

BAMBERG MEN GIVEN FREEDOM

TOWNSEND RELEASES MAYFIELD, BREEDIN, SANDIFER.

On Technical Error.

Papers From North Carolina Found Insufficient and Defective at Habeas Corpus Hearing.

Columbia, Sept. 12.—W. D. Mayfield, James Breeden and Henry M. Sandifer, Bamberg county men wanted in Anson county, North Carolina, on a charge of kidnaping, were released from custody yesterday upon orders of Judge Townsend, thereby bringing to a conclusion one of the most hotly contested legal battles listed in South Carolina annals and ringing down the curtain on one of the most interesting interstate cases of many a year.

Sheriff Sanders, of Barnwell, who was designated by Governor Cooper as the agent to deliver Mr. Mayfield, Mr. Breeden and Mr. Sandifer to the North Carolina authorities, was restrained from carrying out the instructions of the governor on a writ of habeas corpus, served upon him September 9. Counsel for Mayfield in the petition for the habeas corpus writ alleged among other contentions that the extradition warrant issued by Governor Cooper was made out irregularly in that the extradition papers forwarded to South Carolina by Governor Bickett were irregular.

This contention was admitted by Assistant Attorney General Morris C. Lumpkin and Solicitor W. E. Brock, of the Thirteenth circuit of North Carolina and an effort was made by them to prevent the issuance of an order under the habeas corpus proceedings by withdrawing the extradition warrant, under which the men were being held. Governor Cooper upon their motion, revoked his former mandate and instructed the sheriff to release the alleged fugitives. Judge Townsend held, however, that since this action was taken after the writ of habeas corpus had been served and the hearing begun the hearing on the writ should proceed.

Counsel for Mayfield, Breeden and Sandifer think that this is to be the last act in the case, which has occupied the attention of two governors and excited interest in both North and South Carolina for some weeks. The code of South Carolina, they pointed out, provides that no man shall be rearrested on the same charge, however colored, after having once been discharged on a writ of habeas corpus. A fine of \$2,500 is provided for any person assisting in making such an arrest.

Sheriff McCain, of Richland county, was present at the hearing with a warrant for the three men, intending to hold them until new extradition papers could arrive from North Carolina. The warrant was not served.

Judge Townsend's order follows: "On hearing the sheriff's return to the writ of habeas corpus issued in this matter, whereby it appears that he holds the petitioners in custody by virtue of a warrant of extradition issued by his excellency, the governor of this state, and it being admitted by the assistant attorney general, representing the state, that the proceedings upon which said warrant for the extradition of the petitioners was issued, are insufficient and defective and not in compliance with the act of congress, and it being further stated by the assistant attorney general that the defects in the extradition proceedings had been discovered and called to the attention of the governor, and that the governor has instructed the sheriff to discharge the prisoners, after the sheriff had prepared his return and the prisoners were before me in court. The instruction to the sheriff by the governor to the effect that he had revoked his warrant of extradition, and that he should discharge the prisoners, was made after the hour fixed for the hearing in this matter before me, and after counsel for the petitioners had commenced to present their petition, and while I was waiting for the governor or attorney general to submit any reasons that they might have for resisting the discharge of the petitioners under the habeas corpus proceedings.

"It is therefore ordered that the petitioners be discharged from the custody of C. K. Sanders, sheriff, and go hence."

Mr. Mayfield and his two associates were accused of kidnaping Jesse

WEEVILS EVERYWHERE.

All Top Crop Destroyed and Most of Staple Now Open.

There is no denying the fact that the cotton planters of Bamberg county are blue over the boll weevil situation. The top crop is a complete failure, they say, and they make the further statement that a cotton bloom can scarcely be found in the county, whereas usually at this season of the year the tops of the cotton plants are white with blooms. It appears to an observer who does not pretend to know that small cotton this year will make a much better showing than the larger cotton. Most of the medium lands this year have cotton which is well fruited, while the larger cotton, which matures fruit later, is very poorly fruited, due to boll weevil devastation, and will produce yields nothing like normal.

Jones and Eugene Stroman, two negro farm hands, who, they allege, were formerly employed on Mr. Mayfield's farm and had fled from the state violating their contract with Mr. Mayfield. Efforts were first made to secure the extradition of the two negroes from North Carolina, but Governor Bickett of North Carolina refused to honor the requisition papers. The Bamberg county men then, the North Carolina authorities claim, took matters into their own hands, went to North Carolina and brought the negroes back to South Carolina. This was effected, the negroes alleged in affidavits presented at a hearing before Governor Cooper, with force of arms and with the use of handcuffs. Mayfield and his associates, however, claim that no force was used and that the negroes even expressed themselves as glad to get back to South Carolina.

Requisition papers were then issued for the three Bamberg men by Governor Bickett and after several hearings were honored by Governor Cooper, who notified Sheriff Sanders, Barnwell county, to arrest the men and to deliver them to the North Carolina authorities. Sheriff Sanders was passing through Columbia September 9 en route to North Carolina with the alleged fugitives when he was served with the writ of habeas corpus.

Mr. Mayfield and his associates were represented at the hearing by Edgar A. Brown, J. Wesley Crum, Jr., and D. W. Robinson, while counsel for the state were Assistant Attorney General Lumpkin and Solicitor Brock. Former Senator S. G. Mayfield, father of W. D. Mayfield, was also present at the hearing.

Statement by Governor Cooper.

With regard to the discharge of W. D. Mayfield, H. B. Sandifer and James Breedin by Judge W. H. Townsend, Governor Cooper has issued the following statement:

"The order of Judge Townsend as published in the State Sunday does not state fully the proceedings had before me. The order leaves the impression that I had acted in the matter after the hearing had commenced before the judge. The facts are as follows:

"When the writ of habeas corpus was granted I was advised by the attorney general's office that the defect complained of in the requisition sent me by the governor of North Carolina was fatal, and that the petitioners would be entitled to discharge before Judge Townsend. On Saturday morning about 10:30 o'clock Solicitor W. E. Brock, of North Carolina, representing that state, and the assistant attorney general, Mr. Lumpkin, appeared before me, and filed a written petition asking that I revoke my mandate directing that the petitioners be delivered to the authorities of North Carolina. This I did about 12 o'clock on Saturday morning in a formal order. By my direction Judge Townsend was notified of my action about 2 o'clock Saturday afternoon, two hours prior to the time fixed for a hearing before me. As soon as I could see Sheriff Sanders, who had the parties in custody, I informed him of my action, instructing him to release the men, and they were actually at liberty when Judge Townsend's order was made. It is proper also to state that at the first hearing before me in this case I called attention of attorneys representing Mayfield and others to the fact that the warrant from North Carolina on which requisition was based was not supported by affidavit. They stated that they did not care to raise that question; that they wanted me to hear the case on its merits. I naturally assumed that this defect was waived, and proceeded with the hearing on the merits.

I regret very much the necessity of having to make a statement that has even the appearance of criticising the action of a member of the judicial department of the government, but in justice to myself, since it does not otherwise appear in the record, and since my order was not published in any of the papers though it was given to press representatives two hours before the hearing before Judge Townsend, I feel that the whole facts should be known."

WATSON NOMINATED.

Defeats all Opponents in Georgia. Second Race for Governor.

Atlanta, Ga., Sept. 9.—Thomas E. Watson maintained his majority in the Democratic nomination on the face of returns, incomplete and unofficial, from yesterday's primary, as compiled late today by the Atlanta Journal.

A runoff will be necessary to decide the gubernatorial nomination on the face of incomplete returns.

Complete returns, partly official, partly from unofficial totals by the Constitution tonight on the popular vote in yesterday's primary showed: Senate—Watson, 98,475; Dorsey, 60,801; Smith, 50,700; Cooper, 842. Governor — Hardwick, 87,557; Walker, 79,879; Holder, 23,673; Brown, 2,497.

The county unit vote, however, determines the result.

Later returns showed no changes in the standing of various state officials, as compiled by the Journal.

Miller-Herdon.

Miss Leila Ellen Miller, daughter of Mrs. Leila Means Miller, was married yesterday afternoon at 5 o'clock to James Herndon, U. S. N., the ceremony taking place at the home of the bride's uncle-in-law and aunt, Mr. and Mrs. W. H. Galloway, 1824 Sumter street. The Rev. Andrew W. Blackwood of the First Presbyterian church officiating.

Mr. Herndon, who has been on naval recruiting duty in Columbia for the last year as assistant medical examiner, has been transferred to Santiago, Cal., where he will do similar service and he and his bride left yesterday for the west, expecting to spend a few days, en route, in Atlanta.

Before coming to Columbia Mr. Herndon saw 15 months' service with the naval aviation division in France, having belonged to the Ile Tudy air station, which was cited for having sunk three German submarines off the coast of France.

The bride has been one of the prominent young business women of Columbia and has scores of friends here who will regret that her marriage takes her away from Columbia.—The State.

Mr. Herndon is a brother of Frank Herndon, of this city. He was reared in this county and he has visited the city on numerous occasions and is well known here, where he has scores of friends.

Urges Women to Register.

Editor The Herald:—On September 22, 1920, the registration office in the court house at Bamberg will be kept open so that women may register. Unless women do register and get their registration certificates they will not be qualified to vote on November 2nd in the general election.

The women of the north and west are going to register and they are going to vote. Why not we?

The women of the north are going to stand by the Republican party. Shall we stand by the Democratic party, or shall we fail to take the trouble to register and vote?

Now is the time for all good men and women to come to the aid of their party. Will you do it?

The registration office will be kept open on the 22nd of this month especially in order to give the women another opportunity to register. If you do not register on that date it will be too late.

MAMIE MAYFIELD.

Denmark, S. C.

Mrs. J. E. Ulmer.

Brunson, Sept. 3.—Mrs. J. E. Ulmer died last night at her home in Brunson after a prolonged illness. The deceased was the widow of Capt. H. M. Ulmer, an officer of the Confederate army, and was before her marriage Miss Janie Free, of Bamberg.

Mrs. Ulmer was highly esteemed by all who knew her, and loved by many friends because of her sterling qualities, amiable disposition and pure Christian life. She was a faithful and consistent member of the Baptist church.

The following sons and daughters survive: H. M. Fulmer, of Monroe, N. C.; Mrs. M. E. Edenfield, of Batesburg; Mrs. J. T. Rivers, Misses Bertha and Ruth Ulmer, Eric Ulmer, Bush Ulmer, and J. Gordon Ulmer, all of Brunson.

Just received, shipment of American Wire Fence. See me at once if you need fencing. G. O. SIMMONS.

SMITH REELECTED.

Defeats Warren Tuesday.—Shealey and Harvey Nominated.

Returns tabulated up to one o'clock Wednesday morning indicated the re-nomination of Senator E. D. Smith by a majority of more than 15,000 over George Warren, his opponent in the second primary.

Wilson G. Harvey was nominated lieutenant governor over Oscar K. Mauldin, his majority being more than 13,000.

Frank W. Shealey has been re-nominated railroad commissioner over D. L. Smith, his majority being around 13,000.

Bamberg For Warren.

Incomplete returns tabulated up to noon yesterday showed that George Warren, of Hampton, was easily the favorite in Bamberg county. Thirteen boxes out of 15 gave Warren 658 votes to 296 for Smith.

The only county contest was that of magistrate for Fish Pond. Up to Wednesday noon the Little Swamp box had not been heard from, and the outcome of this race is uncertain until Little Swamp is added in the tabulation.

Twelve boxes had been tabulated for all offices except senator. The official and full tabulation will be published in The Herald next week. Following are the totals heard from up to yesterday at noon:

U. S. senator—Smith, 296; Warren, 658.

Lieutenant governor—Harvey, 566; Mauldin, 246.

Railroad commissioner—Shealey, 278; Smith, 534.

Magistrate at Fish Pond Little Swamp not included—Carter, 44; Hill, 72.

ATTENDED BIG CONVENTION.

Bamberg County Farmers Enthusiastic Over Cotton Meeting.

S. S. Williams, of Govan, and H. C. Crum and T. P. McCrae, of Denmark, attended the big meeting of the American Cotton association in Montgomery recently. Mr. Williams, in discussing the convention Saturday, spoke very enthusiastically of the actions of the association, and he is of the belief that great good will be accomplished in the carrying out of the mammoth programme outlined at the association.

Mr. Williams said that the various cotton interests were represented at the meeting, including the spinners, exporters and the banks, and that all of these interests were unanimously agreed that the time has come for the fixing of a fair price for the staple lest farmers entirely quit cotton for other crops. It was generally agreed among the men of big interests that unless the farmers are permitted to make profits on their cotton similar to profits made in other industries, the people will continue to leave the farms for more lucrative employment, and it was pointed out, in support of this argument, that the percentage of farmers moving to the towns is growing larger every year. All the spinners agreed that the planters are entitled to a good price for cotton, and a representative from the English spinners pleaded for the fixing of a high price as the only hope of supplying the European people with clothing.

Mr. Crum stated Saturday that he had during his trip talked with many Alabama farmers, and he found that the boll weevil is eating up the cotton there, and that the damage is greater than in recent years. Many farmers, he said, are expecting no more than three bales of cotton to the plow. During his visit Mr. Crum became very much encouraged over the peanut crop. He says that No. 1 Spanish peanuts are now worth about \$120 per ton, with the peavine hay quoted at around \$30. At these prices, Mr. Crum says the farmers will make good money this year, as the crop is generally good. He has eighty acres in peanuts himself, and many other farmers in his section have planted heavily of this crop.

Political Points.

"And whom did you vote for, Miss Sophy?"

"Well, you see, the Republican was simply stunningly good-looking. But the Democrat had always been perfectly splendid to his family, so I marked both ballots, closed my eyes, shuffled them, put one in the box and tore up the other. Nothing could be fairer than that."—Life.

Read The Herald, \$2 per year.

TOBACCO MARKET DROPS.

North Carolina Opens 50 to 100 Per Cent. Off From Last Year.

A. M. Brabham has handed The Herald copies of the Raleigh (N. C.) News and Observer of September 8 and 9, containing accounts of the opening of the North Carolina tobacco markets. In view of the interest locally in the price of tobacco, we give here a brief summary of the condition of the markets in the north state.

"Tobacco growers in eastern North Carolina are up in arms because of a fifty per cent. reduction in prices for the opening day as compared with last year. Greenville warehouses were closed shortly after the opening yesterday, when, it is reported, the angry farmers refused to allow the sales continued," says the opening paragraph of the issue of the 8th. "Sales were also discontinued at Farmville and Ayden, but the larger markets remained open though the price slumps caused a lot of the weed to be hauled back home and many indignation meetings were held."

The greatest part of the North Carolina tobacco is bright leaf, and very high class, although the prices reported from the various markets were less than prices paid in Bamberg for tobacco that is generally conceded to be inferior to North Carolina bright leaf.

Millions of pounds of tobacco were on sale the opening day. At Greenville the price averaged between 15 and 20 cents a pound, fifty per cent. under last year's prices. More than three-quarters of a million pounds were on sale at Wilson, the largest bright leaf market in the world, and the "cures" were the finest ever offered, though the price was 100 per cent. under last year. At Kinston "initial prices were 35 to 50 per cent. off from those of last year's opening." Last year the average at Kinston was 50 cents. The average price at Goldsboro was 20 cents. The average at Rocky Mount was 25 cents, and at other markets about the same as those given above.

Following the prices offered at the opening, most of the markets declared against selling. Many markets were closed entirely and resolutions were passed by farmers' meetings protesting against the prices.

In the issue of Sept. 9, slightly better prices are noted, but still not near approximating the prices of last year.

In view of the fact that many farmers were dissatisfied with prices paid on the Bamberg market, this should be of interest to the planters of this county. The fact that Bamberg tobacco was placed on the market early saved the farmers here thousands of dollars. Mr. Brabham will be pleased to show the papers referred to to any interested parties.

Denmark Notes.

Denmark, Sept. 15.—Misses Julia and Elizabeth McCrae have returned to Winthrop college, and Miss Ruth Folk to Chicora college.

Misses Clara Wyman and Katherine Faust returned on Wednesday to Converse college. Miss Wyman will enter the senior class. She is a member of the student council and an officer in the Carlisle society. Miss Faust, a member of the junior class, is one of the editors of the college magazine. Last year she won the annual prize for the best literary sketch contributed during the term.

Graham's chapter, U. D. C., will install two drinking fountains in the school buildings as a memorial to the Confederate dead of Denmark and vicinity.

Bamberg's Fair Voters.

To Denmark goes the exclusive honor of possessing all the women of the county who so far are sufficiently interested in politics to register. Up to the time of the closing of the books of registration last Wednesday afternoon, twenty-two of Denmark's fair citizens had appeared before the registration board and secured their certificates entitling them to participate in the elections. The books of registration will again be opened for one day on September 22.

The following ladies have registered in this county, all of them being voters of the Denmark precinct: Olive D. Crum; Priscilla H. Crum, Florence B. Cox, Lillie Cooper, Gussie H. Cooper, Blanch W. Faust, Rosa B. Fanning, Sarah H. Guess, Caroline S. Hoyt, Dorothy E. Hoyt, Annie B. Hooper, Jennie F. Hooton, Beulah Leslie, Hazel Lecroy, Vivian Le-crop, Sarah M. Liles, Mamie B. May-

MANY NEGROES ON FRONT PORCH

HARDING VISITED BY FIVE DELEGATIONS.

Makes Two Speeches.

Several Hours of Demonstration and Oratory Mark Day at Marion.

Marion, Ohio, Sept. 10.—Five delegations of negro Republicans, representing various organizations of the race in the north and the south, gathered at Senator Harding's front porch today and pledged him their support in several hours of characteristic demonstrations and oratory.

In response the Republican nominee made two speeches praising the loyalty and attainments of the nation's negro citizenry and promising that the federal government "will not fail the American negro." He asked that they make service to the country the every day standard of their citizenship, and declared his abhorrence of the use of "brutal and unlawful violence" against the black race or any other class.

In several private conferences Senator Harding also heard the grievances of various negro leaders and assured them he would make a careful study of the situation. Lynching and segregation of the negro federal employees were practices for whose suppression the visitors made a particular plea.

Conventions of negro Baptists, in session at Columbus and Indianapolis, sent the largest delegations and a camp meeting spirit ruled the day's celebration. The first group came in singing "Harding Will Shine Tonight" in parody of a revival hymn and "Amens" and "Hallelujahs" floated heavenward with "Oh, Boys" and "Yon Tell 'Em" as the succession of orators poured out their professions of loyalty to the party of Lincoln and Grant.

Henry Lincoln Johnson, Republican national committeeman for Georgia, headed the group from the national Baptist convention at Columbus, which arrived during the morning and which was the first to be addressed by the nominee. An afternoon speech was to the representatives of the Baptist convention incorporated, which is meeting in Indianapolis, the National Equal Rights League, the African Methodist Episcopal church and the Methodist Episcopal church.

Besides Johnson, those who made speeches included the presidents of both of the conventions; William H. Lewis, of Boston, a former assistant attorney general; Charles Cottrill, of Toledo, former collector of internal revenue at Honolulu; Hallie O. Brown, president of the National Federation of Negro Women's Clubs.

A prayer opened the afternoon meeting which had lasted for nearly two hours before Senator Harding was reached on the programme of speakers. Other speeches followed his, and then the visitors flocked to the front steps of the Harding residence and kept the candidate busy for half an hour shaking hands.

Two hundred thousand votes from negro women were promised the senator by the women speakers, one of whom praised his stand for party government and said the women of her race would claim representation in the government proportionate to their numbers.

At both the morning and evening celebration of Gen. John J. Pershing, an overnight guest at the Harding home, was an added attraction that helped stir the enthusiasm of the visitors. To each crowd he made a short speech praising the service of negro soldiers in the war but not touching on political subjects.

One of those who conferred with the senator during the day was William Monroe Trotter, of Boston, executive secretary of the National Royal Rights league. He asked that segregation of negro employees of the federal government be abolished, and declared afterward that the nominee had given the request appreciative consideration.

field, Louise Matthews, Bessie M. Mayo, Christobel Mayfield, Lida K. Mayfield, Laura G. Sandifer.

The ladies readily give their ages, and do not seem to mind it at all. Friends of the registration board say it will not be any trouble hereafter to get the board together.