

## NEWS OF THE COUNTY

NEWSY LETTERS FROM DIFFERENT SECTIONS OF THE COUNTY

## COMING AND GOING OF PEOPLE

News Items of Interest to Herald Readers. Ebb and Flow of the Human Tide.

### Minturn Items.

This is the first time that I have offered a contribution to the columns of your paper and if this does not find its way to the waste basket, I'll let you hear from me again. Our little town has made satisfactory progress for the last year, and now bids fair to be one of the liveliest towns of this section. We already have four mercantile establishments, all doing a good business, a blacksmith shop and a good ginney. Mr. P. L. Betea is contemplating the establishment of a large ginney here in the near future. Mr. Clarence McLaurin expects to erect a large brick store on the corner of McGirt street and Steed avenue.

We are situated in the best farming section of Dillon county and the farmers of the community are delighted with their prospects for a bumper crop of cotton and corn. We have plenty of good schools and churches near, and I would advise anyone looking for a location to come over and inspect our little town before locating elsewhere. Miss Ella Lee Smith has been employed for the coming year to teach music in the Reedy Creek school.

We had a lecture given by a Japanese last Sunday afternoon, at Beulah church which was very much enjoyed by all who heard it. Miss Ethel Roberts, of Marion, is visiting Miss Maggie Jackson.

Misses Margaret McGirt and Elizabeth Wilcox, of Darlington and Ruth Stackhouse, of Dillon, have returned to their respective homes, after a short visit to Miss Maggie Evans.

Miss Maggie Evans is visiting relatives and friends in Dillon. Miss Maggie Evans gave a most delightful reception Monday evening at the home of her parents in honor of her guests, Misses Margaret McGirt, Elizabeth Wilcox and Ruth Stackhouse.

Mr. and Mrs. Charley Kenny, of Edgefield, are spending a few days at the home of Robt. Alford near Bingham.

On Tuesday evening, Miss Mary McLeod Betha delightfully entertained a number of guests in honor of Miss Elizabeth Henagan.

Mr. Sam Evans has gone to the mountains of North Carolina where he will spend some time.

Mr. Clarence McLaurin is expecting to leave in a few days for a trip through this State and Georgia. Mr. McLaurin will make the entire trip in his new touring car.

Mr. Atwood has just closed a ten days' meeting at Carolina church. Mr. Atwood is an excellent preacher and he added quite a number of members to the various churches in the community. We hope that he will keep us in mind and come again.

Mr. Donnie McLaurin and Mr. Laurin and Mr. Stokes, of McColl, were guests at the home of Mr. and Mrs. Clarence McLaurin last Sunday.

Mr. and Mrs. Stokes of McColl, are visiting at the home of Mr. A. M. McGregor.

Miss Mary Weatherly is visiting Miss Mary McLeod at Maxton, N. C.

### Fair Bluff, N. C.

Fair Bluff, N. C., has passed her century mark and well on to her second but there is nothing around this good old town suggestive of hoary old age. Nor ever had a stringless old harp hung on the drooping elms that shades the Lumber river which sweeps around her comfortable homes and her various enterprises, and to-day its rippling current blended with the vigorous sound of saws, hammers, trowels and the hum of machinery, furnish the music that keeps these good people marching at a quick step along the road to greater things.

Nor does she propose to live within herself, but that the outside world shall know something of the many advantages they can reap by cultivating a closer acquaintance. Years ago this town was the center of the finest and most productive tobacco lands in the Carolinas, and as it is to-day, the market where the tobacco growers will get courteous treatment and better prices than elsewhere.

That great bug bear Ashpole Swamp that often that often deprived many farmers from marketing their tobacco here need not hesitate any longer as the Fair Bluff Tobacco Board of Trade waited on the "powers that be" to do what was right and what the people needed 'till patience was exhausted, have gone down into their pockets and ere many days shall have past, road and bridges will be put in first class condition by the working force now on the ground.

Tobacco growers across the river will have more than one inducement to patronize the Fair Bluff market. First, the good condition of the road; second, Fair Bluff tobacco market has the largest corps of buyers in this section of the country, which comprises buyers

## EIGHT NEGROES KILLED

NEGRO EXCURSION TRAIN CRASHES INTO FREIGHT AT HAMLET

## GREAT MANY OTHERS INJURED

Of Sixty Seriously Injured Twenty May Succumb. Accident Near Scene of Former Disaster.

Charlotte, N. C., July 27.—Eight are dead, 60 seriously injured and 28 painfully injured as a result of the head-on collision between a negro excursion train bound from Durham to Charlotte and a freight in the Hamlet yards this morning. Four members of the train crew are also suffering from injuries. The injured were brought to Charlotte on a special train. Many additional deaths are expected.

The dead, all of Durham, are: Edna all, Edith Hall, Lisbon Hall, Rosa Perry, Dora Day, Isis Webb, Samuel Miller and John Cameron.

Of the 60 seriously hurt a score or more may die. Four white trainmen are badly hurt. Engineer Ben Koonie, who was running the excursion engine, was mangled about the head and shoulders and injured internally; Engineer A. Taylor, of the freight, injured internally and badly cut; Conductor W. H. Bowen, of the excursion had his side crushed and several ribs broken, and Albert Gary, fireman of the freight, was badly bruised and cut.

The cause of the wreck is unknown. The engines telescoped and six of the eleven coaches of the excursion train crumpled like pasteboard. Fifty of the injured were brought to Charlotte to-night on a special train and placed in hospitals, while 30-odd who were considered too critically hurt to be moved are being cared for at Hamlet.

Just five years ago this month, within one mile of the same scene of to-day's disaster, a similar wreck occurred in which 26 negroes met death.

W. N. Malone, a colored hackman, from Durham, gave an Observer man a very vivid account of the accident. He says that he was seated in one of the cars near the front of the train talking to two women when suddenly he heard a crash. The cars seemed as if they were coming down on him and when he was calm enough to notice things around him he was pinned under a beam and the two women that were near him were both dead. There was also seated in front of him a man and woman and they both were unconscious for some time. He says that it was about twenty-five or thirty minutes before the rescue party reached him and cut him from under the wreck.

At the time of the collision there was a silence for a moment and then the most terrible screams rent the air. After rising from under the front and there saw those that were dead and more severely injured. One man, he says, was up at one end of the train and his head was down at the other end. The trains were almost completely demolished, the two engines looking like one and the same mass of iron.

from the Imperial Tobacco Co., the American, the British-American, Jas. N. Boyd & Co., J. P. Taylor Co., R. P. Watson, Jno. E. Hughes & Co., Geo. S. Norfleet & Co., Lipfert-Sonora Co. Also the following independent buyers, C. C. McCarty, Y. C. Jones, Geo. H. Simple, C. S. Smith and Martin & Caffey.

Ample room for all that comes. Three large warehouses, three pack houses, a stable room for every horse and mule that comes, and besides all this, the President of the Board of Trade, the Hon. C. C. McCarty will meet you at the bridge, give you the right hand of fellowship, extending such cordial welcome that you will feel good for a whole week. Come.

### Maple Dots.

Misses Maggie Pittman and Mary Pope, of Lumberton, visited at the home of Mr. and Mrs. F. M. Lane last week.

Nye Herring has painted his residence.

H. G. Jackson went to Latta on business Tuesday.

F. M. Lane went to Mullins Tuesday.

Dr. Skipper, of Mullins, was in this section on profession business Wednesday.

Sheffield Lane and his brother, Leslie, of Dillon, visited their brother, F. M. Lane, Wednesday.

W. M. Rouse, of Latta, was a visitor to this section Wednesday.

Steve Turbeville, of Mallory, was in this section Friday.

R. E. Cox visited friends at Brownsville Friday and Saturday.

Misses Ella and Mattie Coward, of Latta, visited relatives here Saturday.

H. A. Bailey attended the upper Marion union meeting at Catfish Baptist church Saturday.

The members of Manning S. H. local union, No. 742 F. E. and C. V. of A. are building a hall in which to hold their meeting.

J. B. Berry, of Latta, spent Sunday with his parents.

### Calvary Items.

A series of meetings is being con-

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## LUMBER INTEREST LOSE

IMPORTANT DECISION OF THE SUPREME COURT EFFECTING LUMBER

## A LARGE AMOUNT INVOLVED

In the Case of Flagler vs. A. C. L. Corporation Decision Favoring Plaintiff of Wide-Spread Interest

The following decision of the supreme court will be read with interest by every person who has sold options on timber land:

The question then presented to this court, as raised by the appellant, for consideration are:

First: That the grant to the defendant respondent was for a limited time only, and that the court in construing the contract should determine that this time was a reasonable time for the making of the contract.

Second: That as eleven years have elapsed since the making of the contract, that more than a reasonable time has expired and that the rights of the defendant-respondent have terminated.

Third: That in view of the agreement in the contract that the plaintiff should pay the taxes on the timber during the continuance of the contract is in violation of the law, and that the contract is, therefore, void.

In behalf of the defendant-respondent it is claimed:

First: That under the language of the contract that the defendant took a fee simple title to the timber and such interest in the land as was necessary to support the timber and that this question was stare decisis in this State, and by this position relied upon the authority of Knott vs. Hydrick, 12 Rich. 314 and Wilson Lumber Co. vs. Alderman & Sons Company, 80 South Carolina 106.

And, under the case of Crawford vs. Atlantic Coast Lumber Company, that the limitations, if any, of this contract could not effect the fee simple character of the grant.

In the discussion of the case before the court, the question that certain phases of the contract were presented to this court on appeal when not directly raised by the pleading, was waived by counsel for the respondent, and they joined in the request that the contract in question be fully construed by this court. For the purpose of convenience we will first consider the question of the correctness of the position taken by respondent's counsel, that the main question at issue is already settled in this State under the authority of Knott vs. Hydrick, 12 Rich. 314 and the Wilson Lumber Company vs. Alderman & Sons Company, 80 South Carolina 106. If this be true, it follows that all the questions raised by the appellant must be decided averse to him without further reason except the question raised by the fourth exception.

It is therefore necessary to examine into the cases cited to see if they do establish that which is claimed for them by the defendant, and fix its claim to the timber under the terms of the present contract.

The case of Knott vs. Hydrick supra was decided on the following facts: there the grant was not of timber but of land with an express reservation to the grantor of "all timber growing on said land suitable to be sawed into lumber." The grantee gave notice to the grantor of the deed to remove the timber, which the grantor did not do, and the grantee then girded the trees, said the action arose by reason of the grantor suing the grantee for the value of the trees rendered unfit for lumber. Under these circumstances, this court held that the grantor had not only an estate in the trees but also such an interest in the soil as was necessary to sustain them and further that such an estate cannot be terminated by the grantee by giving the grantor notice and a reasonable time to remove the timber.

It is well to be observed that in this case there were no words used in the contract or deed which undertook to limit the time within which the timber was to be removed.

In Wilson Lumber Company vs. Alderman & Sons Company one McElveen conveyed to Wilson all the timber upon a certain tract, with Habendum to Thomas Wilson and his heirs and assigns forever with the usual general warranty. Within a year Wilson built a tramway to the land, cut and sawed some of the timber, and then removed the tramway and milling machinery. Subsequently he conveyed his interest to Wilson Lumber Co., and the heirs of McElveen, the grantor of Wilson, conveyed the timber to Alderman & Sons Company for a term of years, and at sometime thereafter the latter company went upon the land and cut some of the timber, and the action was commenced by the Wilson Lumber Company for an injunction to restrain the defendant from cutting the timber. At the trial it was agreed after the construction placed by the presiding Judge (Judge Prince) upon the deed from McElveen to Wilson that there was nothing for the jury to pass upon, he holding that the deed being in form of a fee simple deed without conditions or limitations it conveyed the timber with such interest in the land as was necessary to sustain the trees. And

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## CLOSES OVER 159 MILLS

SOUTHERN POWER COMPANY SHUTS OFF POWER SUPPLY

## 70,000 PEOPLE IN IDLENESS

It is Thought That Mills Will Resume Operation in Two Days—Condition Serious.

Charlotte, N. C., July 31.—As a climax to the unprecedented drought this section is experiencing 152 cotton mills in North and South Carolina shut down to-day because the water in the Catawba river is so low that the Southern Power Company cannot supply the plants with power.

It is estimated that 70,000 operatives are thrown out of employment. It is expected that work will be resumed in two days. It has been many weeks since rain of any consequence has fallen, and local weather bureau records show now a deficiency of 50 per cent. in precipitation for this section. Creeks which have not gone dry in 45 years are mud holes, and distress among the rural population dependent for water on wells is great. Mountain streams to the west, upon which many flouring mills, tanneries and cotton mills are dependent for power, have dwindled to mere brooks in some instances, and many enterprises have been forced to shut down. Crops in this immediate section are burning up in the fields. Many farmers in this and adjoining counties despairing of a corn crop have chopped down the young corn and are using it for feed, while the hot winds are playing havoc with cotton.

Cities and towns to the north and west of Charlotte are facing the ordeal of a water famine that this city is now experiencing. At Spangenberg, Salisbury, Concord, Spencer, Monroe, Wadesboro and other places the water supply problem has reached the serious measures of economy are being rigidly enforced. The situation in Charlotte has not improved materially, though the authorities are working day and night on the problem. Feeling that the distress of the people is not being relieved as promptly as was hoped by means of tank trains from Mount Holly, the offers of water from Gastonia, Shelby and Lincolnton today were accepted and a train brought in to-night 50,000 from each place. This is being pumped into the city mains direct by means of fire engines and the additional steamer, borrowed from Columbia, S. C., will augment the local fire apparatus in this work to-morrow. It is hoped by Wednesday to resume an economic supply through the mains. It has been cut off since early Friday.

Special prayer service for rains were held in churches throughout this section yesterday. There was a brief shower this afternoon and rain is falling lightly to-night, with atmospheric conditions that promise relief.

### CONDITION OF COTTON IS 86.9

Few States Show Falling Off Since Last Report. — Figures By States.

New York, July 31. — Special: The Journal of Commerce and Commercial Bulletin to-morrow will say: Replies from 1,945 special correspondents of the Journal of Commerce and Commercial Bulletin, of an average date of July 23, makes the percentage condition of cotton 86.9, the highest in the eleven years of the special reports of this paper. This compares with 85.9 per cent. a month ago, or a rise of 1 point, 7.7 points above the ten-year average of 79.2.

Four States Behind Last Month. As a rule reports were of a highly satisfactory nature, and it is only in North Carolina, Mississippi, Louisiana and Oklahoma that cotton has lost from its high condition in Louisiana was 5.6 points, where too much rain and the fear of boll weevil caused considerable apprehension; the other States suffered but little. South Carolina gained 2.5 points, Georgia 1.1 points, Alabama 0.8 point, Texas 4.2 points, Arkansas 3.9 points and Tennessee 4.9 points.

The detailed figures by States, with comparisons, follow:

State	Aug. 7, 1910	July 23, 1911	Diff.
N. Car.	87.4	87.7	0.3
S. Car.	82.1	79.6	2.5
Geo.	91.5	90.4	x1.1
Fla.	92.0	91.0	x1.0
Ala.	82.2	81.4	x0.8
Miss.	82.6	83.9	1.3
La.	77.2	82.8	5.6
Texas	87.3	83.2	x4.2
Ark.	80.6	86.7	x6.1
Tenn.	91.4	86.5	x4.9
Mo.	87.2	85.6	x1.6
Okl.	88.3	88.6	0.3
Average	86.9	85.9	x1.0

### 10-Year Acreage and Yield.

Year	Yield	Acreage	Cond'n
1911	35,004,000	86.9	
1910	19,966,000	32,403,000	74.9
1909	10,386,000	30,938,000	73.1
1908	18,432,000	32,444,000	83.6
1907	10,326,000	31,311,000	75.5
1906	13,305,000	31,374,000	81.7
1905	10,726,000	26,117,000	75.4
1904	13,697,000	30,054,000	84.4
1903	10,016,000	28,017,000	76.7
1902	10,784,000	27,114,000	79.6

Mr. C. T. Smith spent Sunday in Marion.

## DILLON MUST GET BUSY

COMMITTEE WILL CHOOSE SITE FOR EXPERIMENT STATION

## DILLON'S CHANCES EXCELLENT

Clemson Committee Will Visit Various Pee Dee Counties Before Selecting Experiment Station Site.

As has been stated through these columns on several previous occasions Dillon must get busy if she hopes to land the Clemson Experiment Station. Other counties in the Pee Dee are bidding for the station, but Dillon has advantages over her competitors that will be very much in her favor, provided those advantages are set forth in a strong and vigorous manner. The farmers are the best judges of the value of the experiment station and if they will unite with the merchants of the several towns in the county there is no reason why Dillon should not succeed in landing the station.

According to a letter from President Riggs a committee has been appointed to visit the several counties of the Pee Dee to select a site for the station. One of the conditions is that a county shall furnish a certain number of acres of land, but the character and versatility of the soil will be considered along with the claims each county proposes to set up. Following is the letter received from President Riggs:

Mr. A. B. Jordan, President, Dillon Board of Trade, Dillon, S. C.

My Dear Sir:—At the recent meeting of the Board of Trustees, your proposition to furnish land for the proposed Pee Dee branch Experiment Station was considered, and referred to the Agricultural Committee of the Board, together with Prof. J. N. Harper, director of the Experiment Station, and Prof. W. R. Perkins, Director of the Agricultural Department for a report at a later meeting.

The Agricultural Committee has deputized Professors Harper and Perkins to make a preliminary investigation of the various sites proposed with a view of reporting to the Committee in the near future. I have turned over all of the correspondence in connection with this matter to Prof. Harper, and he will write you further.

Assuring you that your claims will be given careful and considerate attention, I remain, Yours very truly, W. M. Riggs, President.

### SURVEY FOR PEE DEE BRIDGE.

Government Engineer to Assist in Work on Great Pee Dee River.

Florence, July 30. — Special: The project or movement which was started in this city some months ago by the Eastern Carolina Good Roads Association to build a bridge over the great Pee Dee river is progressing about as well as the promoters could wish for it at this stage of the movement.

Prof. M. Goode Homes, the special agent for the Government on good roads building, has been petitioned to assist in this work and he has most heartily agreed to do so. In fact he has sent to Mr. Henry H. Husbands, the secretary of the Eastern Carolina Good Roads Association, (the original instigator of the movement to bridge the Pee Dee,) the necessary blanks to be filled in by the officers of the Association requesting a surveyor and engineer to be sent here to make the necessary surveys and preliminary blue prints, etc.

As soon as the engineer reaches here and concludes his surveys a meeting of the executive committee of the Association will be called, to be held at Florence for the purpose of ascertaining the proposed cost and to take such steps as will be necessary to secure the wherewith to make the dirt fly and to build bridges.

### MATCH RACE TO-MORROW.

Much Discussed Race Between Montague and The Queen Takes Place To-morrow.

To-morrow afternoon at 2:30 a match race will be pulled off at the Dillon track between Mr. Henry Wiggins' pacer, Montague, and The Queen, a Wilmington horse, owned by Dr. Caldwell. Quite a large number of Wilmington folk are expected here to witness the race. At the Wilmington races The Queen was beaten in the 17 race by Montague, and after the race a match race was arranged in which Montague was also successful. Dr. Caldwell challenged Mr. Wiggins for a match race at Dillon for a purse of \$300 and 75 per cent. of the gate receipts to the winning horse, and for a second race at Wilmington on the 26th under similar conditions. In view of fact that both horses are pretty evenly matched quite a lot of interest centres in the races and it is expected that to-morrow's event will draw a large crowd. The Queen, Dr. Caldwell's horse, arrived yesterday and is quartered at L. Edwards' stables. The heats will be the best three in five.

Misses Mary and Beva Floyd, of Florida, and Eunice DuBoso, of Nichols, are the guests of Mr. and Mrs. Walker Floyd.

## SHERIFF SHOTS NEGRO

BARNEY STACKHOUSE, ESCAPED CONVICT CAUGHT IN N. C.

## THE THIGH BONE SHATTERED

Man Who Stole Bicycle and Escaped From Gang Located in North Carolina Negro Cabin.

Barney Stackhouse, the negro who stole Mr. C. M. Paylor's bicycle and escaped while serving time on the gang, was shot by Sheriff Lane at a negro cabin just across the State line Sunday night.

Sheriff Lane, in company with Officer Bain, located the negro Sunday afternoon and went to the cabin that night. There were several other negroes in the cabin and when the officers approached the house all fled but Stackhouse.

Stackhouse was standing behind the door when the officers requested him to surrender. They waited several minutes and there was no response. When Officer Bain told Stackhouse that he was coming in for him the negro made a movement as to secure a weapon. Sheriff Lane was standing by the open window and when the negro dashed for the room the sheriff opened fire on him and the bullet entered the hip bone. The negro fell and the officers entered the house and secured him.

The negro was brought to Dillon where he was given prompt attention. His wounds are not serious, but as the county has no jail he was carried to the penitentiary hospital by Sheriff Lane Tuesday.

### THE EDITOR TO THE GOVERNOR

Josephus Daniels on Coleman Livingston Blease, of South Carolina.

Washington Post. The whole range of cherished anecdote, bonnet and repartee furnishes no choicer item than the remark made by the governor of South Carolina on a certain auspicious occasion. It was the cry of David to Jonathan, the voice of deep calling unto deep, the joining of two hearts in a common aspiration, worthy of the chosen rulers of two great Commonwealths. World of two great Commonwealths, and that editors were as calm and placid as two governors.

But they are not. From a bust of protest arise, as the source least expected. It is the voice of the Charlotte News Observer, critically petulant in strictures against Governor Blease, of South Carolina. Coming from any other source it might be allowed to pass unnoticed. But that Josephus Daniels, most amiable of youths, whose pen drips honey sweeter than nectar reaved by roving bee from the slopes of Hymettus, should become peeved, call for attention. It is high time to assume the erect attitude. Things have to reach a pretty pass to make Josephus wrathful.

It seem from all we can make the coil that Governor Blease began it. First in his inaugural address, the Governor abused the newspapers of the State, most of them having refused to support him. The editors got even by a cold abstention from a reception at which the Governor was the prominent guest. Then the sweet graduates of Winthrop College asked the president of that institution to present their diplomas in place of Governor Blease. When it is added that from time immemorial this crowning honor has been among the prerogatives of South Carolina's Chief Executives, some idea may be gained of the slight put upon Governor Blease. And it was a snub that went. Dr. Johnson delivered the diplomas, Governor Blease didn't; so there now! As the News and Observer remarks: "No State has boasted more great men as Governor than the Palmetto State. It has fallen to be compelled to put up with Blease. Editors and college graduates do not so act toward a Chief Executive without good reasons."

It were palpably useless to inquire further. Since an editor's reason is usually cogent and a woman's reason invariably final, the incident may as well be considered closed. Something was evidently coming to Governor, and from all accounts he got his. We don't know just how he feels about it. But if he lives near the political boundary he must be able to sympathize with the North Carolina native who objected to a change in the State line which would have thrown him to the southward, because he had always heard that the climate of South Carolina was too unhealthy!

### Marlboro Times.

Mr. W. E. Caldwell, who is now in charge of the Southern Cotton Oil mill plant at Dillon was in McColl on Tuesday and says that he will move his family from Gibson to Dillon in a few days.

Miss Louise Moore, of Dillon, who is the attractive guest of Miss Louise McQueen, at Dunbar, spent yesterday with Miss Carrie Donaldson. Messrs. E. L. Moore and J. M. Carmichael, autoists from Dillon, stopped a short time in town Monday on their return home from from Jackson Springs.

The Dillon Herald, \$1.50 a Year.