MANNING, S. C., WEDNESDAY, JULY 1, 1903.

THE TILLMAN CASE.

VOL. XVII.

Judge Townsend Grants a Change of Venue from Columbia.

BUCHANAN ABUSES THE PRESS.

of the Place of Trial. Lex-

ington County Finally Chosen.

James H. Tillman will be tried for the murder of N. G. Gonzales at the county seat of Lexington, beginning less the defense obtains another continuance. The order for the change of venue was made by Judge Town- trial can be had. send in the criminal court on Wednesday afternoon after the argument was have the prisoner there by the second week in September. Only the affidavits used in the change of venue proceedings were permitted to be filed, although the prosecution desired to have case. those filed also that were used in the proceedings to obtain bail before Judge Pope. We present below the arguments of the attorneys in the case should not be granted. after the amdavits all had been read: JUDGE CRAWFORD'S ARGUMENT.

In the discussion of such a case as there be an equal balance then they the preponderance of the evidence. not be gotten here. The question is, is the prisoner entiant presents in stereotyped forms aftidavits saying that a fair trial could not be had. The defence has presented to you a mass of attidavits, but there are some among them who are people of this county. The others belong to the migratory class: that is, the mill population. They are not people who cannot speak for Richland County. Upon this line is the one point for the in the same circuit. The application defendant. Such affidavits declaring for removal must be made to the Judge nothing but the belief of the affiants sitting in regular term by some party

change on such opinions and beliefs. If such were the case a change could be procured from one county to another, and in this manner the case could be that when a juror has been put on his voir dire and declares that his mind is cial circuit. unbiased that juror is perfectly compe-

tent to sit on the case. and opinion amidavits that the Courts of the presiding Judge. The change of South Carolina in the case of the of venue was granted by the Circuit State vs Williams, declared, in 1823, Judge, the Supreme Court saying: State vs Williams, declared, in 1823, that a change of venue can be granted only when accompanied by attidavits in which facts are given. Is the jury of Richland County to be impeached before they are put on their voir dire? could not be gotten in Richland County? According to the case reported in 8th New Mexico the mere statements of the attorneys of the defendant should have no weight with the Court.

That the venue will not be changed merely on the belief of the prisoner and his friends that he can not get a fair trial is specifically stated by Bishop. We have shown to the Court by affidavits that over one-half of the jurors drawn in this Court are from the country districts of the county: therefore, the articles published in the Record could have no effect on them: as this paper has no country circulation. The accused has made objection to the effect that the jury is made up of improper jurors. By the safeguards manner that a juror who is biased can- granted.

not sit on a murder trial. The attidavits of the prisoner relate to the time when the blood of the victira was still on the ground, but now, after six months have elapsed, to say that the people still harbor the malignancy of vengeance-never! This people in the rush of other occurrences have almost forgotten this trial. They bring extracts, written by a single editor, and try to show that this indi-State say that a fair and impartial trial can be had. Four hundred and thirtyone affidavits have declared that if there was any feeling against James H. Tillman it has disappeared.

Mr. Crawford then read the letter from Col. Wille Jones, in which he says that Tillman can get a fair trial. This is the only representative citizen who has made an affidavit for the defence," and he says that Tillman can get a fair trial now. There has been talk of violence to the accused. Why, Col. Tillman walks in and out of this Court room with as much safety as in his mother's home. The sworn statement of Senator J. Q. Marshall shows that there is as much feeling in every part of the State as is in this county. There was some feeling against Col. Tillman at the time of the

killing, but this has subsided now.

It has been shown that notwithstanding the fact that Mr. N. G. GonN. G. Gonzales. zales fought the accused in his race for Governor last summer, Col. Tillman of Judge O. W. Buchanan, in which he One of the affidavits makes an inreceived more votes than any other candidate. The defence has presented you about fifty affidavits from citizens of Lexington County, who declared to a conversation between sinuation that a Northern paper had the battery was doing its deadly work and suggestion that a Northern paper had the battery was doing its deadly work directions but the police succeeded in the battery was doing its deadly work directions but the police succeeded in the battery was doing its deadly work directions but the police succeeded in the battery was doing its deadly work directions but the police succeeded in the battery was doing its deadly work directions but the police succeeded in the battery was doing its deadly work directions but the police succeeded in the battery was doing its deadly work directions but the police succeeded in fervent "Thank God" the young here the order was given to charge, the ending the order was given to charge, the ending the order was swinging in a hamof Lexington County, who declared that a fair trial cannot be had in Richland. These people have nothing to do with the case. The defence must show beyond a doubt that a fair trial cannot be had. Must it be shown by the rounty treasurer the county and a case of Richland have come to them saving that Tillman could not get a fair trial in this county. These affidations of a wide size of Richland have come to them saving that Tillman could not get a fair trial in this county. These affidations of a wide size of Richland have come to them saving that Tillman could not get a fair trial in this county. These affidations of a wide size of Richland have come to them saving that Tillman could not get a caisson and waved from it in the county treasurer the county and the county and the county treasurer the county and that a fair trial in this county. These affidations are so prejudiced for the defendant that they can have no force with the county the county and that a fair trial cannot be had in Richland and the did not blame him for that they can have no force with the county the and the did not blame him for that they can have no force with the county the county and the county and the did not blame him for that they can have no force with the county the county and the did not blame him for that they can have no force with the county the county and the did not blame him for that they can have no force with the county the county and the did not blame him for that they can have no force with the county and the did not blame him for that they can have no force with the county the county and the did not blame him for that they can have no force with the county and the county and the did not blame him for that they can have no force with the county and the number of antidavits? Then we have the county treasurer, the county and vits seem to be merely suppositions them. By the intelligence of the affi- tor and clerk of Court of Common and are not based on facts. representative character; by the varied and drawing jurors in the Circuit cumstances the publishers of the occupations? If so, then the prosecu-

cannot be had. All of the preachers of S. C., 400: The Judge on being con-bias been said throughout the whole Columbia have given affidavits show-vinced that a fair trial could not be State of South Carolina that the newsing that Tillman can get an impartial had by reason of the interestedness of

of this useful citizen.

say, without an exception, that the accused can get a fair trial here. To show that the prosecution had obtainshow that the prosecution had obtained the opinion of all classes of citizens. Attention was called to the fact there were no cases reported in South county officers, druggists, city officials, several cases were cited where changes county delegation to the Legislature, of venue were given on account of newspaper prejudice. dred and fifty merchants, and the farmers, who swore that a fair trial could be had. There are only 1,300 the day after the notice for change of qualified jurors. Both sides are limited in the same way in the day after the notice for change of venue that there was published an adjustical continuous and in the same way in the day after the notice for change of venue that there was published an adjustical continuous and in the same way in the day after the notice for change of venue that there was published an adjustical continuous and the day after the notice for change of venue that there was published an adjustical continuous and the day after the notice for change of venue that there was published an adjustical continuous and the day after the notice for change of venue that there was published an adjustical continuous and the day after the notice for change of venue that there was published an adjustical continuous and the day after the notice for change of venue that there was published an adjustical continuous and the day after the notice for change of venue that there was published an adjustical continuous and the day after the notice for change of venue that there was published an adjustical continuous and the day after the notice for change of venue that there was published an adjustical continuous and the day after the notice for change of venue that there was published an adjustical continuous and the day after the notice for change of venue that there was published and the day after the notice for change of venue that the day after the notice for change of venue that the day after the notice for change of venue that the day after the notice for change of venue that the day after the notice for change of venue that the day after the notice for change of venue that the day after the notice for change of venue that the day after the notice for change of venue that the day after the notice for change of venue that the day after the notice for change of venue that the day after the notice for change of ve ed in the same way in the drawing of the jury. The other side present 331 affidavits and we have 421; this makes 552 of the citizens whom Tillman Till the third Monday in September, un- would not have to fear; 351 who have ters did not refer to the case from their

The 500 remaining can be put on their voir dire and 1 am sure that an impartial jury can be gotten. The rale concluded and the place announced of the Court is that you cannot decide whether an impartial jury can be sworn in until they are brought up and court convened. In making the announcement the court said that he the anidavits of Mr. W. T. Martin and McMahan. The newspapers have prehad given the matter much thought others, in which they state that the and had finally determined that Lexington was the proper place to hold which were calculated to prejudice the the trial. The sheriff was ordered to minds of the people and to hold the defendant under public censure. Mr. Crawford went on to say that the newspapers published here, and especially the State, had been especially temper-

> Mr. Crawford spoke for about one hour and a half and closed with a strong plea that the change of venue

COL. P. H. NELSON'S ARGUMENT.

Col. P. H. Nelson then spoke in supthis the legal propositions should first port of the demand for a change of papers are sufficient to prejudice the be given. This motion for a change of venue. Col. Nelson spoke in a most venue should not be granted unless the eloquent manner for one hour, going a fair trial. showing is made very strong. Another proposition is that the parties who volved in the case. He began by saycome asking for the change must have the preponderance of the evidence; if State a fair and importial trial was State a fair and impartial trial was always willing to give the deceased edi- fantry, 2,500 cavalry and three or there be an equal balance then they guaranteed to every man, and he prodefence shall establish their point by posed to show that a fair trial could right and did not now want to change

We do not rely on the anidavit of tled to a change of venue on account of the defendant, but on 350 attidavits of the local prejudice? And the defend-citizens of Richland County. The citizens of Richland County. The Statutes of South Carolina, in Section 2,735, allows change of venue on the following grounds:

"The Circuit Court shall have the power to change the venue in all cases. must be accompanied by affidavits based on facts, not beliefs; knowledge, not opiniors.

Judge Crawford cited a number of cases throughout the United States to make application of the facts and interesting to the facts of the not opiniors.

Judge Crawford cited a number of cases, throughout the United States

The State shall have the same right to make application for a change of the cases, throughout the United States. showing that it is insufficient to obtain venue that a defendant has in cases of murder, arson, rape, burglary, perjury, forgery or grand larceny: Provided, no change of venue shall be granted carried on indefinitely. The law must found by grand jury. Ten days notice be resolved on principle and not mere- of such application in civil and crimily on the opinions of everyone. Our nal cases shall be given to the adverse argument that two-thirds of the affi-Supreme Court has repeatedly decided party, and if a change is ordered it davits made by the defence were those shall be to a county in the same judi-

ent to sit on the case.

It was on account of these beliefs venue addresses itself to the discretion While here upon very general attidayits as to the improbability of a fair and impartial trial in the county in which the bill was found, the Judge

> Charleston and Seashore Railroad Company, 61 S. C., it appears that only the attidavit of the plaintiff was submitted, which recited two mistrials, and the great influence of the defendant, the Consolidated Company. Against that was submitted the affidavits of none of the jurors and the change of venue was ordered, the Court holding that it was in the discretion of the trial Judge to order the change

on the former trial. In the case of the State vs Jones the defendant was convicted of manslaughter and sentenced to twenty-four years. The case was appealed and referred, and ordered to a new trial. The State moved for a change of venue of the law this is eliminated in such a and on single affidavit the change was

> Kershaw granted a change of venue, in Fairfield County, on the attidavits of three citizens. In the case of Crawford, in this county, the change was granted to Kershaw County because of prejudice caused by the newspapers.

In another unreported case Judge

Public feeling has been so much excited here now that people are actually afraid to make affidavits on acvidual has influenced the jurors of this count of losing their position in vari-county. All of the witnesses for the ous large corporations. In the Crawcount of losing their position in variford case, although there were only ten affidavits submitted for the defence, Judge Watts granted the change notwithstanding the fact that seventy-eight prominent citizens of the county said that a fair trial could be

gotten. Mr. Nelson then made reference to the attidvait of Mr. F. H. Weston, who said that he was elected to the Legislature in 1892.

Mr. Nelson referred to the manner in which Judge Andrew Crawford had read this affidavit, saying that Mr. Weston was elected in hard times. Mr. Nelson wanted the Court to know that these hard times referred to was the bitter fight between the Tillmanites and Conservatives. Although he belonged to the latter side, he was not afraid to say that such a state of feelmore to cause this than the late editor, ground.

Some stress was put on the attidavit

Then we have them. By their Pleas and General Sessions of selecting and are not based on facts.

If for sooth under these trying cir- yell of triumph from the Confeder- tude as he lay bleeding on the field.

showing. The defence wants to con- one of the officers who drew the jury-

tradict their statement by showing the Court saying that it was well setthat on the Sunday after the shooting thed that the jurces must be returned prayers were offered to spare the life by impartial and disinterested officers

-and that one of the officers whose Mr. Crawford then read the names of duty it was to return the panel was a some twenty physicians of the county, relative of the deceased, and impartial who mingle with the masses more than and as some time would elapse before any other class of citizens, all of whom his term of office would expire, and the

in the county, Mr. Crawford went over Carolina Courts in reference to news-A Warm Debate Over the Selection the names of the lawyers, doctors, paper publications. In New York

made attidavits for the defence are not pulpits. Mr. Nelson then read sevprejudiced against him and the 421 eral extracts from the prayers that who have stated specifically that a fair were offered on the Sunday after the shooting. Every single anidavit presented by the defence shows that Col. Tillman cannot get a fair trial and

not get a fair trial.
Washington A. Clark has called Gonzales a martyr and Tillman an as-McMahan. The newspapers have prepublishing numerous facts in regard to this case. The defence has not only made reference to these articles, but has presented these clippings to the Courts.

ate and mild in their reference to this a change of venue on the ground that the newspapers had prejudiced the minds of the people so much against the prisoner.

These cases are cited to show how minds of people so much as to prevent

In closing Col. Nelson said that it had given him no pleasure to make

MR. BELLINGER'S ARGUMENT.

The next argument was that of Ex-Attorney General G. Duncan Bellinger. A thorough review of the case was made by this distinguished attorney, who began by refuting the argument presented Wednesday by Col. The "reserves" of Rockingham and George Johnstone for the defence. He Augusta counties, about 1,000 men,

in this county?

place in which the crime was committed. In olden times it was the custom for the witnesses of a crime to in such cases until a true bill has been decide on the case. The idea of change of venue is a comparatively new thing ground smiling with orchards and in law. Col. Johnstone said in his gardens and fertile fields of grain.

of well-known citizens of Rich and County. This argument is illogical In State vs Coleman 8 S. C., 238 it is and a Circuit Judge knows one man like another and supposes them all to be fair-minded. When the defence says that Mr. W. A. Clark, J. J. McMahan and W. H. saying he can receive a fair trial here. They do not allege that these gentlemen would lie: that their prejudice expressed his willingness to transfer has carried them so far that they can-

would give him justice.

The Gonzales brothers and James A. jury.

to twenty men and the State could stand aside the entire venire. Since trials has been made in favor of the defendant.

Gen. Bellinger said that in his long experience he had never seen certified weight whatever in this case. The affidavit made by Mr. John P. Ridin Thomas, in the case of Crawford, who killed Mrs. Isabella Stuart, for change of venue, was read out in full by Gen. Bellinger. He brought out the fact, sembled on the street to lynch Craw-

zales was killed. In answering the reference brought that the cases decided by the Court

could have gotten a trial, and in that case Judge McIver granted a change of venue.

been four years before the defendant

ing county auditor this duty devolved discrect in reference to this case.

[Continued on page 4.]

THRILLING STORY

From the Records of the Corps of Cadets of the

In the War of Southern Independence. The Gallaut Charge of the Boy Battalion at

New Market.

It is a record unexampled in histicipating in a sanguinary and hard-and the pipe was broken, but a piece fought battle, where the service they that it materially contributed to the recall how or when. they also state the reason why he canfought on the soil of Virginia. Two had been much longer. Of one thing and bearing historic names, in the were on the eastern side of the Blue at the end, however, he had a vivid noblest meaning, the "golden youth" Ridge Mountains, and one in the realization—that was the need of a of the Old Dominion. And among famous Valley of the Shenandoah, where still walked the wraith of Stone- went over the battlefield to find what Southern States. Some years after the May previous. The gigantic con- erstwhile foes. He consoled himself Institute to enter his young son there, the case of People vs Buffett, granted vania Court House, May 5 to 7 and what was a larger of the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, which was a larger of any me to the granted vania Court House, May 5 to 7 and what was a larger of any me to the granted vania Court House, when the granted vania Court House, who was a larger of any me to the granted vania Court House, which was a larger of any me to the command the granted vania Court House, which was a larger of the granted vania Court House, which was a larger of the granted vania Court House, which was a larger of the granted vania Court House, which was a larger of the granted vania Court House, which was a larger of the granted vania Court House, which was a larger of the granted vania Court House, which was a larger of the granted vania Court House, which was a larger of the granted vania Court House, which was a larger of the granted vania Court House, which was a larger of the granted vania Court House, which was a larger of the granted vania Court House, which was a larger of the granted vaniance of the granted v Mr. Justice McCall of New York, in flicts of the Wilderness and Spottsyl-May 8 to 18, which fill so large a space on the canvas of one of the world's greatest wars, would inevitably throw into the shade the small battle in the similar cases have been treated in other States. Col. Nelson then read stance that on the Confederate side several similar cases to the Court, it was partly fought by the cadets of showing that changes of venue have the Virginia Military Acadtute. Yet been granted on the ground that newsno insignificant factor in the defence of Virginia and the protection of the Confederate Capital.

The Federal general, Sigel, who had ready for a forward movement. To meet him, Gen Imbodin, of the Confederate cavalry, who was in camp in Rockingham County, over seventy miles from Winchester, advanced with a force of 1,492 men and 100 scouts, were notified to be ready at a mo-Has there been any fact presented ment's warning to join Imboden, and by which you can form an opinion that the same order was sent to the comhe defendant cannot get a fair trial mandant of the Virginia Military Institute. Imboden's skilful tactics The same legal principle which pre-vails in a jury trial, that the State which enabled Gen. Breckinridge to which enabled Gen. Breckinridge to lated by Capt. Wise, of a cadet who that a defendant must be tried at the conflict, a little village with a population of one thousand souls, nestled between the mountains and the river, in Shenandoah County, its undulating

daybreak making their preparations, and, after an early breakfast were on the march. With the ardor of youth they went joyfully to the fray. One of them, ten years later, recalled the sensations of the hour "as the most Lyles affirm that the defendant is a joyous moment of his life." The boys murderer this does not debar them from in their gayety and exuberant spirits the youngest boy in the battalion. shouted and sang and whistled as they At the age of fourteen he had entered wery horses were taken to the park against corporations are legalized Hunter was in Brooksville all day swung along, all of them joining, now and then, in the chors of some favorite company from his native county, Faucase to another county in the circuit not tell the truth. The prosecution air. Arrived at Staunton they had tim subscribe to a monument fund should it then be said that a fair trial no term of Court."

Should it then be said that a fair trial no term of Court."

The prosecution does not make the allegation that the three hundred and fifty men who ing New Market. It proved a long three hundred and fifty men who ing New Market. In the case of Carroll vs Carroll vs made affidavits for the defence would and toilsome march altogether, of give Jim Tillman anything but a fair four days' duration, through falling The four hundred and fifty af- rain and wet fields and mudy roads. fiants for the defence, who swore that But the battle day dawned bright and Tillman could get a fair trial, certain- beautiful, though a terrific thunder storm came later, mingling its terrors Hoyt, who were so much attached to and grandeur with the thunder of the the dead editor, would not sit on the guns. The boy battalion on their arrival were quickly in line, having been Gen. Bellinger made reference to assigned a central position so as to be the case of the State against Williams. as little exposed as possible. The At that time both sides could object gallant Kentuckian in command, gentle and brave, and one of the then every change in the criminal army, on whom had fallen the mantle, and with it the spirit, of Stonewall Jackson, looked tenderly upon the youths, called from their stulies to face a field of battle, and would referred to. They should have no fain have spared them the fiery

before the engagement, his graceful gun for him on the march. Gen. he will be well. and commanding figure a conspicuous object on the field, Gen Breckinridge these little heroes who was knocked not read by Mr. Nelson, that at the said: "Young gentlemen, I hope 1 down and disabled for the time by a time of the killing there was a great will not have to call upon you to-day, spent canister shot. uproar in Columbia; people had as- but I know if I should be obliged to do so that you will do your duty." And their lives at New Market, Cabell, nobly did they respond to this expectation. The battle was progressing were especially noticeable for their the state that existed when Mr. Gon- successfully for the Confederates, nobility of character and Christian though stubbornly contested by the graces. Cadet Cabell was the eldest Union forces, when a terrible fire met of two brothers who were in the batout by Mr. Nelson concerning the Breckinridge from one of Sigel's talion, and his unselfish care and soliconversation which occurred with batteries, which was on elevated citude for his brother, their mother's Mr. W. H. Gibbes, he said ground doing much damage to the darling, was remarked upon by his ground, doing much damage to the darling, was remarked upon by his Confederate infantry. It was then, associates. On the night before the were those in which motions have been at about 2 o'clock in the day, that battle he told a comrade of his fears made to quash the indictment and the cadets were called into action, for the boy's safety, then went apart challenge the array of jurors on ac- though they had already suffered and prayed for his brother, his comcount of the illegal drawing of jurors. several casualties from random shells. rades and himself. And on the mor-In the case of Sullivan, where the The boys, with the agility and ensheriff was just elected it would have thusiasm of their years, outran the left! Jacqueline Beverley Stanard boundry lines of States. In each sec veterans who were alongside of them, lived for sometime after receiving his tion will be growing its chief product crossing a deep and rock gully about mortal wound, and he sent to his three hundred yards from the battery, mother messages of love and farewell: As the law now stands two commis- under the concentrated fire of its six sioners can draw the jury and it is not guns, plunging through thorns and wished to fall, fighting for my couning existed now and that no one did necessary for a change of venue on this briers and over fallen logs and stumps try, and I did not fight in vain. Tell of trees. Then they waited for the my mother I die with full confidence Gen. Bellinger then went ever the 62d Virginia regiment some two or in my God; my loved ones must meet affidavits presented by the defence. three minutes, keeping their formame in Heaven." And when from the Ga., to the Augusta Chronicle says tion with wonderful coolness while battlefield the distant shout of vic- Charles Noble, a blind young man, colors of the Institute, rousing a wild a banquet, displayed a Spartan forti-

> Shipp had been struck down at a of 14 had displayed remarkable cour- his residence in his store. He will be The mob forcibly took him from the ing increased weekly. San Juan has critical point in the charge and to age and daring in assisting in the guarded by militia.

Capt Henry A. Wise, one of the capture of a vessel from some traiassistant professors, a young man not tors who had seized it, was the youngmuch over 20, a nephew and name- est of three brothers, two of whom sake of Gen. Wise, had fallen the were in the Confederate army. Thinkcommand of the battalion. Capt. ing to preserve their Benjamin from Wise tells how, amid the noise and ex- the fatalities of war, his parents sent citement, a tap on the shoulder him to the Institute, and he alone arrested his attention, and the news fell a sacrifice. Surviving until the came from a comrade that their 2d of June, he bore his sufferings with to The State says scandal in the BY TAKING POISON IN THE JAIL VIRGINIA MILITARY ACADEMY. colonel had fallen and he, as senior the utmost patience and heroism, officer, must take his place. The sending messages to his family of little confusion that had arisen when Christian hope and resignation. Col. Shipp was carried to the rear was soon checked and Capt. Wise had his as touching the "high water mark of command well in hand, showing con-American heroism" is related of one of spicuous gallantry, coolness and decision. When the battle was over cision. When the battle was over Carter Berkeley, of a Confederate with the letting of government concapt. Wise had eight bullet holes in battery, was passing over the battle-tracts for seeds. Evidence has been his clothes, though he could not field when he attracted by the cries of filed before the court of claims in the remember how any of them came there. And he relates that both the tory, this story of some two hundred tails of his long military coat were of his own condition in his distress and twenty-five boys, under 18, par- cut away. In the two large pockets over his comrade. He sat with the ticipating in a sanguinary and hard-

of May, 1864, three battles were few minutes, though he knew that it many of them being of gentle lineage new pair of pats, as his own were so the cadets there were representatives wall Jackson, dead at Chancellorsville he lacked on the fallen forms of his the war a Northern man came to the for any impiety in "robbing the dead" and then he discovered, as he attempted the task, what a difficult old negro washerwoman to be well battalion. Capt. Wise has been for many years an honored citizen of Baltimore, Md., where he is connected has made a reputation as an accom-

plished educator. Many touching and some amusing anecdotes are told of the boy soldiers; and their prowess. Gen. Imboden relates that Col. W. G. Lincoln, of the 34th Massachusetts, was very badly wounded, and his horse having been killed, he was caught under him. In this helpless plight he refused to surrender to a cadet until the cadet threatened to run him through with his bayonet. And the incident is refool was I," replied the other, "not

to surrender!" 11th of May. They were up before soldiers, exclaiming in triumph: "See, Captain, I captured all these men mypected that the soldiers were on the likely that he will never regain his eggs. He got a verdict for \$4,500. way to surrender themselves when former strength. this doughty young gentleman came up with them. Cadet Charles Carter the Confederate service in a cavalry quier. He reported to Gen. Jackson as courier before the battle of Slaugh- around the horses, one on each side be held liable for damages. Floods What occurred there is told by Eiland, ing New Market. It proved a long ter's Mountain, and carried orders for of him. A great crowd watched him small Gen. Jackson recommended that powerful body, but the horses did not he be admitted as a cadet in the Military Institute. At the battle of New brave youth showed his readiness to grinding of the giant's bones could be and it was fully a year before he was upon the platform and stopped the able to return to the institute. He horses. is now a clergyman in the diocese of handsomest men to be found in either his near relative, Bishop Alfred Ma- arms had been pulled from the gill Kandolph, of Southern Virginia. Among the cadets who were in the thin streams of blood course down his battle was the young son of the Con- arms. A physician was soon with federate Secretary of War, Mr. Sed- him, and after putting the dislocated don. The story is told of Cadet Seddon that he was small of stature and patient to go home. Now he is unso delicate that one of his father's able to use either arm, and the doc-Riding up to the cadet corps, just servants was employed to carry his tors say it will be a long time before Imboden had a boy brother among

Among the cadets who gave up "Tell her," he said, "I fell where I it will be kept padlocked to prevent

An incident that has been classed

rendered was so timely and effective, temporarily injured yet he could not wounded." "My poor boy," replied the officer, your friend is dead, but I And to his memory afterwards the action seemed to have occupied but a will get a doctor for you." They were, indeed, all worthy of their race, cut and torn. For this purpose he also of the best blood of some of the saying to the commandant: "Sir, I what was no longer of any use to the the battle of New Market and was a lifeless wearer. Being a very tall witness to the bravery of your cadets, young fellow, it, was some time be- and I resolved then that if I ever had fore he found a man of his own height, a son he should be educated in this school of heroes!"

Among the cadets at New Market thing it is to take anything off of the was a young Israelite, born in Richrigid forms of the dead. He called mond, Va., now the world-renowned a soldier to his assistance, who, in his sculptor, Sir Moses Ezekiel, of Rome, turn, appropriated the poor man's Italy. To him, most appropriately, shoes. The pants were carried to an was consigned the execution of the monument to his comrades, the corboiled and "plugged" where a ball had ner-stone of which was laid the 15th gone through them, and then Capt. of May last, and which will be un-Wise had the best pair of pants in the veiled June 23. It occupies a beautiful position on the parade ground of the Institute, in front of the entrance to the Jackson Memonrial Hall. At with the public school system, and the cemetery of the Institute are the fame the monument commemorates. "Sleeping, but glorious, Dead in fame's portal, Dead, but victorious;

> Kate Mason Rowland PULLED ARMS FROM SOCKETS.

Dead, but immortal!

They gave us great glory,

They have left us a story,

A story to live."

What more could they give?

Strong Man Badly Injured in Trying to Outpull Horses.

ran forward to help his dying foe, "I A New York dispatch of Lucsus, ran forward to help his dying foe, "I shot you!" "And what a says: Sebastien Miller, a professional strong man, will be crippled for many weeks as a result of the accident at suit for damages against a corporation Scurry refused promptly and emphativalor, came excitedly forward to Capt. the Plattdeutscher Volksfeast at for real or fancied grievances. A man cally to raise his hand in the negro's The cadets left the Institute on the Wise with about eight or ten Federal Ridgewood park when two horses he was trying to pull together almost while awaiting at the depot at Shelby, tore his arms from their sockets. It is N. C., some rowdies pelted him with

> was to strap himself to two powerful sheer muscular force. Two big brefor the test.

Miller strapped his hand into loops that extended to a stout harness budge.

It was none too soon; for the man's sockets and the flesh broken, letting bones back in place he allowed his

Buildings Destroyed

The most spectacular demolition of was begun by the Pennsylvania rail-New York. Four hundred buildings, mammoth station in connection with should be the case we expect to enact comes in. that road's tunnel project from New Jersey to Long Island.

A Big Map. A ten-acre map of the United States will be one of the interesting features of the St. Louis Exposition. It will be out of doors, on the ground, -corn in Kansas, rice in South Coroliua, etc. An exchange presumes that any violation of the Monroe doctrine. A Blind Preacher.

A special dispatch from Columbus,

To two of his companions who linger- Judge Cardwell, who presides over the suburbs of Clarendon, Ala., Har- cotton gins have arrived there from There was then a general advance ed to give him some assistance, he rethe city court there, and who fined ris assaulted and seriously injured the United States and will be immediately along the whole line and the battle plied, pointing to the advancing line: two men brought before him on the John Coburn, a white farmer, who ately installed. They are the first gins "You can do nothing for me; go to charge of firing Capt. B. J. Ewen's lives about eight miles from Clarendon. to reach Puerto Rico in 40 years. The They want to show that by a few upon min.

They want to show that by a few upon min.

They want to show that by a few upon min.

The assault was committed Sunday getting a fair trial line case of State vs Sullivan. 39 getting a fair trial line case of St killed and forty-six wounded. Gen. | Cadet Wheelwright, who at the age | ed assassination, and has taken up | and | Harris captured the following. | cover 11,000 acres and the acrea is be-

ANOTHER SCANDAL.

Now Mixed Un

A special dispatch from Washington

agricultural department has just been brought to the president's attention and another cabinet officer has received the presidential pronounciamento-"Get at the facts." Extenthe cadets at New Market. Lieut, sive frauds are charged in connection tracts for seeds. Evidence has been case of the New York Market Gardeners' association which so seriously reflects upon the seed distribution to have been hung last Friday, combureau of the agricultural department that the president could not let the matter pass unnoticed. From the evidence already produced it looks as if the government had been defrauded of large sums of money appropriated by congress for yearly "seed dispensation" as a result of the action of seed firms in violating their contracts. was little expectation of his being able The New York firm alleges that the government still owes it over \$18,000 under the contract for furnishing seed for distribution. On the face of the evidence produced it appears that the government has lost a small fortune in the transaction and the facts point to gross carelessness if nothing worse on tha part of officials of the department of agriculture. Here are the facts as developed:

For the purchase and distribution of seeds congress appropriated \$108,874,-18. Of this amount the manager of the New York Market Gardeners' association, Arthur C. Nellis, is said to have received \$90,574,36. - It is the balance of \$18,000 that the association claims. In the counter allegaviolated a previous contract in 1898, but that despite this fact he received a second contract in 1900. Among the charges against the contractor are that among his seed packages were of short weight; inferior quality of seed were, sent out; the cheapest kind of paper employed; shipments delayed, although the law provides a fine of \$25 graves of the young heroes whose for every day's delay; and that an official of the department of agriculture was interested in the machines used in the manufacture of seed packets and that government inspecpass unchallenged. The law requirfollowing February. It is believed

Bleeding Corporations.

The Carolina Spartan says: "People have an idea that they can bring against the Seaboard Air-Line because spend every dollar he had to bring his

The persons attacking Seawell belonged to one of the railway gangs. Eiland were killed and Cephas Eiland The act, which Miller attempted If that decision holds, all employes in badly wounded in a shooting affray North Carolina may be held responsi- at Sprink Lake Fla. Wednesday night. Randolph, a cousin of Gen. Lee, was horses and drag them together by ble for any insult or injury inflicted Eiland and Hunter are brothers-inby an employe. Many of the verdicts law, but were not on good terms. robbery. If a set of section hands Tuesday attending Court. He left should insult or attack one passing by early in the evening and instead of them, the road employing them would going directly home went to Eiland's. and verdicts in damage suit are pret- the only survivor of the tragedy. He him to the front. But he was so as he strained every muscle of his ty hard on railroads these days. It says Hunter being under the influence looks as if damage suits could go no of whiskey, began using very profane further than that Shelby case, but and abusive language in the presence The crowd cheered, and the horses, the ingenuity of the people and the of Mrs Eiland. Eiland ordered him to Market it is said that a Federal officer frightened by the noise, started to skill of attorneys will no doubt con- leave. He puled his pistol and began refused to surrender to him until the move in opposite directions. The tinue to ferret out new causes for firing at Eiland, who returned the fire. damages against corporations." The Mrs. Eiland sprang between the two use the bayonet. He was soon after- plainly heard, his face was drawn with Spartan is right. Corporations should while they were shooting and was inwards desperately wounded in the pain until, when he could bear it no be held to a strict accountability, but stantly killed in the presence of her head, so that his life was despired of, longer, he called for help. Men rushed they should not be robbed under all three little children. After emptyring sorts of pretexts.

To Reclaim West Virginia.

The Columbia State says Gov. Heyward has received an interesting letter such laws as would hold it in line for all time."

A Race Riot.

out Thursday night between whites scientific methods, that the city is and negroes which for a time assumed slowly sinking to sea level. It is serious proportions. The arrival of a asserted that there has been a drop of squad of police, however, quickly dis- of about a foot in the last ninety persed the participants. Two arrests years, and that the depression is were made. A gang of negroes num-steadily going on. But, in view bering probably two hundred who had the weight of Boston intellect, the been marching up and down Ninth wonder is not that the city is being street were challenged by about twen- mashed under, but that it has held ty-five white men and in the battle up so long. that followed over a hundred shots were exchanged. A squad of policemen uuder Captain Evans and Sergeant McDermot rushed to the scene and around the leg of a young lady it is an charged upon the mob. The negroes indication that it understands its

Another Lynching.

A mob of fifty masked men Thursday morning hanged Jack Harris, a A special from Jackson, Ky., says negro, to the porch of a building in ENDS HIS LIFE.

The Department of Agriculture les A Doomed Negro Murderer Cheats the Gallows

Where He Was Closely Confined

Awaiting the Vengeance of the Law for His Heinous

Crime.

John Brownfield, the negro who murdered Deputy Sheriff Scurry at Georgetown in September, 1900, and who was mitted suicide in his cell on Tuesday, June 22, by taking poison. The Charleston Post correspondent says it is not known how he obtained the stuff with which he killed himself. There has been some talk of the possibility of the condemned man taking his own life and cheating the gallows, but there to accomplish it. Brownfield made a remarkable fight to escape the gallows and carried his case to the Supreme Court of the United States. He had exhausted every resource to save his neck, when finally he took his own life in the very shadow of the gallows. Brownfield killed Deputy Sheriff Scurry on September 30, 1900, resisting the deputy's undertaking to arrest him in a barber shop. The killing caused great excitement and a posse went to the woods and captured Brownfield and brought him to jail. There was some talk of lynching and the negroes began to gather from the surrounding country to prevent any such proceeding, and afterwards with the purpose rescuing the prisoner from tion it is contended that Mr. Nellis the jail. The situation became very bad and there was imminent danger of a race war, when Mayor Morgan appealed to Gov. McSweeney to order out the militia. The Georgetown com-

lished order and the trouble quickly subsided Brownfield was tried and convicted in December, 1901, and was sentenced to hang, but he appealed to the Supreme Court of the State, which sustained the judgment of the lower tors allowed packages of short weight court. His case was then carried to the Supreme Court of the United ed that packages be shipped early in States, which denied his contentions November but as a matter of fact of denial of constitutional rights, clostheir shipment was delayed until the ing the last appeal tribunal to the murderer. On last Tuesday the nethat the investigation ordered by gro was brought into court and finally President Roosevelt will develop sentenced to be hanged on Friday scandals involving the whole question 26. He asked that Mayor Morgan and of seed contracts and the prospect is three prominent citizens of Georgethat officials in the department of town would see him and to them he agriculture will be facing the music appealed for influence with the Govafter it has died out at the postoffice ernor to have his sentence commuted do anything, but recommended that he endeavor to enlist the sympathy of his victim's brother, G. W. Scurry. Mr.

panies and Major Schachte's command

from Charleston were quickly brought

to the scene and their presence estab-

brother's slayer to justice.

A Florida Tragedy. W. B. Hunter and Mrs Cephas his pistol Hunter ran a short distance and died. Eiland is badly wounded

Fourteen Cents Cotton.

The Anderson correspondent of from George E. Gladden, a member | The State says the Cox Cotton mill of of the legislature of the State of West | that city sold 100 bales of cotton last Virginia. In writing for a copy of the week at 14 cent per pound. The cotelection laws of Sonth Carolina, he ton was of the upland long staple says: "We expect to reclaim West Vir- variety and came from the Mississippi ginia's good old Democracy at the bottom lands. It is known as the general election of 1904 and if we suc- "Mississippi Bender." This cotton ceed we want to establish election and usually sells for 1 cent to 1 1-4 cents registration laws in order to eliminate higher than the ordinary short staplethe negro vote. This would also kill The Cox mill had more cotton on the ignorant white vote, largely Re- hand than was needed to run until buildings in the history of the world publicrn, flowing into the State be- the new crop comes in, and as a fancy cause of its industrial devlopment. price was offered it was decided to sell road Wednesday in the very heart of The coming of the element into our a part of it. The cotton was bought State is what carried it Republican. for 10 cents and some of it for less, so including three churches, a hospital But since Republican rule is greatly a handsome price was realized. The and a charitable home, will be made on the wane we have good prospects mill still has on hand enough cotton one grand ruin in order to erect a to carry it for Democracy. If such to run on full time until the new crop

Boston Menaced.

A new terror now menaces Boston. At Wilmington, Del., a riot broke Somebody claims to have discovered, by

Knew Its Business.

When a garter snake winds itself It was only 15 inches long and harm-

Gins for Porto Rico.

less.

A dispatch from Porto Rico says five