TRIAL OF HAINS BEGINS MOTION FOR CHANGE OF VENUE

BROTHER OF ANNIS'S SLAYER TO FACE JURY FIRST.

Startling Testimony Expected in Trial of Thornton Hains, Charged with Being an Accessory to the Crime.

Flushing, N. Y., Dec. 13.-Combining all the elements of a modern social tragedy, in which the characters and situations are developed in army life, the trial of Thornton Jenkins Hains, Jr., author and writer, which will begin here tomorrow, promises to rival in public interest many of the country's noted murder trials. Hains will be tried matter. as an accessory to the murder of Wm. E. Annis, a magazine writer, who was shot and fatally wounded at the Bayside Yacht Club last summer by the defendant's brother, Capt. Peter C. Hains, Jr., U. S. A., stationed at Fort Hamilton.

Counsel for the Hains brothers, who will set up the defense of temporary insanity in the trial of Capt. Hains, which will follow that of his brother, have indicated that the defense of Thornton Hains will be that one may not be held as an accessory to the act of another who is temporarily insane.

The whole story which led up to the slaying of Annis will be unfolded. These attorneys declare there is no parallel case in criminal jurisprudence.

Capt. Peter C. Hains, Jr., son of Gen. Peter Hains, U. S. A., retired, was sent to the Philippines in the summer of 1907. His wife remained at Fort Hamilton, just below New York city, with her young children. The defense alleges that while away, Capt Hains received word from Thornton Hains, of his wife's conduct toward Wm. E. Annis, a friend of the family. Letters, alleged to have been written by Mrs. Hains to her absent husband, will be read into the evidence.

The army captain returned, and, according to Mrs. Hains, upbraided her. As the result of an alleged confession, which Mrs. Hains states was wrung from her under duress. there was a separation, and Mrs. Hains returned to her home in Massachusetts. A suit for divorce was instituted by Capt. Hains in Boston last June.

It is declared that Capt. Hains became morose because of his unfortunate marital affairs. On August 15, last Capt. Hains and his brother appeared at the Bayside Yacht Club, when the club house was crowded to witness a club regatta. Inquiry was made for Annis, and when his catboat drew alongside the club float Capt Hains walked up to Annis as he was stepping off and, taking him by the arm, fired five shots. Anni fell into the water and died shortly afterward. Club members and others, it is alleged, were held back by Thornton Hains, who had drawn a revolver. The brothers surrendered after the shooting. Since the shooting, counsel for the defense assert that Capt. Hains has gradually recovered his mental capacities. This is the second time that Thornton Hains has faced a jury under charges of murder. In 1891, canoeing with a boyhood while Edward A. Hannigan, off chum. Fortress Monroe, he became involved in a quarrel in which Hannigan lost his life. Hains was seen from shore to reach to the bottom of the boat and raise a revolver from which two shots were fired. Hannigan used a paddle in the quarrel. One of the witnesses at the trial was Rear Admiral Robley D. Evans. A plea of self-defense resulted in 000000000 a verdict of acquittal.

White Man Charged with Murder

Wants Case Transferred.

Saluda, Dec. 13 .- Judge Shipp has under consideration a motion made by the attorney for Pope B. Havird, charged with murder, for a change of venue on the ground that the defendant does not believe he can get a fair and impartial trial in Saluda county. E. F. Strother, Esq., of Batesburg, represents Havird, and as a basis for the motion submits a large number of affidavits. The motion is being resisted by Solicitor Timmerman. The arguments for and against the motion have been made and Judge Shipp will announce his decision as soon as he can fully investigate the

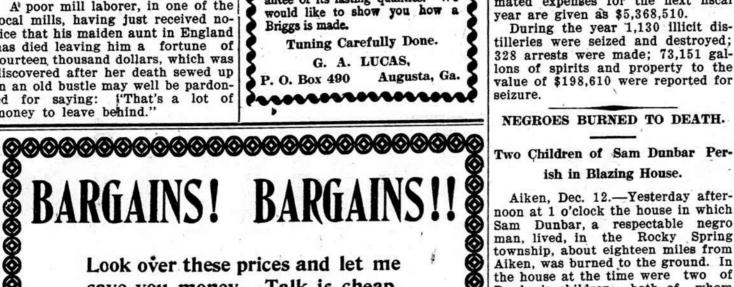
young white man. It is alleged that Florsheim Shoe he knocked a negro in the head with an axe some seven or eight years ago, while the negro was stooping down setting a wedge, he and Havird being engaged at the time in splitting rails.

It is now said that Havird accused the negro of burning his smoke house and that was his reason for slaying him. It appears that the accusation is now made by Havird's own relatives, there having been recently a family falling out, and those in possession of the secret for so long have now divulged it. It is a fact that the negro is said to have disappeared about the time of the alleged killing, and that he has never been seen or heard of since.

Havird has but one arm, having been shot some three years ago by another white man, and the wound having necessitated the amputation of the limb.

The details of the killing of the negro by Havird as told by those alleging the crime, are harrowing. Robert Rowe, tried to-day for killing his cousin, Bessie Rowe, was acquitted. He is the young man who, after accidentally shooting his cousin, shot himself.

A' poor mill laborer, in one of the local mills, having just received notice that his maiden aunt in England has died leaving him a fortune of fourteen thousand dollars, which was discovered after her death sewed up in an old bustle may well be pardoned for saying: "That's a lot of money to leave behind."



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Two hundred and fourteen acres about one hundred cleared; about

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GOES TO PENITENTIARY.

Garrison, Who Killed His Daughter's Fiancee, Will Not Appeal.

Rock Hill, Dec. 12 .- It was learned here today upon good authority that J. Henry Garrison, of Gray Court, Laurens county, who was at the recent term of court in Laurens convicted of manslaughter with recommendation to the mercy of the court and later sentenced to two years in the penitentiary, has gone to Columbia and surrendered to the prison authorities for the purpose of serving his sentence.

It will be remembered that late in July of this year, while J. Louis Williamson, a prominent and well connected young farmer of this county, was calling upon his fiancee, Garrison's daughter, at her home, Garrison in an oversuspicious moment slipped up to the window near which the young couple was seated and fired a load of shot into Williamson's side, causing his death in a few hours.

After the trial, which was attended by quite a number of influential citizens of York, Garrison was re-leased on bond pending an appeal of the case. Mr. Williamson's family and many friends here have watched with great interest the developments of the case and it was rumored that the convicted man had decided to abandon the appeal and serve his sentence. This was not confirmed, however, until today.

CLOSE ULMERS DISPENSARY.

Barnwell Board Decides to End Long Controversy.

The Barnwell county dispensary board have decided to close the dispensary at Ulmers and have notified the authorities. There has been considerable agitation over the matter for some time, the town authorities being divided on the subject, and it was finally decided to close the place and distribute the stock among the other dispensaries

There are several dispensaries in Barnwell county and it is said that some of them do not bear expenses. Governor Ansel last summer advocated one dispensary for a county and for that reason he lost Barnwell

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the house at the time were two of Dunbar's children, were burned to death.

Dunbar and his wife had left the house in the afternoon, going to their work, some distance from the house. They left the two children, 2 and 3 years old, respectively, in the house. At 1 o'clock fire was discovered in the house, and some persons hurried to it, but they arrived too late to rescue the children. One of them was found lying in the bed and appeared to have been wrapped up in a quilt. It is supposed that the little child's clothing caught fire and that it wrapped itself up in the quilt in an attempt to extinguish the flames. The other child, the smaller one, was too small to get out of the way of the fire, and instead of the quilt putting out the fire, it caught, and spread to the bedding and the house No inquest was held over the bodies.

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