Bamberg herald The

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BAMBERG, S. C., THURSDAY, APRIL 6, 1922.

Death Sentence for Democratic Clubs Meet this Month Wallace Confirmed

H. N. Edmunds, secretary of the state Democratic executive committee, Monday addressed a letter to all the county chairmen of the Democratic party in the state calling their attention to the fact that the various Democratic clubs are to meet on the fourth Saturday of this month for reorganization and to elect delegates to the county conventions.

The county conventions are to be held on the first Monday in May throughout the state and the state convention will be held on the first Wednesday in May.

Mr. Edmunds's letter sent to the county chairmen is as follows: Edmunds's Letter.

"I beg to call your attention to the fact that the time is approaching for the calling together of the clubs in your county as provided by Rule 5, which rule reads as follows: 'The clubs shall meet on the fourth Saturday in April of each election year for the reorganization: Provided, That the county committee may name any other day within the same week for such club meeting by giving at least two weeks' notice by advertisement in one or more county papers. In case any existing club shall fail to reorganize on the day fixed, the county committee may fix a day for such club to meet for reorganization by giving two weeks' notice, as provided in this section.'

"You will note that except as provided for by giving two weeks' notice by advertisement the clubs must meet on the fourth Saturday in April."

When the county conventions meet delegates to the state convention will be chosen:

To Choose Officers.

Sumter, April 2 .- An order refusing a new trial to J. C. Wallace has been filed with the clerk of court by Judge S. W. G. Shipp, the motion for a new trial having been made before him at the close of the spring term in of court of general sessions in February. Wallace, a white man, was convicted of attempted criminal assault on a young girl and was sent-

enced to die in the electric chair. The motion for a new trial was based on an affidavit made by N. B. Cockerill, chief witness against Wallace, to the effect that his, Cackerill's testimony at the trial was false.

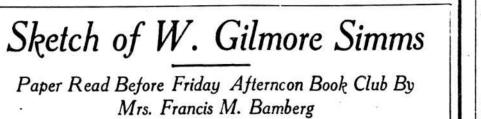
The state, however, also presented an affidavit from Cockerill of a later date, alleging that this first affidavit

had been made when he was intoxicated and that he did not know what he was doing. A number of affidavits were filed by both sides as to the character of

the witnesses, sane condition of Cockerill when he made his first affidavit, and testimony given at the trial. Judge Shipp in his order said:

"Several affidavits set forth that N. B. Cockerill and Mrs. Dora È. Wallace, witnesses in the trial of this case for the state, had made statements since the trial contradicting and repudiating their testimony. One affidavit is made by N. B. Cockerill in which he state that he repudiates his testimony given on the trial. However, he makes an affidavit in reply that he was drunk when he signed the affidavit in question and did not know what he was signing and that

he has never made statements in conflict with his testimony and that he reaffirms the testimony as given at paternal side of his ancestry. Simms's



William Gilmore Simms was born by word or mouth. What we do Charleston in 1806. His mother, know throws light on the possibilities

who was the grand daughter of Thom- of the son. After the fighting at as Singleton, died at his birth. Wil- New Orleans he began to think more liam Gilmore Simms, the father, in and more about his son. The followdespair left Charleston never to re- ing year he undertook to make the turn, so he said. His biographies trip back to Charleston on horse tell that his grief for his young wife back, resolved to bring the boy back was such that his hair turned white with him! He found the boy more in a single night. The baby was than he had hoped for, of fine

taken by his grandmother, Mrs. physique, a lover of adventure and Gates, and the child did not see his burning with a fiery imagination. He gained the boy at first with stories father until he was nine years old. Simms's freat grandfather was of his Indian fights, stories of the pioneers and wild escapades in the Thomas Singleton, by birth a rich frontier country. When he broachtobacco planter and merchant. It is said Tobacco street, in front of the ed the subject of taking the boy Citadel, takes its name from the back with him to Mrs. Gates, she op-

large crops brought by the wagons posed bitterly and refused to give from Virginia and stored in the him up. Simms demanded it. The latter went into the courts and the warehouses fronting upon it. This warehouse stood where the Citadel judge left it with the little boy, who decided to stay with his grandnow stands. Thomas Singleton ownmother. This decision had a real ed the entire square, then called "Inand apparent affect upon his works in spection," but he lived in Church. street, his house being a great meet-

later years. His grandfather having lived during the war times her ing place for rebels. He aided men tales to him of the numerous experiwho stole into the city at night and ences, escapades, etc., were his forwarded the information to the Mother Goose and nursery rhymes. camps. He was bravely assisted by The little boy devoured her stories his daughter, Mrs. Gates. Mr. Singleof thrilling experiences. It has often ton was as liberal as rich and lost been said that a child's impressions the greater part of his fortune by are all made at the age of seven, and lending it to the government and if that is true, Simms at that age being paid in depreciated currency. must have had his mind saturated Mrs. Gates, his daughter, was the with historic tales. When he began grandmother 'of William Gilmore to write he had a wealth of material

to draw from. Add to these his There is very little known of the father's adventures, and we have his the trial. An affidavit in reply is father was from Ireland. He came extensive storehouse.

From the time that his apprentice-

Late Taxpayers May Patrick Succumbs to February Wound

Charleston, April 1 .-- John A. Patrick died at the Baker Sanatorium last night as the result of a gunshot wound received on the night of February 25, near St. George, having been brought to Charleston the following day for treatment. His body will be shipped to St. George this morning by Mr. J. Henry Stuhr, and the funeral will be held in Appleby's Methodist church. Mr. Patrick's father is the Rev. W. T. Patrick, of Dorchester.

Mr. Patrick was wounded while on on his way home from his store on | ion, it expressed the legal view of the the "wire road" about five miles from St. George. He was walking alone at torney. At the same time, the attorthe time and as he was passing a ney general's office stated that the clump of trees he was fired on. Later Willie Carr was arrested in St. George, charged with the shooting. It is alleged that the tragedy re-

sulted from Mr. Patrick's statement that Carr had interferred with his boat and Carr is quoted as saying that he resented Mr. Patrick's charge, while not denying its truth. Both of the men belong to well-known families. Mr. Patrick was only about thirty feet from his assailant when he was wounded.

There has been very little hope for Mr. Patrick's recovery and latterly it was realized that his chances were desperate. He was about forty years of age. He is survived by a widow and several children.

GOVERNOR SIGNS 'PHONE BILL

Charges Same as Those Prior to January 1, 1921.

Columbia, April 3.-Governor Cooper today signed the Foster Act requiring the Southern Bell TeleEstablished in 1891.

Lose Right to Vote

Columbia, April 3 .- Persons paying their 1921 taxes late, under the resolution of the recent legislature, which authorizes postponement of taxes, will not have the right to vote in certain elections of this year, according to the opinion of the attorney general's office. The opinion of the attorney general was expressed in a letter written unofficially to Cornelius Otts of Spartanburg, attorney for parties interested in a school trustee election in Spartanburg, county, and while it was not an official opinsituation as taken by the state's atmatter of the legality of a vote by a person who postponed paying his taxes under the recent legislation would have to be settled by the courts.

The attorney general takes the position that the resolution of the legislature, which provided that late payment of taxes would not disqualify an elector, is contrary to the constitution, and he quotes court rulings to substantiate his contention. The constitution provides that as a qualification for voting all taxes for the year must be paid by December 31, or the elector cannot have the right to vote in any election for six months thereafter.

T . resolution of the legislature postpones payment of taxes without actual execution by the sheriff until September, but with penalties ranging as high as seven per cent. after May 1. There . is a proviso to the resolution which says that the payment of tax under this resolution will not disqualify an elector from voting. The attorney general takes the position that this is contrary to the conphone and Telegraph company to re- stitution. The opinion of the attorsistant Attorney General Daniel, as unofficial advice to the Spartanburg school authorities. FLAMES DAMAGE AIKEN HOTEL.-

In addition to making what rules convention may deem advisable officers of the party in the state are to she reaffirms the same. beachosen.

In regard to the county conventions the rules provide: "Every general election year county conventions shall be called by the county committees to meet on the first Monday in May at the county seat. The convention shall be composed of delegates elected from the clubs in the county, one delegate for every 25 members, and one delegate for a majority fraction thereof, based upon the number of votes polled in the first primary of the preceding election year."

At the state convention the rules provide: "The state convention shall be called by the state committee to meet at Columbia every general election year on the third Wednesday in May. The convention shall be composed of delegates elected by the county conventions, each county to be entitled to as many delegates as double the number of its members in the general assembly."

One Way of Looking at It.

A Denmark man was addressing several persons at the court house the other day. "I don't know what the farmers are going to do with their cucumbers this year," said he. "They have increased the acreage this year and I don't see any hope of being able to sell them. It is not reasonable that more cucumbers can be sold this year than last. During the past year lots of the old Yankees have died, and the babies that have been born to take their place are too small to eat cucumbers, therefore the demand is not going to be so great. I don't see what in the world we are to do with our cucumbers this year."

One of the listeners was ready with a possible solution. "Pickle 'em." was his suggestion.

Another auditor suggested: "Sell 'em to the pickle factories up north; they can ship them back to Bamberg county and we can buy 'em back at two for a nickle."

Arests White Boys.

500 men, women and children gath-Denmark, April 1.-Two white who was listening to the concert. dler. He was picturing people he as the guarantors of loans made by which death followed several hours ered there for safety. The country actually knew lived at the time and boys were caught here last night by the plaintiff to the Farmers and Merlater. Physicians could do nothing to Baptist W. M. S. Night Policeman Lancaster while atwas horrified at the massacre and when he described scenes and condichants Bank of Ehrhardt. It is alsave the child's life, and it died in The Womans Missionary society of | Tennessee first came to the rescue by | tions he was telling about places he tempting to break into the store of leged that the defendants named, great agony. The child was about Buist Brickle. They gave their names the Baptist church will hold its regu- voting 35,000 men to go into the had seen with his own eyes. At the with the late Dr. J. H. Roberts, enas Osburn Williams, of Jacksonville, lar circle meetings on Wednesday a vear and a half old. Indian country under the leadership height of his popularity many men of tered a signed agreement in 1920 of Jackson, with a band of cavalry Fla., and William Cantz, of Balti- next at the following homes: his warmest admirers complained with the Hanover National Bank to Late advices from the bedside of under General Goffe. Simms was a Circle No. 1 with Miss Mamie Hartmore. that he should not have pictured Dr. Frank Kirkland, of Savannah, guarantee paper discounted by the member of Goffe's brigade, and took zog. Circle No. 2 with Mrs. Cornelia They said this morning that they such ruffianly characters in his borare to the effect that he is still very Farmers and Merchants Bank with part in the battle of New Orleans. Hooton. Circle No. 3 with Mrs. der stories. They had not been used tried to get into the store of Goolsby seriously ill. Dr. Kirkland is sufferthe Hanover National to the amount & Son to get some groceries and Blume. Simms was a fighter not a writer, to his type of work and thought it ing from poisoning caused by an abof \$70,000 .- Charleston News and but a few of his poems have surclothing, but they could not get in A full attendance is requested .---cess on his leg. (Continued on page 2, column 3.) Courier, April 4. vived and have been handed down so they decided to try Brickle's store. Cor. Sec.

made by Mrs. Dora E. Wallace that

"I have carefully read the testithe affidavits produced before me and under the law as laid down in the following cases, to wit: State vs. Workman, 38 S. C. 550; State vs. Adams, 78 S. C. 523, and State vs. Bethune, 104 S. C. 353, I do not think it proper to grant a new trial. Therefore, the motion for a new trial in this case is hereby refused, and it is

so ordered."

\$225,000 Fire Loss at Union.

Union, April 1 .- Union was visited this morning at 3:30 o'clock with one of the most disastrous fires since 1905, when the same block, known as the Townsend block, was completely wiped out, and which was destroyed this morning, with the exception of the Bailey Builders Supply building. Late estimates show that on conservative basis the loss of property known as the Townsend block and People's Supply Company by fire early this morning will amount to \$225,000, with about 40 per cent. insurance.

Senator Dial Wins Battle.

Washington, March 29 .- Senator Dial secured the passage by the senate of a resolution calling on the Federal Trade Commission to investigate the causes of the present depressed price of cotton in the United States, especially with reference to the operations of cotton exchanges, and asking the commission to ascertain whether the trading on these exchanges is done in a fair and legal way and equitably to the grower, and to recommend legislation, if it seems necessary.

Recognizes Voice Over Wireless.

Greenwood. March 31 .- So plain

to American after the revolution. or changing any rules that the state she has never made statements in There was financial trouble in his ship at the drug store began his life conflict with her testimony and that family which estranged him from the was one of bare opportunity and hard rest of his family. He would not work. His nights still were his own.

discuss the matter with his son. Any spare money he could keep he mony in the trial of this case and all Thus we know very little about his bought books from secondhand shops family in Ireland and nothing about and read and studied far into the his brothers who came to this country with him and settled in the west. But we not only have a wealth of tradition of his father, whom the novelist loved dearly, but in all his books ed an immense amount of knowledge. we can see his strong influence upon He always regretted that he did not the author.

Simms, the novelist.

William Gilmore Simms, the fath- there were few men of that day who er of the novelist, married Thomas were possessed of a wider range of Singleton's granddaughter, who was information than he had acquired the daughter of Mrs. Gates, the herione of the war period. At the time gan the study of law. Even in his of the birth of their son, William Gil- poverty he clung to the idea of givmore Simms, the novelist, the for- ing himself the requirements of a tunes of their family were reaching gentleman, although he had to work their ebb. Old Tom Singleton's hard for them. In no other state wealth had dwindled away through | could it have been harder for him the fortunes of war, and his great than in South Carolina. He was grandson grew up as a poor boy. He determined to work out his destiny had to attend the public schools of and bring himself to the eminence Charleston. We of the present time which his grandfather had in the city cannot realize what it meant to at- in his day. His adversities were tend the public schools of those days.

It was unthinkable for one of gentle birth to have to attend them. Charlestonians had tutors and governesses him begging him to come on a visit or of the home institution,

to get Simms's background as he be- been shut up in a druggist shop most mother, who was getting very old.

in a friendly Indian camp. He stored taken one, that after they trusted that the voice could be easily recog- up many experiences during the trip you they were the greatest chatternized by relatives in Greenwood, a which he was later to impart to the boxes in the world. baritone recital by John Humbert in infant son whom he had left behind Pittsburg was heard last night over in Charleston. He at last settled an amateur radio apparatus operated in Tennessee, where he made a fast

night. He studied Latin and French by himself. He even made surreptitious attempts at composing poetry.

During the following years he acquirhave a college education, though for himself. At the age of 18 he be-

many and would have broken the spirit of a weaker man. At the age of 18 his father wrote

for their children and later finished to him. He accepted readily and their education in Europe. Even in sailed from Charleston by boat to 1806, when the Columbia university New Orleans and from there on was organized, it required a lot of horse back to Mississippi where his patriotism for the wealthy youth to father was then living. He stopped forego his foreign education in fav- at night in the frontier cabins and Indian villages as his father had It is necessary to remember the done. It must have been a wonderpublic school life of Simms in order ful experience to the boy who hau

gan life. Even this schooling was of his life. When he reached his not allowed in the north, for at the father he found him just returned age of nine he had to go to work in from the Indian country several huna drug store to help out the slender dred miles to the west. He took means for himself and his grand- similar trips with his father visiting the Creek and Cherokee nations. He His father in the mean time had spent days with the Indians learning ridden on horse back, breaking the their languages and customs. He jade by stopping at the rude cabin of often spoke of the idea of the tacisome pioneer, or sometimes resting turnity of the Indians being a mis-

> When Simms began to write he had all the material for his Indian stories first hand. He does not present us, as Cooper did, with the Inman, the pioneer, the robber, the scout, the pioneer woman, the ped-

duce its service rates to where they | ney general's office was writen by Aswere before the South Carolina Railroad commission authorized an increase on January 1, 1921. The signature of the governor makes the act the law of the state.

The act gives the company right to appeal the promulgated rate of the commission to the circuit court and supreme court for adjudication.

The provisions of the act, according to interpretation, will not interfere with the bills rendered by the company for the month of March, but will provide for a 20 per cent. reduction in bills rendered for service during the month of April.

The act exempts independent lines operating in not more than two counties owned by citizens residing within those counties. The act, it is believed, would require independent companies having stockholders outside the specified distances to come under its provisions and reduce their rates also.

While no statement to the effect has been made, it is believed that the Southern Bell Telephone and Telegraph company will test the validity of the act in the courts.

Walhalla Preacher Found Near Still.

Walhalla, March 29.-Tuesday morning between 3 and 4 o'clock, Sheriff Alexander, Deputy Sheriff Sullivan and Federal Agent Baskin captured a forty gallon still in operation and two gallons of whiskey near Old Pickens in Oconee county. There were three men at the still, of which number two escaped, and the "man" captured turned out to be the Rev. S. O. Whitman, superintendent of the Oconee Orphanage. Whitman is now in Walhalla jail. A distillery sight was located very near the orphanage. The officers have been waging a war against "moonshiners," and they have averaged capturing a still a day for the past two weeks. One still, the largest ever captured in the county, was of 300 gallons capacity.

Sues Ehrhardt Men.

Suit for \$18,558.33, with certain friend of Andrew Jackson, who was Drinking Lye Causes Death. That last idea is not so bad at that. by William Hood, Jr. interest amounts was brought in the The recital consisted of vocal solos then not known so well to fame. This dian who only existed in his mind. Anyway, that is about what most of United States district court here yes-The infant child of Boysie Sharp by Mr. Gumbert and several violin was the period when the war of 1812 During his visit to his father he ate, us do. terday by the Hanover National Bank was brewing. Early in the war of slept and lived with all manner of met with a terrible death Monday selections by his wife. His voice was of New York, against J. O. Barnes, S. night. During the day the child got instantly recognized by Mrs. R. H. 1812 the Creek Indians falling upon W. Copeland, J. E. McMillan, G. B. hold of a can of concentrated lye. Blake, a cousin of Mrs. Gumbert's, Fort Mimes in Alabama massacred Clayton, G. W. Folk, and H. Karesh, drank a quantity of the fluid, from

Fire Destroys One Wing of Highland Park.

Aiken, April 2 .- One wing of the Highland Park hotel here was burned in a fire which began at 11:30 o'clock tonight. For a time the flames threatened the entire structure and a call on Augusta for help was made. However, the flames were under control before the Georgia city unit fire fighting apparatus arrived. The loss is estimated beween \$25,000 and \$30,000. The company plans to rebuild the burned portion at once.

The wing destroyed was at right angles to the main building and was two stories high. The lower floor consisted of the dining room, sun parlor, kitchen and pantry. The second floor was cut up into 12 rooms occupied by hotel help. These saved all their efforts and no one was injured.

The hotel is owned by an Aiken the time the fire was discovered. These all left their rooms without mishap, and returned to the hotel as soon as the fire was put out.

Thus far it is not known just how the flames originated.

The hitel is owned by an Aiken company of business men, incorporated as the Highland Park Hotel company. J. C. Hill is president and J. J. Sweeney, manager.

Tex Rickard Freed by N. Y. Jury.

New York .- George L (Tex) Rickard, international sports promoter, Tuesday was found not guilty of criminal assault on Sarah Schoenfield, fifteen-year old school girl, by a jury in the supreme court. The verdict was handed down after the jury had deliberated an hour and a half. When the verdict was announced, Rickard, his face flushed, went over to his counsel, Max D. Stener, and embraced him.