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RALEIGH N. C., FRIDAY EVENING, MAY 11, 1900.

25 Cents a Month.

SPECIAL GOVERNMENT AGENTS INVESTIGATE PENITENTIARY

Alleged Mal-treatment of Federal Prisoners Reported to Washington.

SPECIAL REPORT ON HORNE'S DEATH

Man Who Was Shot by Warden Green in Self Defense

PEN OFFICIAL SAY
INVESTIGATION IS OK

Say it is a Regular Inspection—Agents
La Dow and Brewster Will Make
Report to Department of
Justice.

Two special agents of the Department of Justice at Washington have arrived in this city under instructions from the Department to investigate the management and conduct of the Federal Prison in the North Carolina State Penitentiary, and to make report to the Department direct regarding the reports that have been received there concerning the mal-treatment of convicts sent here from the Federal courts.

The two men who arrived today are stopping at the Carrollton are:

Special Agent R. V. La Dow.

Special Agent R. J. W. Brewster.

Mr. La Dow was seen this afternoon by a representative of the Times-Visitor but he declined to say anything further than that it is true that he and Mr. Brewster are here to investigate the conditions at the Federal Prison, but he said that it is also true that they make regular periodical investigations and that this can be considered one of them.

He would not state that there was anything unusual in the investigation or that it would carry with it any matter of importance to the Prison out of the ordinary.

Warden Green, of the State Penitentiary was questioned regarding the publication in the New York Herald this morning that investigation is to be made and reports of complaints as to the treatment of prisoners and the shooting of George Horne, a Federal prisoner, sent here from Charlotte.

Warden Green stated that he had been expecting the special agents for three weeks and that he thought there was no special significance in their visit at this time.

The two special agents went to the Penitentiary in the carriage from that institution this afternoon after two o'clock, and began their investigation. There are many matters, it is said, that they are to make report on to the Department of Justice, and a special report is said to be necessary regarding the shooting of George Horne.

The prisoners will be taken separately and each will be given an opportunity to tell secretly to the special agents what has occurred since the last inspection. The officers will also give to the inspectors any information that they consider of interest, each examination being secret. The special agents do not consider so much what is said by a convict as from his general appearance, which is considered by experienced men as the best evidence of their treatment.

The shooting of George Horne, which has been given great prominence in the New York papers, and which is to be the subject of special mention in the report, will be taken up tomorrow.

Horne was a desperate character and after trouble, and last week he was shot, gangrene set in, his leg was amputated and he died at the Hospital in this city, where the operation was performed.

Horne, it seems, was in a continual state of insubordination. All day last Friday, the day of the shooting, he committed several breaches of discipline that warranted punishment. Late in the afternoon Warden Green sent for Horne to come to the office and the convict refused to obey, walking off toward the stockade.

Warden Green ordered two negro convicts to overtake Horne and bring him to the office, but they refused, saying that Horne would kill them if they went up to him, as he was a desperate character and had an open knife in his pocket.

The Warden himself then started to overtake the rebellious prisoner, thinking at the time that Horne intended a break for liberty. As the Warden drew near Horne picked up a shovel handle and turned upon him, Warden Green drew his pistol and warned Horne to drop the stick.

Instead of complying the convict, maddened with the passion that characterized his conduct throughout the day, raised the weapon to strike and

the Warden fired, the bullet striking where it was aimed—in the convict's limb.

A few moments previous to the shooting seventy-five negro convicts, at work in the brick yard, it is said, left their work and began to advance toward the Warden and the unruly convict and Mr. Green says that had he not been prompt in subduing the rebellious prisoner, it is probable he and the subordinate officers would have had to leave the enclosure or fight the entire mob.

Horne has been one of the most turbulent spirits in the institution since his incarceration and has borne out the reputation he brought to the prison of being a desperate character.

Warden Green emphatically denied the story that Horne made a declaration before his death to the effect that he was shot without provocation.

One of the surgeons who attended the convict at Rex Hospital also said that Horne had not made any statement at all.

The New York Herald today, according to telegraphic news received here, makes a sensational display of the investigation of the Federal Prison here, and contains a statement in a special from Washington to the effect that complaints have been received by the Department of Justice in which it is alleged that Federal prisoners have been shot here; that ten men on the State farms were beaten to death and that women have been stripped and flogged in the presence of men. The charges are supposed to have been the outcome of the recent investigation of Sumnerhill by the special committee of the Legislature. The prisoners alleged to have been beaten to death and the woman who is said to have been stripped and flogged in the presence of men were State prisoners, and in no way connected with the Federal prison. No Federal prisoners are permitted to leave the penitentiary in this city, and at all times are either within the building proper or at the brick yards within the stockades.

There has been but one Federal prisoner shot and that was George Horne referred to.

That any women have been stripped and beaten is said to be untrue. Last year there were several of the Federal prisoners to come under the lash, and complaint was made to the Department at Washington. Some of the men became unruly and were ruining the discipline at the penitentiary by saying to the officers and men that they could not be whipped like the State prisoners. It was found necessary to put a stop to this so five of the ring leaders were taken and given from three to nine lashes. Upon investigation, it is said, it was ascertained that Federal prisoners in the State penitentiary here, are amenable to all rules and regulations of discipline of the prison, and that the right to whip them came under the power of the Superintendent. The men were whipped in the presence of the Superintendent.

No new Federal prisoners are now sent to the Federal prison here, except those who are sentenced at North Carolina court. The numerous complaints of some time ago are said to have caused the Government to decide to withdraw the patronage that it had been bestowing upon this State prison. A request was made by the authorities some weeks ago to get the Government to begin again sending prisoners here, but no notice has been given to this request so far as can be learned here.

Messrs. La Dow and Brewster will be here until they have completed the investigation, which they think will require until noon tomorrow.

They go from here direct to Washington, where they will report at once as to their findings by the examination here.

READ HER LETTERS.

One Man's Curiosity Has Led Him Into Serious Trouble.

Catherine McCade, colored, had Bertie Mitchell, colored, arraigned before Justice John Nichols this morning on the charge of damaging personal property in that Bertie tore up a handkerchief, the property of Catherine. Justice Nichols decided that the case was frivolous and taxed Catherine with the costs.

Gillian Henderson, colored, was arraigned before U. S. Commissioner John Nichols today charged with opening, reading and exposing letters addressed to Mary L. Stallings, colored, and was sent on to the Federal Court.

Adolphus Jeffries was bound over to Federal Court on the charge of retailing liquor.

SPANISH POLITICS

Madrid, May 11.—Yesterday passed peacefully throughout Spain, except at Valencia, despite the anti-tax feeling. Barricades were erected at Valencia in the streets behind which a mob stoned the gendarmes. On endeavoring to dislodge the rioters, the gendarmes were received with rifle shots. Two policemen were injured. Gendarmes replied with a fusillade and the mob fled.

JEFFRIES-CORBETT.

New York, May 11.—Reports from the managers of the fighters say that both men are in pink condition and are ready to fight for all that is in them. Never before has a fight of such prominence attracted so little attention. All attempts to work up interest have failed. There is little betting, and the indications are that few great wagers will be laid this side. The odds are the same as all along, 2 to 1. Most betting is done on the length of time Corbett will last.

ST. LOUIS STRIKE.

St. Louis, Mo., May 11.—No change in the strike situation except that a few more cars are running under police protection.

PARTE DEFIES TREATY.

Constantinople, May 11.—Despite the protest presented by the foreign embassies in February, Porte has presented a new note announcing its decision to introduce oetroli duties at Calipoli. This is contrary to the treaty and it is expected that the foreign ambassadors will refuse to accept the decision.

\$80,000 FIRE IN CONCORD.

Concord, N. H., May 11.—A fire on the Dow block this morning caused a loss of eighty thousand to Dickerman and Company, wholesale grocers. The loss is covered by insurance.

FAIR WEATHER.

The forecast of the Weather Bureau for Raleigh and vicinity says: Fair tonight, Saturday and Sunday, with marked warm wave Sunday; fresh southerly winds.

The area of high barometer has moved to the Southern States, with clear, cool weather. In fact the weather is fair throughout the entire United States east of the Mississippi, except at Marquette, Detroit and the extreme southern end of Florida where small amounts of rain occurred. A new storm has developed in the extreme northwest, where the temperature is rising rapidly. Bismarck reported a maximum of 90 degrees Thursday. Frost occurred at Boston and Charlotte.

COUNTY BOARD OF ELECTIONS

The Law Prescribing the Duties Imposed Upon the Board.

The county board of elections will meet here again May 22nd. W. L. Watson, Esq., is chairman and B. K. Partin and A. B. Hunter the other members. At the last meeting the Board decided to continue for the present the same polling places. The next session will be very important. The law governing this board is as follows:

Sec. 7. That it shall be the duty of the county board of elections in each county to appoint all registrars and judges of election in their respective counties.

Sec. 8. That the State Board of Elections shall have power to remove from office any member of the county board of elections for incompetency, failure of duty or for any other satisfactory cause. When any member of the county board of elections shall be removed by the State Board of Elections the vacancy thus created shall be filled by the State Board of Elections. Vacancies occurring in the county board of elections for other causes than removal by the State Board of Elections shall be filled by the remaining members thereof.

Sec. 8. That the county board of elections shall have power to remove any registrar or judge of election appointed by them for incompetency, failure to qualify within the time prescribed by law, failure to discharge the duties of office after qualifying, or for any other satisfactory cause.

Sec. 10. That it shall be the duty of the county board of elections to meet in their respective counties not later than the first Monday in May, in the year of our Lord nineteen hundred, and biennially thereafter, and after organizing by electing one of their number chairman and another secretary, to divide their respective counties into election precincts and fix the places of polling in the several election precincts. They may adopt the present division of their county into election precincts, or they may establish entirely new precincts, or they may alter the present precincts, but the election precincts and precinct polling places as now fixed in each county shall remain as they now are until altered. And in case of any alteration of the election precincts or polling places therein they shall give twenty days' notice thereof in some public journal or in lieu thereof in three public places in such county and at the court house door. And the said county board of elections shall have power from time to time, after dividing their county into election precincts, to establish, alter, discontinue or create such new precincts of election in their respective counties as they may deem expedient, giving twenty days' notice thereof by advertising in some public journal or in lieu thereof in three places in such county and at the court house door. If any polling place is changed in any precinct, like advertisement of such change shall be given; and there shall be at least one polling place in every township, as nearly central as possible.

COTTON.

New York, May 11.—Cotton: May, 9.09; June, 9.51; July, 9.49; August, 9.29.

DRAW FROM A DRY WELL

Board Appropriated Money When There Was None

CITY CHARTER MAKES THIS AN INFAMOUS CRIME

Aldermen Who Vote for Appropriation for Permanent Improvements When No Funds are Available are Liable to Fine and Imprisonment

The Board of Aldermen last Friday night appropriated \$500 for PERMANENT improvements in the city cemeteries.

There is no money in the treasury of this city available to pay the appropriation.

The charter of the city of Raleigh, section 79, clause 5, provides that any alderman who shall support or contract any debt against the city for purposes other than the NECESSARY CURRENT EXPENSES of the city, without the money in the treasury available for its payment, shall be guilty of an infamous crime and upon conviction fined not less than \$1,000, or more than \$5,000, or imprisoned not less than one year or more than five years, or both fined and imprisoned, and shall be liable for an action to recover the amount so appropriated.

Result, the Aldermen will be only too ready to retract this hasty appropriation, made in defiance of the Finance Committee, at their next meeting.

This appropriation was made at the session of the Board last week. The Cemetery Committee asked for \$500, in addition to their regular appropriation, to carry on permanent improvements. The finance committee recommended against the appropriation, Chairman W. E. Jones stating that he was in favor of these improvements, but the city did not have the money available. The Cemetery Committee appealed to the Board and by a vote of 5 to 3 (Aldermen Jones, Wilder and Andrews voting in the negative), the Board ignored the recommendation of the Finance Committee and granted the additional appropriation asked.

The appropriation was made, but the \$500 has not been placed at the disposal of the Cemetery Committee. Chairman of the Finance Committee Jones knew the city did not have the money and he instructed City Clerk H. F. Smith not to pay it, at the same time calling attention to the following in the city charter.

Section 79. (5). "Any Alderman or other officer of the city who shall vote for, support or contract any debt against the city for purposes other than the necessary current expenses of the city without the money in the treasury available for its payment, or who shall make any appropriation, donation, gift, sale, transfer or payment, directly or indirectly, of any money, property or credit of the city for any use or purpose other than for the exclusive use and benefit of the city of Raleigh and of the people resident therein unless herein otherwise provided, shall be guilty of an infamous crime, and upon conviction thereof in the Superior Court shall be adjudged to pay a fine not less than \$1,000, nor more than \$5,000, or to be imprisoned not less than one year nor more than five years, or both such fine and imprisonment, in the discretion of the Court, and shall be liable to an action at law for the recovery of the whole amount so unlawfully contracted or misappropriated, paid or transferred."

The Aldermen did not have this Section of the charter in mind when they made that appropriation. Of course the Cemetery Committee desired the appropriation only because it is badly needed to put the two cemeteries in proper condition. However, this little incident will have its effect hereafter and the Board will be slow to disregard the advice of the Finance Committee, and incur the risk of an indictment, and perhaps a fine of \$1,000 or more or imprisonment.

A CARD

I take this method of announcing to my friends, the voters of Wake county, that I am a candidate for the nomination of Sheriff.

Respectfully,
M. W. PAGE.

ANNUAL OUTING.

The season of picnics is upon us, and Edenton Street M. E. Church Sunday School, always progressive and up to date, has selected Trinity Park as the most favorable point for this season's outing.

This place affords many superior advantages, not to be found elsewhere. There are elegant groves, affording an abundance of shade, large athletic grounds, bowling alleys, excellent water facilities, and many other features of interest.

The date will be during the present month, and will be announced through these columns. It is probable that the date will be Saturday, May 19th, for the accommodation of the teachers and children of the schools. However, the date will be definitely announced later.

Local News Items,

Miss Mary McTae will entertain the Euehre Club tomorrow afternoon at five o'clock at the residence of Mrs. W. T. McGhee.

Walking arm in arm on Fayetteville street this morning were two candidates for Governor, Charles B. Aycock and Cyrus Thompson. Spencer Adams is not in the city and neither candidate here knew his whereabouts.

Mr. Ludlow Skinner returned this afternoon from Durham, where on yesterday afternoon he saw the game between Trinity and Horner. He says it was the best game that has been played in the State this year.

Grand Secretary B. H. Woodell returned from Winston this afternoon. The ladies of the Presbyterian church will give a lawn party Thursday night at the residence of Mrs. Julius Lewis.

Miss Bettie Benman is visiting Miss Ruth Wright at the Baptist Female University.

Miss Annie Amspugh will give a piano recital at Peace Institute tonight at 8 o'clock. She will be assisted by Miss Lillian Heavers, violinist.

Mr. W. S. Primrose left today for Mount Olive to adjust a fire loss.

Manager Rivers, of the Raleigh Baseball Association, returned today from a trip to Rocky Mount, Wilson and Tarboro in the interest of baseball. He reports the prospects very bright for arrangements of games for the season. Candidates for positions on the Raleigh team are practicing daily. The score between the two picked teams yesterday was 6 to 3.

Messrs. R. J. W. Brewster and R. V. LaDow, of Washington, D. C., are stopping at the Carrollton.

At the home of the bride's father, Mr. F. R. House, on Smithfield street last Wednesday evening, Miss Myrtle House and Mr. Ephraim T. Smith were united in marriage. The ceremony was performed by Rev. Alvin Betts.

The Raleigh band will parade the street tomorrow afternoon to give the public an idea of what they can do and what they will take to Richmond to play during the street fair. They leave here Sunday.

Mr. Claude Dockery arrived this morning from () Hill, where he has been spending several days on business. Mrs. Dockery joined him on the southbound train this afternoon and they left for Carthage, where they will spend some days.

The Raleigh dentists who have been attending the Dental Association at Greensboro will return home tomorrow morning.

A light is to be placed in the centre of Nash and McQueen Squares at once. This is the result of the work of the Light Committee and is to be welcomed by those who wish the parks used solely for the good of the citizens.

Mr. Claude Dockery said that he received the news of his nomination for Lieutenant Governor while he was in Washington and was greatly surprised. The nomination was totally unexpected by him. He refused to talk politics, saying that he had not thought on the subject and had made no plans whatever.

GLAD HE DID NOT APPEAL.

A Man in the Penitentiary who is Glad to be There.

There is a man in the State Penitentiary here who might have been free at the present time if he had chosen to make an appeal to the Supreme Court, and though he fought bravely to win his freedom at the trial when he was sentenced, he is said to be glad that he did not appeal.

This week in Kinston the accomplices to the murder of a negro named John Thomas are to be tried for the same offense as that for which Pin Higgins, the prisoner here, was convicted, the two accomplices, Red Pittman and Jim Johnson, having been granted a new trial on account of the loss of all of the evidence so that the Supreme Court could not go over the case.

Pin Higgins, the man in the Penitentiary, is serving a ten year's sentence and is now nearly a year on the road to liberty. He gives as his reason for being glad that he did not appeal, that he will have served out his term and be free before the other two men are out of prison as they are guiltier than he. It is not certain that the cases against the other two men will come up at this term of court, and that is said to add to the joy of the man in stripes.

THE DENTISTS.

A Pleasant and Profitable Session of The Society.

At last night's session of the State Dental Society Dr. C. A. Rominger's paper on "A Plea for Conservatism" was discussed.

Dr. J. M. Fleming, of Raleigh, read a paper on "Causes Which Tend to Lower the Profession."

At this morning's session it was decided to abandon the clinic.

An interesting paper on "Prosthetic Dentistry" was read by Dr. E. K. Wright, of Wilson. This was followed by a general discussion. The subject of "Oral Surgery" was also discussed.

—Greensboro Telegram.

BANK PRESIDENT SUICIDES.

Edinburgh, May 11.—H. H. Norris, manager of the Union Bank of Scotland, was found dead this morning at his residence, head blown away by a gun shot. This death is apparently a suicide. He had been suffering from influenza.

BOERS DEFEATED AT RIET RIVER

Pushed From Strong Positions with Heavy Loss

IMPORTANT BRITISH
ADVANCE FOLLOWS

The Boers are Now Losing Heart—Roberts Makes a Clever Move and His Army Advances Towards Pretoria.

London, May 11.—Press reports from Riet River dated yesterday state that the Boers are driving at the point of the bayonet Royal and Zand and East Lancashire. The British loss was insignificant. General Hutton had a series of artillery duels, the Boers always retiring and the advance is being continued. The Boers are now fighting half heartedly. The Free Staters are sick of the war.

The Boer right was first that gave way, but the command under Tucker Hamilton had a tougher time on the left.

The Boers served six guns well, but the British worked up closer and closer, their guns meanwhile firing incessantly. The East Lancashire and Sussex took the commanding regimental ridges and a final charge was ordered, but the Boers could not stand it. The rout was complete. It is impossible to ascertain the Boer loss, but it must be heavy. The British loss, considering the important advance made, is considered light.

BOTH DIVISIONS CROSSED.

London, May 11.—General Roberts cables from Pietzpritz Thursday saying that he has had a successful day, having driven the enemy from point to point. General French, with a cavalry brigade and mounted infantry, after crossing the Zand river, worked around in a northeast direction. He was opposed continually by the enemy. General Pole-Carew's division crossed the river at a defile near the railway bridge. General Roberts' headquarters accompanied this portion of the army. In military circles here this is considered one of the cleverest movements of General Roberts' strategic plans. General French's movement is evidently for protection of the main division while crossing Zand river.

PLOT TO ASSASSINATE MILNER.

Cape Town, May 11.—The South African Review asserts that a prominent member of the Afrikaner Bond, who is also a member of the Cape Colony Parliament from the district of Piquetburg, seventy miles from Cape Town, offered a man money to shoot Sir Alfred Milner, the Governor of Cape Colony. Affidavits to this effect are now in the hands of two attorney generals.

STRIKE ADJUSTED.

Little Rock, May 11.—The strike of the motormen and conductors on the street railways here ended at midnight. The men accepted the proposition of Received Johnson, and they reported at the power house in a body this morning fifteen minutes before time to start the cars.

CAUSE FOR WAR

Washington, D. C., May 11.—In a speech in the Senate today Senator Lodge said if Germany acquired the Danish West Indies it will be considered a declaration of war.

ODD FELLOWS RETURN.

A large number of Odd Fellows passed through on the early morning train returning from the Grand Lodge which closed its sessions at Winston shortly after noon yesterday.

Among the Raleigh delegation who returned this morning were Messrs. C. B. Edwards, C. M. Busbee, A. E. Glenn, W. W. Willson, Perrin Busbee, Irvin T. Jones, E. A. Womble, W. E. Faison, W. T. Davis and J. C. Walker.

The session of the Grand Lodge was a most harmonious one. There was no legislation of particular importance.

The members of the Grand Lodge were highly pleased with the hospitality of the Twin-City.

A CURSE REVOKED.

The curse of work that God imposed on Adam in his day Has by a later loving thought From us been willed away; For blessing sweeter to the soul, Or nobler, in there none Than cometh from a good day's work For love of that work done.

It is from this the song awells out It is from this the song awells out That mounts unto the sky; It is from this is beauty born; That God meant not to die; For man's best work is man's best prayer; And when his race is run, No praise so precious as the words— "Thou faithful soul, well done!" Be.