THE DAILY JOURNAL

VOL. LXII.—No. 65 The Weather FAIR NEW BERN, N. C., THURSDAY MORNING, DECEMBER 4, 1913 THREE CENTS PER COPY

Postmaster J. S. Basnight Defies P. O. Department

Has Refused To Reinstate Night Clerk R. E. Smith

HIS ACTION IS CONDEMNED

Inspector Will Probably Arrive Here Today

Although he has received instructions from the Postoffice Department to reinstate R. E. Smith, who for several months has held the position os night clerk in the local postoffice and who on last Saturday night was dismissed by Postmaster Basnight, the postmaster had failed to comply with the instructions of the Department last night.

Postmaster Basnight had filed charges against Smith and without waiting for the Postoffice Department to act, had taken it upon himself to dismiss the night clerk who was on six months probation. Mr. Smith notified Senator Simmons of the postmaster's action and the latter took the matter up with the department and they reversed Postmaster Basnight's decision without even going into the merits of the case.

Postmaster Ignores Order.

This order to Postmaster Basnight was received Tuesday afternoon and Mr. Smith should have been reinstated at once but Postmaster Basnight against followed his own dictates in the matter and completely ignored the order. Those who are familiar with the case are of the opinion that this action on his part is rank insubordination and that the postmaster has placed himself in line for dismissal.

Senator Simmons was yesterday afternoon informed of the manner in which Postmaster Basnight had treated the order and at once telegraphed Mr. Smith. In this message he confirmed the rumor that the postoffice department had ordered him reinstated.

Acted Unwisely.

Naturally the affair has caused considerable comment and is one of the chief topics of conversation around the public places. While the postmaster has numerous personal friends, the general concensus of opinion is that he acted very unwisely in ignoring the order from the Postoffice Department. While there is no denial of the fact that he has charge of the local office, this office is in no manner different from the thousands of others over the country and if other postmasters follow the orders sent out from headquarters there is no specific reason why the postmaster here should not do the same.

There has, in years past, been misunderstanding galore in the New Bern postoffice and time and again have the public awaited the outcome with marked interest. However, these former squabbles were not a circumstance to that which now exists. An inspector has been ordered to come to New Bern at once to investigate the charges against the postmaster and to straighten out the tangled snarl. He may possibly arrive today and the sooner the matter is straightened out the sooner the public will draw a sigh of relief

THE CATHOLIC FOOTBALL TEAM DEFEATED.

In a fast and snappy game of football yesterday afternoon the New Bern grammar school team defeated the Catholic school team by a score of 19 to 6. Robert Armstrong was captain of the grammar school team while Albert Jody was in charge of the Catholic team.

A hundred and ten thousand Chicago women are boycotting eggs in order to break up the Egg Trust, and they deserve to succeed.

BUILDING NOTES.

Items Of Local Interest To The Contractors.

In order that he might have room to enlarge his warehouse, E. K. Bishop has had his office moved about fifty feet further South. The material for the work to be done on the warehouse is now on hand and operations will begin today.

The brick foundation of Dr. L. L. Dameron's new residence on East Front street has been completed and the contractors are going rapidly ahead with the remainder of the work.

ENJOYABLE MUSICAL BY PEOPLES CONCERT BAND

MUSIC LOVERS OF THE CITY HAD A RARE TREAT LAST NIGHT.

The Peoples Concert Band, New Bern's new musical organization, gave a very enjoyable concert last night in front of Bradham's new drug store on the corner of Broad and Middle streets. The ladies of the City Beautiful Club had charge of the soda fountain during the day and the band assisted them by drawing an unusually large crowd to that corner.

The band is planning to give a concert at the Masonic Opera House at some time during the next two weeks, the exact date to be announced later. This concert will be well worth attending and will without any doubt draw a large crowd.

BIG CLEARANCE SALE STARTED YESTERDAY.

J. J. Baxter's big clearance sale started yesterday and tht large department store was crowded with eager-shoppers all during the day. Baxter's special sales are alwats well attended for the public knows that there are many bargains to be secured. The sale will continue for several days and every New Bern lady is invited to attend and inspect the stock.

KING AND GIBBS PRESENT

Corrine King and Company Featuring "The Song Birds of the South.

Featuring the "Song Birds of the South" appeared again at the Athens last night to an immense audience—every seat in the house was occupied and people standing in the aisles and lobby before the end of the first show. This is an excellent musical comedy company and seems to please and amuse everybody. Hear them tonight or come to the matinee at 3:45, when you will see the same show for 5 and 10 cents, that is put on at night.

PICTURES.

Today we have a picture program 'way beyond the average. Read the list of subjects and see how they strike you.

"Days of the Pony Express."

A typical Western love drama, filled with thrills, by the Essanay Co.

"The Law and His Son."

A touching Biograph drama full of feeling.

"Bunny for the Cause."

He takes a decided stand against "Votes for Women." He meets a few of the pretty suffragettes and falls in line.

This is a comedy you will long remember.

Matinee daily at 3:45. Two shows at night, first starts at 7:30, second about 9:15 o'clock.

The Athens is the place to see a big show, and **no advance in prices.**

Huerta shines like a bad deed in a heavenly world.

It doesn't cost a thing to take some stock in the Christmas spirit.

WANTED A BOTTLE OF RED CROSS SEALS

WRITER WAS LOOKING FOR A CURE FOR CONSUMPUION

In the extensive correspondence at the Red Cross Ceal Headquarters an occasional letter is received which attracts more than passing attention, even from the staff, which is somewhat "calloused" to the unusual. One such freak letter the other day brought a smile with a touch of pathos just behind it. It was as follows:

"To the Red Cross Seal,
"715 Union Trust Building,
"Washington, D. C.

"While looking over a paper I found an advertisement of the Red Cross Seal s a'ting that it was Good for Consumption and other diseases i wish that you would please send me a bottle and also the price so in case i Need more i will No What to send me the mederson i will see that you get the money if i Know what it Cost i cud send the money at once please dont fail to send it at once please let me hear from you at once."

NORFOLK HIGHWAYMAN HOLDS UP FIVE

STRANGER WITH GUN RELIEVES CASH REGISTER OF MONEY.

Norfolk, Dec. 3.—Wearing a handkerchief as a mask a lone highwayman at 10:15 o'clock last night walked into the "Children's Confectionery Store" on the northeast corner of Claiborne and Park avenues and with an automatic pistol held up Walter Midgett, the manager, and four young men customers in the store also rifling the cash register. The highwayman secured about $20 in all, $10 from the cash register and $10 from the five young men.

Besides Meidgtif those held up and robbed were Francis Dozier, 743 Windsor avenue; Balfour Duncan, 614 Reservoir avenue; Toney Jordan, 1725 Claiborne avenue, and Eric Cunningham. All of the young men are between 19 and 21 years of age.

The highwayman is described as about 5 feet 10 inches iin height and of light complexion with light sharp eyes. He walked into the place after Midgett had finished waiting on Dozier and was talking to the other boys. Midgett said last night that he had been standing behind the cigar counter near the store door when the stranger came in. Dozier he said, was getting ready to leave and started to open the door for the man who came along at an easy gait, apparently a prospective customer.

Midgett said the man, after entering the door, pulled a handkerchief from around his neck and over his face. After fixing the handkerchief he leveled a pistol at Midgett and ordered him and the boys to throw up their hands. Midgett said he raised his hands and smiled. He thought it was a joke. The other boys failed to raise their hands when ordered to do so, and this aroused the ire of the visitor. He repeated his request, that the quintet point their fingers heavenward; also he told them that he was not fooling, that the hold-up was no joke and that another man was at the rear door to help him. Then the five men threw up their hands and started backing toward the rear of the store. After going through their pockets and securing their money, the robber rifled the cash register. Then, backing out, he said: "This is an automatic pistol and if you say Jack Robinson, I'll blow your heads off."

Later the four boys ran up to Taylor's drug store, Park and Brambleton avenues, where they notified the police. The Children's Confectionery Store is operated by T. Ramsay Taylor and C. C. Creekmore, both of whom were notified a short time later of the occurrence.

Midgett said last night that the highwayman wore a black overcoat which was badly torn in front and had only one or two buttons on it.

What the Navy's the matter with you?

In Maryland a man can even eat a barrel of oysters and be happy.

Well, Miss December, there's a fine new moon up there just waiting for a clear sky to show us how lovely it can be of evenings.

FIERCE FIGHT FOR DESPERADO ENDS

No Sound Comes From The Mine Filled With Deadly Fumes.

MINERS LOSE $1,000 A DAY

Desperate Mexican May Still Be Alive In Depths Of Shaft.

Bingham, Utah, Dec. 3.—No sound since last night has come form the Utah-Apex mine, in which Ralph Lopez, desperado, is confined. Today the exits except that in the lowest level, were sealed with double bulkheads, and tonight it was believed the gas-filled mine had become the fugitive's tomb.

The watchfulness of seven sheriffs and more than 200 deputies who expected Lopez to break for liberty, was relaxed although a number of guards was not lessened.

The crowd of miners which has stood awaiting vengeance since two of their number were killed in the underground battle on Saturday dispersed to night. They felt satisfied that the poisonous fumes pouring into the mine since yesterday had done their work. However, the jaunty Mexican who killed a fellow countryman because of a woman's favor and subsequently five peace officers, may be alive. His one chance was to have sealed himself up in some distant slope against the invasion of the gases.

Before erecting the outer bulkhead in the main tunnel late today, six men went to the inner bulkhead 300 feet from the South to examine it. Shortly after one of their number staggered out, overcome by the gas that has leaked through the partition. Deputies rushed inside and carried out the other five, all of whom had dropped within the tunnel. They were revived, but it was striking testimony of the dead lines of the gases that filled the mine.

The gases tonight were being generated only in the lowest level of the mine.

Thousands of pounds of wet gun powder were consumed to generate what is known and feared by miners as "black damp." Sulpher, coal tar, formaldehyde and black oil were the chief ingredients used in addition.

Two hundred men are out of work in the lower level as a result of the smudging operations. The operators are said to be suffering a net loss of more than $1,000 a day.

They announced, however, they would gladly remain idle a month in order to bring about the death of Lopez.

TODAY IS PREMIUM DAY AT THE STAR THEATRE

MORE GIFTS FOR PATRONS OF POPULAR LITTLE THEATRE.

Today is premium day at the Star theatre and a large number of valuable gifts will be presented to those holding the lucky numbers. These premium days have proved to be a big feature at the Star and are drawing large crowds The premiums are always well worth owning and there is little wonder that the theatre is always packed to its utmost capacity on these nights.

The managers of the Star are showing the very best pictures that can be secured. A well known travelling man who was in the city a few days ago said: "I have visited a number of moving picture theatres in this and other States during the past few years, but the Star is equal to any I have ever seen." This praise coming unsolicited shows that the Star is the "real thing" when it comes to a question of an up-to-date moving picture theatre.

FREIGHT WRECK DELAYS PASSENGER TRAIN.

On account of a wreck near Croatan of several freight cars, the Eastbound Norfolk Southern passenger train was, last evening, held at this place until 6:30 o'clock. The wreck is said to have been caused by imperfect rails. No one was injured.

The west bound train arrived five hours late

NEW BERN HAS THE HANDSOMEST DRUG STORE

NEW ESTABLISHMENT'S DOORS THROWN OPEN YESTERDAY.

There was opened to the New Bern public yesterday afternoon one of the most handsomely furnished and best equipped drug stores in the entire South. This is the new store of C. D. Bradham, and is located on the corner of Broad and Middle street.

Mr. Bradham, who has for years operated a drug store at the corner of Middle and Pollock streets, conceived the idea of opening a new establishment several months ago and at once set about making preparations. No time and money has been spared in making the new establishment a credit to the city and county, and the praise from the thousands who visited the store yesterday show conclusively that the store won the approval and admiration of all.

In an interview with a Journal reporter last night, Mr. Bradham said:

"Twenty years ago today I started in business at 103 Middle street, succeeding Mr. Chas. C. Green.

"It has been the aim of my store to give the people exactly what was wanted and of the best quality at a reasonable price. Physicians' prescriptions and orders have always been filled with scrupulous care and exactness. It has been my ambition to have the best appointed and the handsomest drug store, with the best service to be found in the South. I feel that this dream has been realized in the new drug shop, the Broad street pharmacy of the Bradham Drug Company.

"No expense has been spared in the equipment and the best help has been employed that could be found. The prescription department has been modeled from the experience gained from seeing and reading about stores, as well as from the experience gained from our own prescription department. We believe our new store has the most conveniently arranged work room in any store in the South. The fixtures are made so that every piece of goods may be seen at a glance from any part of the store, excepting the rubber goods and physicians' supplies department; this is an alcove where customers may be served without coming into the main store room.

"The fountain is the most modern to be had and the service in this department is the best.

"Every spoon, straw, fork or utensil used by customers is thoroughly sterilized and sealed in a sanitary bag, from which the customer removes it. The service is individual—that is each customer is served in a sterile, sanitary paper cup, if drinking soda, or sterile dish if eating cream, is the order, and these dishes or cups are destroyed.

"Our ice cream is made from Biltmore dairy cream. Mr. Wadsley makes all our cream and it is delicious. Families may purchse our cream at $1.50 per gallon, delivered. He makes every flavor. Special brick or flower designs are made to order in a few hours notice. Our cream is not made from powders or gums to make it hold together, but from pure cream, and we invite the public to have it tested by the State or City Food Inspector. Coffee, tea, chocolate, bouillons, salads sandwiches, oysters, in fact a dairy luncheon is served all day long. If you have any preference, if it does not appear on the menu, tell Mr. Wadsley, he is a veritable wizard, and if you do not like his serving, there is something the matter with your digestion. Lunches will be prepared if notice is given the day before they are to be used.

"We have a wonderful service. I am sure the people will appreciate it. There is nothing too good for New Bern, not even Pepsi Cola. New Bern is the best town in the world. I hope we can make fifty thousand people believe it and that they will move here before 1920."

During the day the following ladies of the City Beautiful Club had charge of the soda fountain in the new store: Mesdames W. H. Newell, Jr., Frank Hyman, Charles Ellison, J. L. Hartsfield, J. S. Cox, C. D. Bradham, E. K. Bishop, H. M. Bonner, B. E. Moore, John Hollister, M. M. Marks and Miss Sadie Hollister.

The proceeds from the sale of drinks went to the club and quite a neat sum was taken in during the day. The club members have requested the Journal to extend to Mr. Bradham their sincerest thanks for the courtesy extended to them.

ASHEVILLE MEN PLEADED GUILTY

"The Higher Up" Accept Terms Of Unconditional Surrender.

ALL AGREE TO BE GOOD

Three Hundred Gallons Of Whiskey Are Thrown Away.

Asheville, Dec. 3.—The defendants, John H. Lange, Gay Green, James L. Alexander, J. Bayliss Rector, D. McN. MacKay and F. M. McMullen, before Superior Court Judge Frank Carter, sitting as a committing magistrate in the investigation into alleged violations of the prohibition law, have thrown up their hands and the investigation relative to them is ended.

Conference between the defendants and their attorneys and Judge Carter and the prosecution began yesterday afternoon, shortly after court adjourned, and as a result of these conferences Judge Carter announced when court convened this morning that the terms of surrender as dictated by him, without the change of a letter, had been accepted by the defendants and the investigation of their cases is over. The terms follow:

Each of the defendants agree to plead guilty before Judge Junius G. Adams in the police court on two charges of violating the prohibition law, judgments to be entered in one and prayer for judgment to be continued in the other from time to time for the next three years. The judgments dictated by Judge Carter and accepted by the defendants follow:

John H. Lange and Gay Green are to pay of fine of $4,000, two thirds of which is to be paid by Mr. Lange, and one-third by Mr. Green.

James L. Alexander is to pay a fine of $2,000.

J. Bayliss Rector is not required to pay any pecuniary fine but judgment is suspended in a case to which he pleads guilty.

D. McN. MacKay, pleads guilty to a charge in which judgment is suspended and forfeits his license, agreeing never to apply for such a license in Asheville again, and in addition surrenders the intoxicants seized several days ago at the Owl drug store and whatever stock he has on hand at his store on Pack square. Similar judgment is entered in the case of F. H. McMullen.

The costs of the entire investigation are charged to Messrs. Lange, Green and Alexander.

According to the terms of this agreement, the defendants must maintain a good record for the next three years or they may be called into court and fined or imprisoned in the discretion of the court on the cases in which pleas of guilty have been entered and judgments suspended for that period of time Immediately following the announcement of the morning by Judge Carter, the defendants appeared in police court and the entries made according to the terms of the agreement.

MARINE NEWS.

The freight boat Lena, of Swansboro, left yesterday with a cargo of general merchandise for merchants of Swansboro.

The schooner Bernice Cree left yesterday for Stella with a cargo of general merchandise.

The steamer S. J. Phillips is at the Norfolk Southern R. R. dock taking on a cargo of general merchandise for Maple Cypress.

The schooner Bertie arrived in port yesterday with a cargo of oysters from Witt.

The schooner Manly, of Merriman, arrived in port yesterday with a cargo of cotton seed.

The freight boat Rena B. of Merrimon arrived in port yesterday with a cargo of cotton seed.

The gas freight boat Wave arrived in port yesterday with a cargo of country produce.

T. D. WARREN IS NOW THE COUNTY ATTORNEY.

T. D. Warren has been appointed to fill the position as attorney for Craven county, Ernest M. Green, who formerly held the office having been appointed assistant district attorney for the Eastern District of North Carolina.