RECORDERS CANNOT SENTENCE TO CHAINGANG.

Federal Judge Emory Speer Upon Some Republicans Want Roosevelt Habeas Corgns Writ Releases Man Sentenced by Macon's Recorder.

Saya Such Imprisoment is WitHout Autherity and Uuconstitutional.

Macon, Ga., June 28.—United States District Judge Emory Speer of the western division of the southern district of Georgia today rendered an at Chicago last week for the Vice opinion of far reaching importance, involving the authority of municipal courts all over the country to sentence violators of municipal ordinances to local chain gangs. The case came before Judge Speer on a writ of habeas corpus applied for by Henry Jamison, a negro, for release from the custody of E. A. Wimbish, superintendent of the Ribb county Ga chain gang the Bibb county, Ga., chain gang.
Judge Speer in a lengthy opinion
decided that the superintendent was

without authority to hold the prisoner and directed his immediate release.

Is passing upon the case Judge Speer called attention to the fact that the commitment from the recorder's

more," and that there was no finding of guilt or innocence by the recorder.

"The question involved," said
Judge Speer, "is whether the recorder of Macon can, without any sort of criminal pleading and without the intervention of a jury convict a citizen twice for violation of a municipal ordinance and sentence him to administration continue to be popular it would be a most potent factor with public changang, the punishment to be suffered in a branch of the penishment. Might not his ambition impel him to seek still another term? That is itentiary." Continuing, he said:
"Can it be maintained in the light

of the constitution that one man, under any form of procedure devised or to be devised by local legislation, can consign men, women and children to a chaingang for such trivial offenses as are within the jurisdiction of a police magistrate?"

INVECTIVE INDULGED.

Judge Speer severely scored the chain gang methods and said:
"Indeed it may be with entire accuracy declared that the voluminous and exhaustive preparation of the city attorney and the subsequent examination by the court has evoked no shred of authority, either American or Euglish, where a sentence by a police magistrate to a public chaingang, with the ignominous accessorees of fetters, the stripes, lash and of the degradation of convict life has been sustained or even palliated. Under the American system the chain gang has no place in the jurisdiction and procedure of police courts where trial by jury is not a right of the accused."

He then declared the sentence of cannot be judge of infamy. "Like thousands of oppressed and downtrod-den," he said, "through all the coun-tries since that glorious day in the history of the human liberty when the great charter made forever imper-ishable the principle that no freeman may be taken or imprisoned but by the lawful judgment of his peers or by the law of the land,' he applied for the great writ or fight, the rite of habeas corpus, and he humbly seeks the portals of the court whose judges are sworn to know no difference between the rich and the poor, where justice ever hends the listening ear to eatch the plaint of the humble and the lowly. If," he said further, "the prayer of the petitioner must be denied, then the statute authorizing the United States courts and the judges thereof to issue the writ of habeas corpus to protect the rights of the citizen guaranteed by the national constitution have at last been suc

cessfully nullified." THE COLOR LINE.

Judge Speer declared that the argument had been advanced by a road commissioner that while a sentence to the chain gang would forever ruin a white man previously respectable it had no such effect on a respectable negro. He held that such considerations do not appeal to a court charged with the equal enforcement of the law, and he did not believe they met the appro-bation of the best people of the Southern States nor were they conducive to the welfare of the south or hopeful for

Judge Speer concludes with an argument made by him 20 years ago and which he reaffirms. In this he said that "though the color line expert may so declare, this is no color line case. It will be a white man, aye white child and a white woman tomorrow. In this court the law is equal and for all."

A Flourishing Business.

A prominent actor tells this storry about two brother players and their experiences in a Maine temperance ded, "must be of the right kind. He town. Feeling in need of alcoholic must not be like the Greek I heard of refreshment, they made application at the local drug stores, but were told that stimulants were sold only in cases of snake bite. The actors had about decided to content themselves with such refreshment as the town provided when they heard that a certain resident owned a rattlesnake which he kep as a pet. Securing his address, they called on him and offered to hire his snake for use in some

scientific experiments.

"Nothing doing!" answered the owner. "He's booked solid for four months ahead."—Harper's Weekly.

Chamberlain's Colic, Cholera and Diarrhoea Remedy.

This remedy is certain to be needed in almost every home before the summer is over. It can always be depended upon even in the most severe and dangerous cases. It is especially valuable for summer disorders in children. It is pleasant to take and never fails to give prompt relief. Why not buy it now? It may save life. For sale by China's Drug Store.

C. P. Osteen, M. D. No. 18 W. Liberty St., (Over Osteen's Book Store),

SUMTER, S. C.

AFRAID TEDDY WILL

WANT A THIRD TERM.

to Abjure 1908.

in the party who profess concern about his intentions in 1908. It is hardly necessary to mention that they are the publicans who themselves have an eye on the nomination. Their hands were seen in the manipulations Presidency. They are now setting about to secure some declaration from the President, if possible, that he does not intend, if elected in Nov-

ember, to be a candidate again.

If elected, Mr. Roosevelt will have had seven and a half years in the White House. In 1908, strictly speak-ing, he would not have had the traditional two term in office, all that any American has ever been honored with by the people. As no Vice President has ever succeeded to the office of President and then been nominated in his own right, the question of his renomination might become a very earnest one. His case would differ somecourt "was a sentence and nothing what from the case of Grant, and likewise from the case of Cleveland, for whose selection as the Democratic candidate there is now considerable support. By the time the next Republican national convention meets Mr. Roosevelt will still lack several months of being fifty years old. He will be in the prime of life, and should his

> what the Presidential aspirants fear, and even while the campaign is just beginning, they are talking among their friends how to obtain some positive assurance on the point from the White House. They reason that if the President should get a re-nomination in 1908 it would blast all their Presidential hopes. In these strenuous times there is an age limit beyond which the people will not go in selecting their Presidential candidates.

Senator Fairbanks, who was hailed at Chicago by some of his admirers as the logical successor of Roosevelt in 1908 will by that time be fifty-six years of age: by 1912 he would be sixty, but it would be a long time to wait and time does not always favor an aspirants chances.

Then there is the Secretary of the Treasury, Mr. Shaw, who is known Dear little summer girl, what a flirt! to have the Presidential bee. It will Spending dad's money on ruffles and be remembered that he stuck closely to last week's convention at Chicago, kept himself much in the view of the delegates, and had an eye out for Then there's an end to the summer everything going on that could have girl pace. He then declared the sentence of the recorder void, for want of due process of law and because one man most fifty-six, but by 1912 he would be sixty-four, an age probablfy too advanced for a presidential nominee. Senator Foraker is one of the eminent Republicans interested in the question, for he, too, has been spoken of in connection with the Presidential office, and is known to cherish some ambitions in that direction. By 1908 he will be sixty-two, and could have little hope of winning a nomination at any convention subsequent to

Gov. Odell, of New York, who is said to be inflicted with a Presidential longing more than any of the others already mentioned is now fifty years old. He is known to view with impatience any prospect that the lists might not be open before 1912. He would still be eligible as to age, but next January the Governor goes out of office.

Ex-Secretary Root is too loyal to President Roosevelt to have a hand in any efforts to ascertain his intentions as to the campaign of 1908. Mr' Root L.d often been spoken of as a futrue Presidential possibility. He is an older man than he looks, being now several months past fifty-nine. He

would hardly be eligible after 1908. While the movement to ascertain the President's intentions is still in embryo, enough has been heard to indicate that the question will be pressed to the front by the Republicans most interested. They will move, of course, under cover, but with no less determination on that account.

Fewer gallons; wears longer; Devoe.

When bilious take Chamberlain's Stomach and Liver Tab ets. For sale by China's Drug store.

Not His Own Time.

Charles M. Schwab, on the day he sailed for Europe on the Kronprinz Wilhelm, said that he believed America offered to workingmen more opportunities than any other country.

recently.
"This chap, having come to America, secured a good laboring job lat \$11 a week. But he did not get on well. He was continually afraid of doing more than he was paid for.

"They say that a gentleman, passing one day the new building the Greek was working on, saw him lying on his stomach on the sidewalk. His face was pale; a succession of loud groans arose from him. " 'What is the matter with that fel-

low?' the gentlman said. "An Irishman replied that he was

sick "Well,' said the gentleman, 'if he is sick why doesn't he go to the hospital and get some relief?'

"The Irishman laughed scornfully. "'Do you think he'd go to the hospital in his dinner hour?' he said."

The pill that will, will fill the bill, Without a gripe. To cleanse the liver, without a quiver,

Take one at night. so certain in results that no one who uses | cine. After using them for a few days I thee is disappointed. For quick relief began to realize that I was getting better. from biliousness sick headache, torpid I gave up the doctor's prescription and liver, jaundice cizziness and all troub e- have gained 20 pounds while using two arising from an inactive, sluggi-h liver. boxes of these tablets. I never felt better Early Risers are unequaled. Said by (). in my life, and accredit Rydale's Stamach B. Davis.

Prospective Demands of Japan.

It has been comparatively recently that Russia was announcing to the world at large that at the close of the war that is now being waged it would exact its full pound of flesh and would brook no outside interference or advice national press is calmly discussing at present what demands Japan will make at the conclusion of hostilities, as though utterly oblivious to the pos-sibility of Russia having any "say so" in the matter.

It is not often the a conquering nation reaps the full benefit of her victory. A Peace Congress, composed of representatives of all the other powers, are very fond of dividing out to be here without having to be callamong themselves the fat and fragrant | ed." chesnuts, while kitty is licking her singed paws.

Japan, however, has had one such experience and is not, therefore, liable to make any mistake this time. When she defeated China she saw Russia and Germany quietly appropriate the fruits of her victory. And the Congress of Berlin also stepped in to prevent Russia from bleeding the Turk too freely in 1878.

On the other hand Germany was given an unobstructed hand in regard to France in 1871, because her territorial acquisitions were formerly Teu-tonic, and, hence, her terms were considered moderate, as were those that we imposed upon Spain in 1898.

Japan, therefore, will in all probability restrain herself, if the victor, sufficiently to give neither Germany nor France—of whom alone she has cause to be suspicious—any grounds for interference.

If she does this, backed by the advice of John Bull and the sympathy of Uncle Sam, she can reasonably look to having her rational terms accepted without pour parlers. - August Chronicle.

THE SUMMER GIRL.

Dear little summer girl, pretty and

Dear little summer girl, dainty and Dodging the freckles and courting the

Falling in love with most any old man, Having the time of her life, while she

Dear little summer girl, reckless and

Marry? yes; he'll have a ten-a-week-

-Cleveland Leader.

A Great Ruler.

One of the greatest of rulers is the liver. It governs the human organism. When the liver is out of order the whole system becomes diseased. Keep your liver healthy by using Rydale's Liver Tablets. They cure all liver trouble. They cure constipation. Your money back if they do not give satisfaction. All dealers.

J. J. Hill stands high as an industrial and economic anthority and what he has to offer on these subjects is well worth attention. General business, he says, is contracting. It was first apparent, and is now most evident, in manufacturing enterprises. The railroads are public carriers, and if the public has nothing to carry, the railroads can do no business. As traffic decreases they must mark up their rates or lose money. Wages must go down, and working forces be lessened. The railroads are dropping men because there is not work enough for all of them. The whole question falls back primarily upon decreasing business and the reason for it. The principal one is that the demand for the products of the United States is not now commensurate with the supply.

Brutally Tortured.

A case came to light that for persistent and unmerciful torture has perhaps never been equaled. Joe Golobick of Colusa, Calif, writes. "For 15 years I endured insufferable pain from Rheumatism and nothing relieved me though I tried every-thing known. I came across Electric Bitters and it's the greatest medicine on earth for that trouble. A few bottles of it completely relieved and cured me." Just as good for Liver and Kidney troubles and general debility. Only 5 c. Satisfaction guaranteed by J. F. W. DeLorme.

Pittsburg, June 29.-Over 500 homes, business houses and school houses, a short distance from Pittsburg on the Panhandle railroad, were inundated in from two to ten feet of water in Robinson Run Hollow and the Chartiers valley by the cloudburst there last night. Many buildings and bridges were washed away, horses and cattle were drowned and at least one life was lost. The loss amounts to \$500,000. The Murchland sisters, who conduct a millinery store at McDonald, narrowly escaped death in the flood. Their store was washed from its base with the three women in it. They were rescued by Charles Cameron, who waded out to the building and carried out the sisters one by one.

Nervous Dyspepsia Cured by Rydale's Stomach Tablets.

Mr. R. E. Jones, buyer for Parker & Bridget, whose large department stores are located at 9th and Penn Ave., Wash ington D. C., writes, under date of April 14, '04, as follows: Last February one year, while in New York on business for my house, I caught a severe cold, which laid me up for several weeks and left me week and nervous. I had little or no appetite and my digestion was very poor. my physicians could not get at the cause of my trouble as my digestion seemed so much impaired. I decided to try Ry-Dewitt's Lit le Early Ri ers are small to dale's Stomach Tablets, being assured by take, easy and gentle in effect, yet they are a friend they were good dyspepsia medil'abiets with naving cured me. I can re commend them most heartily, to sufferers Hunt's Round Pointed Pens for sale from nervous indigestion and general run. J. L. McCellum, down conditions of the system. All dealers.

OUGHT TO BE ABOLISHED,

This is What Judge Purdy Says of the Office of Court Crier.

Bennettsville, June 29.-Court lasted only two days this week. Two negroes were tried for stealing bicycles and another for cutting a white Washington, June 28.—Now that the regard thereto. We remarked at the president Rooseevelt has the Republican nomination and strong chances of election, there are several gentlemen in the party who profess concern about the provision is found in the fact that the provision is found in the fact that the interest of the provision is found in the fact that the interest of the provision is found in the fact that the in Monday afternoon and said that he forgot the day for Court.

Judge Purdy senthim to jail for the night, and remarked that he thought the officer of Court crier ought to be abolished. "It causes confusion in the Court," said the Judge, "and is largely responsible for the failure of witnesses and jurors to be in their places. Every man who has business in court ought

CLEVELAND THE FAVORITE.

Gorman is Said to Favor His Nomination.

Washington, June 29.—The betting here to-day is that Grover Cleveland will be the Democratic presidential nominee. Gorman recently told a friend that he disliked Cleveland personally and politically, but under the circumstances he would support him, as he is the only man that can

Gorman said that Cleveland would carry Maryland, Delaware, New Jersey. New York, Connecticut, Rhode Island, and possibly Massachusetts, while the South would be solid for him.

Millions of investment capital from the North has poured into the South during the last few years. The men who are furnishing the money have taught the South that Cleveland is the strongest man in the party. The business interests of the whole country are for him.

The change of sentiment to Cleveland is the result of a conference here between Gorman, Smith, of New Jersey, McLean, Guffey and others, when it was decided to put Cleveland before the convention and support him to the last.

Gorman thinks Parker will never receive over four hundred votes in the convention and many of these will eventually go to Cleveland.



regulate the bowels, and are un c unied as an

anti-bilious medicine,

to malarial districts their virtues are widely recognized, as they possesseculiar properties in treating the system from that police. Elegentic sugar coated.

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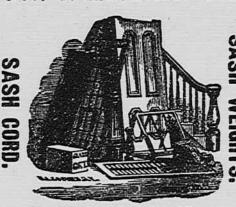
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Lv Glenn Spgs. 9 00 am Lv Spartanb'g 4 10 pm Ar Roebuck 9 35 am Ar Roebuck 4 25 pm Lv Roebuck 9 45 am Lv Roebuck 3 35 pm Ar Spartanb'g 10 00 am Ar Glenn Spgs. 5 25 pm H. S. SIMPSON, President.

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Read up Read down No 141 No 143 No 142 No 140 2 15 pm 7 00 am Lv Sumter Ar 9 15 am 5 45 pm 11 40 am Ar Charleston Lv 3 20 am 7 10 am 11 40 am Ar Columbia Lv 7 20 am 3 10 pm 6 55 am 12 30 pm Ar Augusta Lv 6 10 am 10 55 pm Ar Atlanta 10 55 Lv 10 55 11 45 pm 11 45 am 5 30 am Ar Birmingham Lv 5 20 4 10 pm 8 30 pm 11 10 am Ar New Orleans Lv 9 20 am 12 35 am 3 30 pm Ar Spartanburg Lv 3 30 10 35 am 1 30 am 4 55 pm Ar Greenville Lv 4 55 9 40 am 7 05 am 7 15 pm Ar Asheville Lv 7 40 am 8 15 pm Ar Louisville Lv 8 30 am 7 30 pm Ar Cincinnati Lv 2 00 pm Ar Camden Lv 6 00 pm 9 25 arr 8 35 pm Ar Rock Hill Lv 8 10 am Ar Charlotte Lv 9 40 am 9 50 pra Ar Washington Lv 9 45 am Ar New York Lv 3 25 pm 4 15 pm

Trains 142 and 143 make close connection at Sumter Junction with 117 going Noisa via Camden and Rock Hill, and No. 118 for Charleston and Atlanta via Augusta or Co-

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" 54 Columbia to Wilmington 8 10 am 9 20 am Gibson to Sumter Leaves 9 21 am Charleston to Columbia and Greenville Orangeburg to Charleston (Tuesd'y, Thursd'y, Saturd'y) 9 25 am 6 20 pm Greenville and Columbia to Charleston 6 30 pm

Augusta to Florence Sumter to Gibson 6 50 pm Charleston to Orangeburg (Tuesd'y, Thursd'y, Saturd'y) " 8 15 pm Wilmington to Columbia Freight Trains carrying Passengers.

Irain *24 Sumter to Hartsville Leaves 10 00 am Leaves 1 00 pm *19 Florence to Robbins Leaves 4 30 pt *20 Robbins to Florence

Arrives 7 40 pm *25 Hartsville to Sumter Northwestern Railway. Arrives 9 00 and Train *70 Camden to Sumter

*71 Sumter to Camden Leaves 9 36 am *68 Camden to Sumter 5 45 pm 'Arrives 12 30 pm *72 Wilson Mill to Sumter Leaves 3 00 pm *73 Sumter to WilsonMill *69 Sumter to Camden 6 25 pm

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