

The Lexington Dispatch

Wednesday, July 1, 1903.

THE TOXAWAY DAM

To be Critically Examined by Engineers—Railroads Afraid of It.

Greenville News.

It is understood here on unquestioned authority that the Southern railway, the Blue Ridge railroad and the Anderson Light and Water company, which would suffer tremendous damage in the event of any serious break in Toxaway dam, will send engineers to the Sapphire country to make a careful examination of the structure. So many conflicting reports have been received in Greenville about the dam it is impossible to form any adequate idea as to its strength and holding powers without an investigation by experts. It is for this reason, therefore, that the companies whose property would be at the mercy of the floods are determined to secure an official report on the subject. Of hand opinions by men not capable of giving the views of an expert will not be suffered.

The Toxaway dam is 27 miles in circumference. In many places the water is 60 feet deep. Should this mighty volume ever escape there would be another Johnstown horror. It would crush the Seneca river trestles on the Southern and Blue Ridge into kindling wood, and it would sweep away the dam at Portman shoals, near Anderson, which is considered to be the most powerful structure in the state. The wild rush of the water would find an outlet in the Savannah river, and would flood the city of Augusta. There is so much at stake, the many thousands of acres of farming land to be destroyed, that the people who stand to lose everything will not feel secure until they receive the information which will be supplied by engineers of ability and integrity. There is no desire to injure the owners at Toxaway, but men whose millions can be wrecked in a night want to know the truth and they expect to get this at any cost.

According to newspaper and other reports the dam is mightily built of stone. From other sources, however, is claimed that nothing stronger than a bed of earth holds the billions and billions of tons of water.

A Surgical Operation

Is always dangerous—do not submit to the surgeon's knife until you have tried DeWitt's Witch Hazel Salve. It will cure when everything else fails—it has done this in thousands of cases. Here is one of them I suffered from bleeding and protruding piles for twenty years. Was treated by different specialties and used many remedies, but obtained no relief until I used DeWitt's Witch Hazel Salve. Two boxes of this salve cured me eighteen months ago and I have not had a touch of the piles since—H. A. Tisdale, Summerton, S. C. For blind, bleeding, itching and protruding piles no remedy equals DeWitt's Witch Hazel Salve. Sold by all Druggists.

"Richland Pays the Freight."

Columbia Afternoon Record.

Now that it is certain the Tillman case will be tried in Lexington county, many questioned the assertion of the Record yesterday that Richland county would have to pay the costs, about \$5,000. This question was settled, however, shortly after the Crawford case was tried in Kershaw. That county presented the bill for costs, about \$800 to Richland to pay, and upon refusal brought suit. The Supreme court decided in Richland's favor, and the next session of the Legislature the Act was fixed so that the county from which the case was sent would have to pay the costs.

It may surprise some to know that the Tillman case has already cost the county about \$500. This includes witness fees, payment to the Sheriffs of other counties for serving witness papers, and other usual costs for four days of the April term, after which the case was continued, and for four days during the present term, while the change of venue was being argued.

The case being ordered to Lexington, of course, makes additional mileage, although a county official this morning stated that the mileage cost

to Saluda would have been at least \$1,000 more. It is estimated that witnesses will be needed at least a week, and none of the attorneys would be surprised should the case take at least two weeks.

[Many are of the opinion that this county will have to pay the expenses of the Tillman trial. This is not the case, as the following act of the General Assembly, session 1902, will show:

"Sec 1 Be it enacted by the General Assembly of the State of South Carolina: That whenever a criminal case is transferred from one county to another for trial, all the costs of such trial shall be paid by the county in which the bill of indictment was found: such costs to be certified to such county by the Clerk of the Court of the county in which such trial is had.

Sec. 2. This Act shall take effect on its approval, and apply to all cases pending.

Approved the 11th day February, A. D. 1902."

An attorney for the defence stated that they were entirely satisfied with the selection of the county. He also said for the present there would be no further developments.

The court in Lexington meets on the third Monday of September, and Judge Gage, of Chester, will preside.

THE FORMAL ORDER.

State of South Carolina, County of Richland. The State vs James H. Tillman.

Motion for change of venue. Order.

The motion for a change of venue having been made, and affidavits and arguments for and against the same having been heard, it appearing to the Court that a fair and impartial trial of this case cannot be had in Richland county, it is ordered that the case be transferred to the county of Lexington, and that all subsequent steps and proceedings, including the trial, in the above stated case, be had with the same force and effect in the said Lexington county as if made in the county of Richland.

It is further ordered that the records and proceedings herein, and the affidavits used in the application for change of venue, be transferred to the proper officers of the said county, and this order shall be authority and warrant for the clerk of Court of Richland county for the transfer of said record; and all other papers herein that may be hereafter filed, also be transferred.

It is further ordered that the Sheriff of Richland county deliver to the Sheriff of the said Lexington county the person of the defendant by the second Monday of September, 1903, and this order shall be his warrant for said delivery.

D. A. Townsend, Presiding Judge. Columbia, S. C., June 25, 1903.

The Foundation of Health.

Nourishment is the foundation of health, life and strength. Kodol Dyspepsia Cure is the one great medicine that enables the stomach and digestive organs to digest, assimilate and transform all foods into all kind of blood that nourishes the nerves and feeds the tissues. Kodol lays the foundation for health. Nature does the rest. Indigestion, dyspepsia and all disorders of the stomach and digestive organs are cured by the use of Kodol. Sold by all Druggists.

House Foated to Him.

Columbia, Mo., June 25.—The Missouri river flood has given P. C. Nuckles, of Rocheport, a new house, completely furnished. The high waters drove Mr. Nuckles away from his farm and when he returned to it he found on his land a comparatively new house, which was in good condition, despite its watery journey. There is nothing about it to indicate who the owner is.

No False Claims.

The proprietors of Foley's Honey and Tar do not advertise this as a "sure cure for consumption." They do not claim it will cure this dread complaint in advanced cases, but do positively assert that it will cure in the earlier stages and never fails to give comfort and relief in the worst cases. Foley's Honey and Tar is without doubt the greatest throat and lung remedy. Refuse substitutes. The Kaufmann Drug Co.

Jim Dumps' physician once fell ill. Said he: "I'll have no draught or pill." Said Jim: "Ho, ho, you're on the shelf, You who cure others, cure yourself." Then Jim sent up some "Force" to him. "That's what he needs," quoth "Sunny Jim."

Force
The Ready-to-Serve Cereal

for doctor and patient.

Has Eaten Three Cases.

"I was attacked last May by appendicitis. As I showed signs of recovery doctor and I began to cast around for a suitable diet and as a result we fell upon 'Force,' which has been a wonderful boon to me. I have eaten almost three cases. H. H. MILLER."

Gold Men Rule Iowa.

Des Moines, Iowa, June 25.—The Democratic State convention by a vote of 463 9-10 to 354 1-10 late this afternoon refused to adopt a minority report signed by four members of the committee on resolutions adding to the platform reported by the seven members constituting the majority of the committee, a plank affirming the Democratic National platform of 1900, and by a vote of 628 1-12 to 199 1-2 rejected another minority report adding to the plank demanding government control of railway charges a provision that in case such control should not prove effective, the national government should acquire ownership of railroads.

The platform declares against imperialism and for self government for the Philippines and Porto Rico: condemns the financial policies of the Republican party, protests against the Aldrich bill as an effort to give value and stability to water bonds and securities of trusts, and insists that the volume of money be sufficient to meet the needs of business. The platform deprecates "the corrupt condition of the government service in the post office department and demands a thorough investigation of that and other departments by a congressional committee, publicity as to such conditions and punishment of all wrong doers." It calls for the removal of the tariff from all trust made goods and demand that all trust schedules be adjusted with a view to tariff for revenue only.

The platform asks for a government limitation of railway charges to such an amount as will yield a reasonable return on the investment.

J. H. Quick, of Sioux City was introduced as temporary chairman and addressed the convention.

Just About Bedtime

Take a Little Early Riser—it will cure constipation, biliousness and liver troubles. DeWitt's Little Early Risers are different from other pills. They do not gripe or break down the mucus membranes of the stomach, liver and bowels, but cure by gently arousing the secretions and giving strength to those organs. Sold by all Druggists.

Can Sue for Whiskey Seized.

The State Supreme Court has just handed down a decision of interest in reference to the seizing of beer and whiskey by the constabulary. Some time ago Constable Eubanks, of Spartanburg, seized a dozen bottles of beer from the premises of Mattie Moore. Suit was instituted for the recovery of the property under what is commonly termed claim and delivery proceedings. The State held that plaintiff could not sue, but under the dispensary law, the party from whom the beer was seized would have to give bond before entering suit. The case was first tried before Magistrate Garris, who held that Moore had brought proper suit and was entitled to judgment. An appeal was taken from the decision to the circuit court, and Judge Buchanan reversed the ruling of Magistrate Garris. From thence the case terminated in the Supreme Court,

and that final arbiter set aside Judge Buchanan's decision, sustaining Magistrate Garris, thus establishing the right of persons to sue for recovery of beer or whiskey seized under ordinary claim and delivery process.

Will Buy It Back

You assume no risk when you buy Chamberlain's Colic, Cholera and Diarrhoea Remedy. The Kaufmann Drug Co., will refund your money if you are not satisfied after using it. It is everywhere admitted to be the best successful remedy in use for bowel complaints and the only one that never fails. It is pleasant, safe and reliable.

McLaurin's Embarrassment.

New York, June 20.—Another attachment has been granted against Frank A. Umsted, of Worcester, Mass., by Judge Truax, of the Supreme Court, for \$50,000 in favor of Mr. Howard, of Brooklyn, on a note of \$50,000 made by ex-United States Senator John L. McLaurin, of South Carolina, in April 22, payable six months after date, to the order of the International Trust Company, of Maryland, which was endorsed by Mr. Umsted. The note was secured by stock and bonds, which depreciated to such an extent during the recent decline in the stock market that the company demanded additional securities, which were not forthcoming whereupon the company declared the note due immediately.

The note was afterward delivered to Mr. Howard, who obtained the first attachment against Mr. Umsted for \$20,000 on June 2.

Night Was Her Terror.

"I would cough nearly all night long," writes Mrs. Chas. Applegate, of Alexandria, Ind., "and could hardly get any sleep. I had consumption so bad that if I walked a block I would cough frightfully and spit blood, but, when all other medicines failed, three \$1.00 bottles of Dr. King's New Discovery wholly cured me and I gained 58 pounds." It's absolutely guaranteed to cure Coughs, Colds, La Grippe, Bronchitis and all Throat and Lung Troubles. Price 50c and \$1.00. Trial bottles free at The Kaufmann Drug Co.

Work Going Ahead.

Washington, June 24.—Because the recent seizure of the Chattanooga under construction at the Crescent shipyard at Elizabethport, N. S., has not interfered with work on the vessel, it is said at the navy department that it will be unnecessary for the government to take any legal measure of precaution.

Working Night and Day.

The busiest and mightiest little thing that ever was made is Dr. King's New Life Pills. These pills change weakness into strength, listlessness into energy, brain-fog into mental power. They're wonderful in building up the health. Only 25c per box. Sold by The Kaufmann Drug Co.

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JAMES HARMAN, DENTAL SURGEON, LEXINGTON, S. C.

(Office in rear of the Court House.)

INFORMS THE PUBLIC THAT HE will be in his office every Friday for the purpose of doing dental work in all its branches. March 19, 1902. 1y.

W. A. RECKLING, ARTIST, COLUMBIA, S. C.

IT'S NOW MAKING THE BEST PICTURES that can be had in this country and all who have never had a real fine picture, should now try some of his latest styles. Specimens can be seen at his Gallery, up stairs, next to the Hub. When writing mention the Dispatch.

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BOTTLES, 25c., 50c. and \$1.00.

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