

BERRY HOLDS HIS JOB FOR ANOTHER TERM OF TWO YEARS

Beats M. M. Jones in Second Primary By Good Majority, But Not By Any Walk-Over. Result was In Doubt Until After Seven O'clock.

M. W. Berry defeated M. M. Jones in the primary yesterday by a majority of one hundred and twenty six votes.

The total vote when the ballots were counted stood 416 for Berry and 290 for Jones.

Both candidates polled a larger vote in the second primary than in the first; but opponents of M. W. Berry combined on Jones and he gained 109 votes while Berry gained only 22.

The race was a fairly close one the result not being certain until the ballots were counted. It was generally believed, however, all day that Berry had a slight lead in every ward.

The vote by wards is as follows:

First ward: Berry, 122, Jones 83; Second ward: Berry 139, Jones 111; Third ward: Berry, 63, Jones 44; Fourth Ward Berry, 91, Jones 52.

JENNINGS-WINDSOR

Mr. W. H. Jennings and Miss Lella Windsor were married at the home of the bride at Milford, Delaware, on Wednesday at noon. The marriage was a very quiet affair and the ceremony was witnessed only by the immediate family and by a very few intimate friends of the bride.

Mr. Jennings is cashier of the Mercantile bank and is exceedingly well known, well liked and most highly regarded here. The notable success of the Mercantile bank is attributed in no slight degree to his reputation for business ability and integrity.

Mrs. Jennings is the sister of Mrs. O. F. Gilbert, and has made several visits to Elizabeth City. She is well known here and greatly liked by all who know her.

Mr. and Mrs. Jennings are expected to reach Elizabeth City tomorrow. For the present they will have apartments at the Raleigh.

CASE REFERRED

The case of the Bank of Columbia against the United States Fidelity and Guaranty Company and the American Bonding Company for an alleged shortage of \$6,000 has been referred by Judge Whedbee to Hon. G. V. Cooper of Kinston.

Quite a long and tedious account was involved in the case and it will be heard by the referee at Columbia within the next few months. The court ordered that the referee make his report at the next term of Superior Court in Tyrrell county.

WILL ELECT TEACHERS TO-NIGHT

The graded school trustees will elect teachers for the ensuing year at their meeting to-night. This the regular time for the election of such teachers, early action always being taken as otherwise the best teachers are engaged before the election is held. The election to-night has nothing to do with Professor Sheep, he having been re-elected some time ago.

Mr. and Mrs. T. B. Ward of Belvidere were here Thursday visiting Mr. and Mrs. O. J. Ward.

HERTFORD HAPPENINGS

Hertford, N. C., May 1st.—Mrs. Darden of Drivers, Virginia is visiting Mrs. J. P. Jessup.

Mr. and Mrs. C. W. Morgan returned Monday night from Norfolk.

Mr. J. M. White of New Hope was here Tuesday, on business.

Mr. A. A. Perry and wife of New Hope were in town Tuesday.

Mr. and Mrs. George E. Major returned from Norfolk Monday night.

The Singing class of the Oxford Orphanage rendered a very attractive and entertaining program Wednesday night. The auditorium of the Graded School was filled with laughter at some amusing things, and at some selections there were many eyes misty with tears.

Mr. William Skinner of Elizabeth City was in town Wednesday.

Foundation is being laid for the enlargement of the Willford Hotel.

GOOD HOUSE FOR ORPHANS

The Singing Class from Oxford Orphanage had a good house to hear them in their concert at the auditorium last Monday night. One hundred dollars was realized from the sale of the tickets, which is an extraordinarily good house for Elizabeth City—when and admission fee of only twenty-five cents is charged. The class got fifty dollars at South Mills on Tuesday night.

BOARD OF CONTROL NOMINATED

The following have been named by the executive committee as nominees for the board of control Dr. O. McMullan, First ward; J. C. Commander, Second ward; J. M. LeRoy, Third ward; F. M. Grice, Fourth ward; member at large, J. L. Pritchard.

CHOWAN ASSOCIATION

The Chowan Baptist Association meets this year with Cool Springs church in Gates county near Eure. The association convenes on Tuesday of next week.

Those expecting to attend from this section will have to go by Norfolk.

Rev. I. N. Loftin will preach the introductory sermon.

MAYOR FLORA IMPROVING

Passers by were glad to see Mayor Flora on his porch again this week after having been confined to his house through sickness for some time. It is hoped that he will soon be on the streets again.

ESTEEMED NEGRO DEAD

Washington Perry, an esteemed colored citizen of the town died Monday and was buried Tuesday with many honors from the negro lodges of which he was a member.

Perry was liked and respected both by his own people and by the large number of white people who knew him.

MR. AYDLETT STATES HIS CASE.

To the Editor of the ADVANCE:

For several years the Independent and "the ring around it" have been making false and malicious attacks upon me, seeking to injure, and if possible, ruin me before the people who read that paper. Until now, I have, after advising with many of my friends, refrained from taking any notice of it. These attacks have been inspired by certain enemies of mine who have adopted this cowardly course of attack through that paper, instead of fighting in the open.

When Andrew Brown first instigated his suit against me, in 1909, the Independent published the complaint, setting out the false and malicious allegations, none of which Andrew Brown could have sustained. When he filed his complaint he never intended that the matters should be heard in the court.

Andrew Brown's letter of April 17th published in the Independent is a tissue of falsehood. The withdrawal of his five suits, one by one, is sufficient evidence to show this. They each contained the same allegations, virtually word for word. The suits in North Carolina were withdrawn for the "obvious reason" that Andrew Brown never intended, and would not dare to go before the court and give evidence to sustain the allegations of the complaint. He knows that the letters I have of his would convict him of perjury. For the same "obvious reason" the suit in New York has been withdrawn after having been continued time after time at his request until he could not continue no longer.

I would have made a statement at that time over my signature but I felt that it was a matter to be settled in the court, where my answer denying his charges was duly sworn to and filed, and not in the newspaper. Conditions have changed. Brown has withdrawn his last suit and gone in the Independent again, and that paper has again commenced its cowardly and malicious attacks upon me. I believe in the strength of the law to protect every man in his life, liberty, character and property, and have served notice upon the editor to retract and apologize.

Andrew Brown was never deceived by me. I acted for him long after he knew I drew the deed for A. J. Brown conveying the Pledger tract to the Elizabeth City Lumber Company. I was in his office in June, 1907 on business for him. In the winter of 1907 and 1908 I declined to further appear for him because he would not pay me the fee I charged for certain services. He has twice tried to employ me, through his attorney, Mellis, in his business, since January 1908, once in the suit which H. Clay Tunis had against him, in which Mellis, his New York attorney said he wanted me to help him; I refused and then Mellis offered to pay me fifty dollars himself to assist him. I declined. Again, the very day he brought the suit against me in New York, Mellis told me Andrew Brown wanted me in his business and needed me. I declined and told Mellis again I would not accept employment from Andrew Brown until he paid that statement I had rendered for legal services.

If I had deceived him he would not have been trying to get me to represent him again.

Andrew Brown did not own or claim any right, title or interest in the Pledger tract of land. A. J. Brown purchased it of the Pledger heirs, and paid his own money for same. The conveyance of this land to Elizabeth City Lumber Company by A. J. Brown in no way injured Andrew Brown for the title to any of the lands

claimed by him. He sold the pine timber to Kramer Bros. & Company, August 2, 1910, about a year and five months after he commenced his suits against me, and while part of them were pending, and afterwards, while the suit was still pending in New York against me, sold the land to Richmond Cedar Works and its attorney passed the title pronouncing it good. Andrew Brown, therefore, has suffered no harm on account of A. J. Brown's deed as will appear in Mr. Kramer's affidavit.

NORTH CAROLINA, PASQUOTANK COUNTY

C. E. KRAMER, being duly sworn, says: That he is President of the Corporation Kramer Bros. Company.

That negotiations for the purchase of the timber from the Buffalo City Mills, Incorporated, to Kramer Bros. & Co., dated the 2nd day of August 1910, copy of which deed is hereto attached and made part of this affidavit, were completed some time during the month of May, 1910.

That the purchase of this timber, Andrew Brown represented that the title was good and perfect. He informed this affiant that E. F. Aydlett had advised that the title was good. That during the negotiations for this purchase, S. S. Leary, who is in the employ of Andrew Brown and the Buffalo City Mills Incorporated, showed this affiant a letter written by Mr. Brown, in which he said that both E. F. Aydlett and F. M. Busbee had advised that the title was good.

That Kramer Bros. & Co., paid \$25,000 for the timber, which was its full value, and is, according to the estimates made of the timber, about \$3.50 to \$4.00 per thousand stumpage.

That this affiant said, during the negotiations, that he would have the title examined, and Andrew Brown said that neither E. F. Aydlett, W. D. Pruden, nor W. M. Bond should examine the title. This affiant employed E. F. Aydlett to examine the title, and to pass upon the same, and so told Andrew Brown, and the said Aydlett advised this affiant that the title was good.

That Kramer Bros. & Co., not only employed E. F. Aydlett to examine the title, but relied upon his opinion that the title was good, in making the purchase, and that they would not have purchased the timber had they not been advised by E. F. Aydlett that the title was good and perfect. That the negotiations for the purchase of this timber continued for two or three months before the sale was consummated.

C. E. KRAMER
Sworn and subscribed to before me this 14th day of October, 1910.

T. B. WILSON,
(Seal) Notary Public.
My Commission expires January 31st 1912.

The Elizabeth City Lumber Company did not suffer a loss on account of the misrepresentations of A. J. Brown as to the location of the lands which he had pointed out to Clay Foreman as the Pledger Lands, but I was in no way to blame for this. I did not represent the Elizabeth City Lumber Company in this deal, or the Foreman Blades Lumber Company, and it was so understood by Mr. Clay Foreman who was acting for Elizabeth City Lumber Company. (See Mr. Foreman's affidavit).

The transaction between A. J. Brown and myself had no connection with Andrew Brown's business. They were cousins and A. J. Brown was managing business down here for Andrew Brown in

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YOUNG MAN KILLED BY TRAIN AT CORAPEAKE JUNCTION VIRGINIA

Struck by Cars Backing In on Switch and Fatally Injured. Taken to Suffolk Hospital But Died Early in The Afternoon Monday.

Mr. H. Grady Stevens, of Indiantown, a young man twenty-three years old, the son of Mrs. M. L. Jones of Indiantown, was killed by an extra train on the Roper Lumber Company's switch at Corapeake Junction last Monday.

Mr Stevens was working at the junction in the employ of the Roper Lumber Company, being their secretary at that point. As the extra train was backing into the switch, in order to give the North bound train from Edenton the right of way, Mr. Stevens started across the track. In some way he slipped and was caught by the moving cars, before he could recover himself.

The train was stopped as soon as possible but too late to save the young man's life. He was placed on board the train and taken immediately to Suffolk, where every attention was rendered him; but to no avail. He died at two o'clock Monday afternoon.

The body was taken to undertaker, Baker at Suffolk and prepared for burial. It was then brought to his home at Indiantown, where the interment took place in the family burying ground, the services being conducted by Rev. I. N. Loftin.

Many floral tributes, sent by friends and relatives of the young man, attested the esteem and confidence in which he was held by those who knew him. An especially large and beautiful wreath came from the officials of the Roper Lumber Company.

Mr. Stevens worked under his uncle, Mr. C. C. Leary, at Corapeake Junction. He was held in high esteem by all who knew him and gave promise of becoming a successful business man.

He is survived by his mother and three sisters. The sisters are, Mrs. M. F. Leary, Mrs. W. F. Leary and Miss Rosa Stevens, besides a large number of more distant relatives.

The pall bearers at the funeral were: James Newbold, D. Walter Harris, Philip Gregory, Howard Thillit, Luke Wright and John Williams.

Dr. H. T. Aydlett left this morning for Norfolk to attend the trial of the suit which he instituted a month ago against his wife, Mrs. Evelyn T. Aydlett, for the possession of their children. Two previous days have been set for the trial but Mrs. Aydlett's attorneys have asked on each occasion for postponement.

FOR RENT

FOR RENT—House with every modern improvement. Nine rooms, hot and cold bath. Apply to O. F. GILBERT, Mitchell's Dep't Store.

WANTED

WANTED—TABLE BOARD in private family by young man of quiet habits. Address J. K. W. c/o The ADVANCE

Superintendent Sheep has been invited to teach mathematics at the Summer School at Chapel Hill this summer.

TONIGHT AT ALKRAMA

From the Manger to the Cross, in six parts, will be presented at the Alkrama theatre to-night. The pictures are said to be a close and faithful portrayal of the scenes and the country in which Christ lived his life; and the gospel narrative is followed closely throughout.

These pictures were presented at the Alkrama last night, with a large crowd present. An even greater number are expected to see the pictures to-night.

This is a "Kalem" picture, requiring 5,000 feet of film for its production. In preparing the picture the Kalem Company claim to have got their pictures from actual scenes in Palestine, the very Garden of Gethsemane having been visited for the purpose of carrying out the betrayal scene.

It is said that the difficult parts are acted with deep appreciation and without a suggestion of irreverence or sacrilege. In this respect as well as in the matter of the faithful and exact reproduction of the scenes amid which Jesus walked it is claimed that the pictures reproducing the passion play of Oberammergau have been far surpassed.

HOOR FOR CHURCH SERVICES CHANGED

Columbia, N. C., April 30th—The hour for the evening service at the Baptist church was changed Sunday evening from seven-thirty to eight o'clock.

The pastor, Rev. R. E. Brickhouse, requests that every member come on time.

COLUMBIA BELIEFS

Columbia, N. C., April 30th—Mr. W. F. Owens left for Hickory, Virginia, this morning. Miss Loula Jones returned to Norfolk to-day.

Miss Eva Cohoon has accepted a position with Mr. T. H. Woodley.

Mr. A. S. Mann of Elizabeth City was in town this week.

Mr. Guilford Davenport and Miss Genolia Chapell were in town to-day.

Mr. L. H. Harrison and family left for Plymouth Sunday.

Miss Agnes Smyth, who has charge of the millinery department of Davis Brothers store is very sick.

The Sunday School Institute of the M. E. Church was held in the court house last night and very much enjoyed by those present.

Mr. J. T. Puckett of Norfolk Virginia was here on his regular trip this week.

Sheriff F. W. L. Cohoon made a trip to Creswell this week.

Mr. N. Ambrose, of Cherry was here yesterday.

SCHOOL CLOSURE AT BELVIDERE

Belvidere, N. C., April 30th—School closes at Belvidere Academy on the evening of May the twenty-third. An interesting program is being prepared for the occasion.

Attorney C. R. Pugh of Wanchese was here Tuesday on business.