McNeill, of Fayetteville, and Mr. E. F. Aydlette, of Elizabeth City.—News and Observer.

## MUST CUT OUT WHISKEY.

Sixty Thousand Employes of Carnegie Steel Company Must Sign The Pledge.

Pittsburg, Pa., June 7.—The sight of one of his old employes going to work in an intoxicated condition caused Henry C. Frick to consult with the various steel men of this city, with the result that a temperance pledge was drawn up, which workmen will hereafter be forced to sign before being employed.

Mr. Frick was taking an early morning stroll and walked past the works of the Carnegie Steel Company. A white haired man who had ago, lurched across the street and staggered through the gates leading to the shops. Mr. Frick sent the man home in a cab and later in the morning conferred with the directors of several steel companies with which he is connected. The result was the drawing of an agreement whereby all prospective employes must take oath to abstain from the use of intoxicants. Sixty thousand men already employed in this city will be forced to sign the pledge.

## Slow Literary Production.

"They say that Stevenson frequently worked a whole afternoon on a single line."

"That's nothing. I know a man who has been working the last six years on one sentence."—Boston Transcript.

## Torrey Meetings at Winston.

Dr. R. A. Torrey, an evangelist of world-wide fame, called the successor to Moody, will begin a meeting at Winston-Salem on the 20th, under the auspices of the local churches. It is unusual for Dr. Torrey to hold a meeting in a small city, as the demand for him in the larger cities, where his audiences number thousands, is always great.

At Winston Brown's warehouse, which will hold near 5,000 people, will be arranged for the meeting. An immense choir will have charge of the music under the direction of able musical directors.

Dr. Torrey has conducted great and successful revival campaigns in all parts of the world—in Japan, China, India and Great Britain. It is said he does not depend on excitement or sensationalism, but believing that "My word shall not return unto Me void," he preaches the word with simplicity and power.—Ex.

## HIS QUEER SALOON SITE.

Tennessee Man Dodges Prohibition Laws on Mountain Top.

Bristol, Tenn., June 5.—W. P. Conger, of McMinnville, has found a spot on the top of the Cumberland Mountain, in Sequatchie county, where the State prohibition law, which becomes effective July 1, cannot touch him. He is now having a saloon erected there.

The spot is eighteen miles from McMinnville, and there is no school-house within four miles of it. It is reported that Conger has leased all the land for four miles around in order to prevent the erection of a schoolhouse.

Ten or twelve barrels of whisky and a lot of case goods are now at McMinnville awaiting transportation.

## General News.

Alexander K. McClure, prothonotary of the Supreme and Superior Courts of Pennsylvania, and for many years a prominent figure in politics and journalism, died Sunday at his home in Wallinford, Delaware county, aged 81 years.

The Pennsylvania Railroad people are making ready to destroy some 25,000 worn out wooden freight cars, and they are also preparing to order steel freight cars or steel underframe cars to the number of 35,000. This is a move in the right direction, and points the way to what all the railroads must do in the long run.

South Carolina has quite a stringent anti-cigarette law. It makes it unlawful for any person, either by himself or themselves, to sell, furnish or give or provide any minor or minors, under the age of 18 years with cigarettes, tobacco, or cigarette paper, or any substitute therefor. The penalty is a fine not exceeding \$100 nor less than \$25, or imprisonment for not more than one year nor less than two months.

President Taft and Secretary of the Navy Meyer, both of whom were married quite young, hurled a bomb into the ranks of the 1,300 and more midshipmen of the United States navy last week by declaring that henceforth not a one of them shall be allowed to marry. This does not mean that no man who is now a midshipman shall ever marry, but that henceforth no prospective admiral of the navy may marry until he shall have received his commission as an officer. The first commission issued is that of ensign.

President J. G. Schurman, of Cornell University, will leave for Europe on June 15, to attend the Darwin celebration of the 350th anniversary of the University of Geneva, and the 500th anniversary of the University of Leipzig.

The chief justice of the Supreme Court is Melville W. Fuller, and the associate justices are: John M. Harlan; Edward D. White, Louisiana; Rufus W. Peckham, New York; Joseph McKenna, California; Oliver W. Holmes, Massachusetts; William R. Day, Ohio, and William H. Moody, Massachusetts.

Dr. Elizabeth Blackwell, probably the first woman to be graduated as a physician in this country, now 88 years old and is living in quiet retirement in Hastings, England. She was received as a student in the William Smith College, now affiliated with Hobart College, Geneva, N. Y., after a dozen medical schools had refused to admit her. She received her medical degree in 1849.

## A Terrible Lake Accident.

Mandeville, La., June 7.—Lake Panchestrain, in the vicinity of the steamboat landing, was dragged today to recover the bodies of the persons drowned there, when the steamboat Margaret crashed into the wharf, smashing it, crushing the life out of five persons and throwing 200 into the lake. Besides the five killed in the crash, five bodies have been taken from the lake. It is not known how many are dead, possibly 20.

## An Uncomplimentary Estimate.

"No," said Mrs. Tackpoint, "I don't want woman's suffrage. It's liable to cause embarrassment."

"In what way?"

"Suppose the average woman's husband is running for an office. If she doesn't vote for him it will cause comment. And if she does vote for him, how is she going to satisfy her conscience?"—Washington Star.

## RAVING MANIAC SLAYS FIVE.

Pig-sticker Suddenly Goes Mad and Thrusts Knife Into Man Standing Near Him—Panic-stricken Employes Flee from Room Only to Be Chased by Raving Murderer and Slain on the Stairways. Five Meet Death at His Hands.

Boston, June 5.—A frightful tragedy was enacted in the plant of the North Packing and Provision Company at East Somerville about 2 o'clock this afternoon, when John Murphy, a "pig-sticker," suddenly became a raving maniac and ran amuck more than a hundred of his fellow-workmen killing five almost instantly, fatally wounding three others, and slashing several more to a lesser extent before he was overpowered.

There was a panic among the employes in the killing room, on the seventh floor, when Murphy began his deadly work.

All hands rushed for the doors, with the maniac in close pursuit, brandishing the razor-edged knife, about ten inches in length, which he used in his work of ending the lives of the pigs.

He struck down two more, in addition to Dr. Hayes, both the latter dying as soon as they fell.

Down the stairs he pursued the crowd of yelling workmen, slashing viciously as he overtook first one and then another. Three more men fell victims to his deadly thrusts, and expired on the landing.

An Italian grabbed an iron bar going down the stairs and knocked Murphy to the floor with it, but he was up in an instant, and cut several more before another blow from the bar stretched him on his side and the knife dropped from his hands.

But he was still conscious, and, staggering to his feet, ran into the hamsmoke room, on the third floor of the building. Here he was unable to breathe, and as he tried to get away from the suffocating place he was jumped upon by a dozen men, borne to the floor and secured.

Some of the workmen were so enraged by the fearful scene that they had witnessed that they lost their heads and administered a severe beating to Murphy before the police could get him away.

Murphy has acted queerly of late. His wife, the mother of three children, says that for some days he had been complaining that his fellow-employees were daily throwing missiles at him while he was at work, and that some of them were talking behind his back, criticising his method of disposing of the pigs.

It was noticed by the workmen in the hog-killing room that the man was moody, and for several days he had taken advantage of every spare moment to put a keener edge to his deadly knife.

## BOY QUADRUPLTS LIVE.

But Their Very Little Sister Expires at Her Birth.

Pittsburg, June 5.—Three boys and a girl were born to Mr. and Mrs. Peter Tutter, of Third street, Rankin, this morning. The girl died an hour after birth, but the boys apparently are healthy, and Dr. W. H. Gordon thinks all will live.

The combined weight of the infants was 16 pounds. The mother is 25 years old. Her husband is janitor of the Rankin Croatian Church.

## Canal's Laboring Army.

Washington, D. C., June 5.—A report of the Chief Quartermaster for April shows that the number of employes actually at work on the Panama Canal in April was 26,835. Of this number 4355 are "gold" employes and the remainder are on the "silver" or labor roll. The Panama Railroad force numbers 6078 and the railroad commissary force 786. Thus the total number at work, both on the canal and railroad, is shown to be 33,699.

## Nearly 32,000,000 Acres.

The crop report bureau of statistics of the department of agriculture estimates that the area planted in cotton this year, is about 95.6 per cent. of the area planted last year equivalent to 31,918,000 acres, compare with 33,375,000 last year. The condition of the growing crop May 25, was 81.1 per cent of the normal conditions as compared with 79.7 last year and 81.4 a ten-year average.

## FLIGHT 11,000 FEET.

Balloon Makes Second Highest Ascension in United States.

Albany, June 5.—The second highest flight in the United States was made by the balloon Massachusetts, which left Pittsfield, Mass., at 10:25 a. m. and landed at Guilderland, Albany county, at 2 p. m. The highest point reached by the instruments, was slightly more than 11,000 feet.

This has only been exceeded by the balloon the Heart of the Berkshires, which reached an altitude of 12,200 feet in October, 1908. The flight was made today under the most discouraging conditions.

## Once Rockefeller Overpaid.

Cleveland, June 7.—So well are the careful—not to say close—business habits of John D. Rockefeller known hereabouts that receipt of a check for \$76,573.14 in payment of a water bill of \$15, nearly caused the village clerk of East Cleveland to fall dead.

Rockefeller's summer home, Forest Hill, is located in East Cleveland, and the check in payment of his annual water rent was mailed from New York. Evidently a clerk got the envelope mixed, and someone who got a \$15 check in place of one for \$76,000, doubtless was even more surprised than was the village clerk of East Cleveland. After recovering from his surprise, the village clerk mailed the big check back to Mr. Rockefeller.

## Blows His Family to Bits.

Oregon City, Ore., June 5.—In a fit of insanity today, at Warquam, Bert Garrett exploded a charge of dynamite under his house. The house was destroyed and Garrett, his wife, and five-year-old daughter were killed.

## ELEVEN VOTE LOCAL TAX.

There Are Now Only Five Counties in North Carolina Without school Tax Districts.

The Department of Public Instruction was notified yesterday that four townships in Granville county and seven in Randolph county, had just voted special school taxes.

There are now in the State only five counties in North Carolina in which there are no local tax school districts, either rural or town. These counties are Graham, Tyrrell, Yancey, Alleghany and Green. Burke county has no local tax district outside of Morganton, the county seat. Chowan county has just reported its first rural local school tax district carried, though Edenton and some of the other towns of the county have special school taxes levied.—News and Observer.

## Travel in New York City.

New York, June 6.—How New York grows is shown in the returns of travel on the subway and elevated lines for 1907 and 1908, furnished by the Interborough Metropolitan rapid Transit Company to the Public Service Commission, and made public tonight. Sales of tickets in the subway increased from 182,559,390 in 1909 to 220,391,212 in 1908. For the same period there was a decrease of more than 15,000,000 passengers carried on the elevated lines, but the net increase would seem to confirm a recent statement of Theodore P. Shonts, president of the company, that the amount of travel in New York City was limited only by the ability to provide conveyance.

## At the Altar.

"Will you have this woman to be your lawful wedded wife?"

"That's what I 'lowed I would."

"Will you love, honor and obey her?"

"Ain't you got that switched around, parson?" said the bridegroom.

"John," said the bride-elect, "don't you reckon the parson knows his business? Answer the question!"

"Yes, sir," said the bridegroom meekly. "I reckon I'll have to."—Atlanta Constitution.

Father—"It's near midnight, and I can't see why Anna's fellow hasn't sense enough to go home." Little Willie (in the next room)—"He can't go, papa. Sister's sitting on him."—Town Topics.