

The Watchman and Southron.

THE SUMTER WATCHMAN, Established April, 1850.

"Be Just and Fear not—Let all the ends Thou Aims't at be thy Country's, Thy God's and Truth's."

THE TRUE SOUTHRON, Established June, 1866

Cosolidated Aug. 2, 1881.

SUMTER, S. C. WEDNESDAY, NOVEMBER 22, 1905.

New Series—Vol. XXV. No. 18

The Watchman and Southron.

Published Every Wednesday,
—BY—

OSTEEN PUBLISHING COMPANY,
SUMTER, S. C.

Terms:
\$1.50 per annum in advance.
Advertisements:
One Square first insertion.....\$1.50
Every subsequent insertion..... 50
Contracts for three months, or longer will be made at reduced rates.
All communications which subscribe private interests will be charged for as advertisements.
Obituaries and tributes of respects will be charged for.

THE CLEMSON COLLEGE CAR.

Itinerary of the Exhibit on Wheels.
The Car Now at Calhoun.

Clemson College, November 16.—Professor C. L. Newman, who has charge of the fitting up of the Clemson College car, soon to go on a tour of the lower part of the State, gives your correspondent the following information:

The handsome day coach loaned Clemson college by the Southern railway is now sideracked at Calhoun. This coach is being remodeled so as to adapt it to the special use of the institute workers for both a moving residence and for the exhibition of various illustrative materials from the different departments of the college. These exhibits are being rapidly gotten together and the car will be ready to move to the first appointment by the end of the present week. This is one of the most important steps that Clemson college has taken for the instruction of the farmers in particular, and the people of the State at large. Since institutes were held throughout the northern half of the State in July and August, those to be held in November, December and January will be confined to the southern part of the State.

The institutes already arranged for are as follows:

Lexington, November 21; Batesburg, 22; Trenton, 23; Aiken, 24; Wilkiston, 25; Blackville 27; Barnwell, 28; Allendale, 29; Islandton, 30; Denmark, December 1; Bamberg, 2; Branchville, 4; St. George, 5; Summerville, 6; McClellanville, 9; Mt. Holly, 11; Bonneau, 12; Sampit, 13; Kingstree, 14; Lake City, 15; Pee Dee, 16; Wainamaker 18; Loris 19; Homewood 20; Conway, 21; Society Hill, January 3; Hartsville, 4; (a) Lamar, 5; (b) Timmonsville, 5; Cameron, 6; St. Matthews, 8; Ft. Motte 9; Kingsville, 10.

FOR LIBRARY DAY.

Official Notice Given by Superintendent Martin.

Columbia, November 16.—State Superintendent of Education Martin has designated December 15th as Library Day in order that more funds might be raised for school books. The following letter has been issued:

County Superintendent, Teachers and Trustees:

The legislative appropriation for this year will allow for the establishment of 200 more libraries and for the increase of a great many of those established last year. The establishment of 200 new libraries and the increase of 100, would mean that at least 25,000 first class books would be placed in the hands of the public school children before the year closes. When the new year begins, we shall have to wait about two months for another legislative appropriation is not exhausted. I have therefore designated December 15th as Library Day, to be observed by the schools of the State with the hope that we may arrange on that day for securing the 25,000 books. I suggest, therefore, that you use that day for some form of public exercises, recitations, lectures, charades, dialogues, oyster supper, phonograph, stereopticon or some other form of public entertainment of your own choosing, to which an admission fee should be charged. Let us do all we can to arouse interest and provide funds for this important work before the year closes. After December 31st this appropriation will be no longer available. We shall have to wait until after the adjournment of the legislature before next year's appropriation can be used. Let us have a grand rally on December 15th and a good report from every section of the State.

O. B. Martin,
State Supt. of Education.

Columbus, Ga., November 16.—More than 2,000 bales of cotton were destroyed, about 1,000 bales badly scorched and several hundred bales damaged by fire which started in grounds used jointly by the Central of Georgia railway and the Atlantic Compress Company today.

BRICE LAW IN THE COURTS.

Two Orders Obtained From Chief Justice Pope.

Newberry, S. C., November, 16.—The dispensary fight against the Brice law by Messrs Bellingier and Welch and John G. Capers continues. Major Robert H. Welch appeared before Chief Justice Y. J. Pope at Chambers today and secured two orders in connection with this matter. In both matters the petitioner is Adam Ault, a resident taxpayer of the county of Newberry. In the first petition he sets out that out of the net income derived by the State from the sale of liquors in this state under the dispensary law, after apportioning the required amount to the deficiencies existing in the various counties of the State, there is still remaining in the State Treasurer's hands, subject to payment on the warrant of the Comptroller General, a large surplus subject to apportionment by the Comptroller General, and he contends the common schools of Newberry are entitled to a portion of said surplus. That the said Comptroller General threatens and is about to apportion said surplus fund, as to deprive the common schools of Newberry of any part thereof, and refuses to draw his warrant in favor of schools for any amount whatsoever.

The petition then quotes Article X-1, Section 12, of the Constitution and certain acts of the General Assembly and states there is no warrant of law for refusing to the common schools of Newberry county, a portion of said surplus, unless it be found in the so-called Brice Act, which said Act is, as petitioner respectfully contends, null and void, inasmuch as it contravenes said Article X-1, Section 12, of the Constitution of this State.

Petitioner prays that said Brice act be declared unconstitutional, and that the Comptroller General be restrained from paying out to and drawing his official warrant for the sum of \$533.56 (or any part thereof, in favor of the common schools of any county other than Newberry county, and that he be directed to draw his official warrant in favor of the common schools of Newberry county for their proportion to the enrollment of in said public common schools.

The order signed by Chief Justice Pope in response to this petition directs that Comptroller General A. W. Jones, the respondent, show cause before the Supreme Court, at Columbia, on December 4, why the prayer of the petitioner should not be granted, and that he be enjoined and restrained from paying out or drawing his official warrant for \$533.56, which sum, it is alleged in the petition, would be apportioned to the public schools of Newberry, were it not for the provisions of the Act commonly called the Brice Act.

In the second petition the county board of control of Newberry and Dispensary Commissioner W. O. Tatum are made respondents. The petitioner being the same as in the petition above referred to. The petitioner sets out the dispensary law, and the Brice Act, and contends, on grounds now familiar to the public, that the Brice Act is unconstitutional. Wherefore the petitioner prays: "That the said act be declared unconstitutional, null and void, that the said county board of control be enjoined from keeping said dispensaries in Newberry county closed, and be compelled by the order of the Court to open the same in pursuance of the valid law of the State, that the said dispensary commissioner be enjoined from refusing to furnish said liquors to the county dispensers, and be decreed by the order to furnish the same pursuant to the valid laws of the State," etc.

In response to this petition, Chief Justice Pope signed an order, which reads in part as follows: "That the respondents, as the county board of control of Newberry county and dispensary commissioners do show cause before the Supreme Court of this State, in its court room, in the city of Columbia on the 4th day of December, 1905, at 10 o'clock a. m., why the prayer of the petitioner herein should not be granted."

Major Robert H. Welch returned to Columbia tonight.—News and Courier.

BIG FIRE IN KNOXVILLE.

The Loss Estimated to be Fully \$100,000.

Knoxville, Tenn., November 18.—The fire that started early this morning in the building of Suttle & Belsler, spread across the alley to the clothing store of Bickley, McClure & Co. The loss will be near \$100,000.

In compliance with the request of the board of directors Col. T. C. Duncan has removed his private office from the Union Cotton mill.

THE COTTON CROP.

Bullish Cotton Report of National Ginners.

Dallas, Texas, November, 19.—The cotton report of the National Ginners' Association was made public today, one day sooner than intended. The reason Secretary Blackwell said was because a portion of the report had "leaked."

He did not know how this had happened, he said. The report is as follows:

"Our summary of reports show that there has been ginned to Nov. 14, 1905, total 7,411,359. The crop is 84.7 per cent. picked and 78 per cent. ginned, indicating a crop for this year of 9,459,793. Following is the report by States: Alabama ginned 938,030 and 89.7 picked; total crop 1,141,854. Arkansas ginned 264,120 and is 67.2 per cent. indicating a crop of 446,880. Florida ginned 54,180 and is 92.1 per cent. picked; total crop 78,140. Georgia ginned 1,437,750 and is 94.3 per cent. picked, indicating a crop of 1,577,379. Indian Territory ginned 167,340 and is 68.4 per cent. picked; total crop 262,911. Kentucky ginned 822, and is 67.8 per cent. picked; total crop 1,560. Louisiana ginned 313,390, picked 75.4 per cent.; total crop 530,868. Mississippi ginned 706,914; picked 74.3 per cent.; total crop 1,097,000. Missouri ginned 20,140; picked 68.7 per cent.; total crop 37,190. North Carolina ginned 507,580; picked 93.7 per cent.; total crop 563,307. Oklahoma ginned 161,480; picked 70.2 per cent.; total crop 260,460. South Carolina ginned 982,780; picked 94.3 per cent.; total crop 999,367. Tennessee ginned 146,250, picked 74.2 per cent.; total crop 243,070. Texas ginned 1,788,144; picked 84.4 per cent.; total crop 2,205,424. Virginia ginned 10,728; picked 74.2 per cent.; total crop 15,320."

RUSSIAN STRIKE OFF.

The Workmen Decide to Resume Work Temporarily.

St. Petersburg, November 18.—A decision to call off the strike was reached at a meeting of the workmen this morning. The resumption of work will not be permanent, however, as the meeting resolved to put into operation a system of strikes of which the purpose is to stop all work in the city at frequent intervals, until the government yields to demands of the working classes. At one meeting of workmen held today a speaker worked up the crowd to the point of frenzy by calling down on the officials curses of every description, while solemnly making the sign of the cross while he spoke. He urged his hearers not to reply on the Czar, whom he declared is practically a prisoner in his palace.

CLEMENCY BESOUGHT.

Governor Heyward Asked to Respite Williamsburg Murderer.

Columbia, November 20.—Governor Heyward today received an eleventh hour petition from Lawyers Lee & Askins, asking that the death sentence of a negro named Epps Snowden, who has been sentenced to hang at Kingstree, Williamsburg county, next Friday, be either commuted to life imprisonment or that he be respite until the case can be looked into. The ground for asking for executive clemency is that the killing was done in sudden heat and passion. But the governor is not favorably impressed with the belated petition, still he does not like to shut a man off from his right of appeal for executive clemency at the last moment, and he has taken the matter up with Judge Watts, who tried the case, and will give his decision within 24 hours. The likelihood is that Snowden will hang next Friday according to program.

COLUMBIA SENSATIONS.

Injunction Against Water Power Company Issued—Constables on Duty in Union.

Columbia, November 18.—Ex-Assistant Attorney W. H. Townsend today secured a temporary injunction from Judge D. A. Townsend, at chambers, in Union, forbidding the Neill's Shoals Power Company of that place, from stopping the flow of the river at that point "to the inestimable damage to the interests of the Columbia Water Power Company."

The rule is made returnable before Judge Townsend at Yorkville.

Governor Heyward today decided to send the dispensary constables back to Union, the situation there having become intolerable in the eyes of several county officials. But the constables will be withdrawn from Spartanburg and Greenville counties.

AN IMPORTANT DECISION.

Judge Brawley Files Order in Building and Loan Cases.

In the United States Circuit Court, Judge Brawley filed yesterday morning his opinion in the eight building and loan cases recently heard at Greenville.

The main question in the case was whether or not in the final settlement borrowers were entitled to credit upon their bonds for all the monthly payments made, whether in the shape of intalments on stock, or interest or premium. It was admitted that they were entitled to credit for payments on account of the first two items, but counsel for the receiver contended that payments on account of premium were not to be so credited, supporting their contention upon the decision of the United States Circuit Court in this State in 1903, in building and loan association against Alexander, wherein it was held that by the terms of the contract payments on account of premium were excluded. The referee sustained this contention and held that payments for premiums should not be allowed.

The opinion just filed reverses this report, holding that the contract in this case was not precisely identical with that in Alexander's case, and that the opinion in the last named case was not conclusive upon the question which the court is now required to exercise its independent judgment, and that under the principles announced by the Circuit Court of Appeals in the case of Building and Loan Association against the Edgefield Hotel Company in 1904, the borrower was entitled upon final settlement to be credited with all payments made on account of interest and stock as by the terms of the contract the building and loan association was not entitled upon final settlement to receive anything more than the principal sum loaned, with interest thereon at the rate of 8 per cent. per annum, this form of contract having been adopted by the building and loan associations so as to avoid the decisions relating to usuary, and that there it was differentiated from the ordinary building and loan contracts.

Messrs. W. D. Willis and W. A. Wimbish, of Atlanta, and T. W. Baccot of Charleston, represented the receiver; William H. Scott and Messrs. S. J. Simpson, J. T. Hay, Haynsworth & Patterson, and McCullough & McSwain, Wilson & Wilson and W. R. Richey represented the defendant, who were citizens of Spartanburg, Greenville, Laurens, York and Kershaw.

The report of the referee in the case of the same receiver against Anna E. Hart and O. B. Simmons was affirmed, the report being in favor of the defendants named and resting upon other grounds than those considered in the main cause.—News and Courier.

A TERRIBLE ACCIDENT.

Mother and Baby Fall Into the Fire and Fatally Burned.

Lancaster, November 15.—While Mrs. Hinson, wife of Mr. John Hinson, of Flat Rock Township, was standing by the fire in her room, a few mornings ago, holding her baby in her arms, she suddenly ainted and fell on the burning fagots, the child falling into the flames with her.

The cries of the infant attracted the attention of Mr. Hanson and his brother-in-law, Richard Starnes, who were in another part of the house. They rushed to the rescue of the unfortunate woman and her child as quickly as possible, but not in time to save them from serious, if not fatal, injury. Both were most horribly burned, and it is extremely doubtful that either will recover.—News and Courier.

EXPLOSION IN COLUMBIA.

Probate Judge Cobb Fatally Injured By Gas Exploding in Vault.

Columbia, November 20.—As Judge of Probate W. H. Cobb opened the fire proof door to the vault containing the records of his office this morning he struck a match before his sense of smell warned him that gas had been freely leaking in the locked chamber during the night. There were two explosions, which wrecked the office, threw the outer door from its hinges and shattered the windows of adjoining offices and those on the second floor. The first explosion knocked Mr. Cobb across the office, his stiff hat being crushed into the shape of a patent opera hat against the opposite wall. He was carried in an unconscious condition to the Columbia Hospital, where it is felt he cannot live. The second explosion was of gas which rushed past Judge Cobb and ignited from the open fireplace.

A MATTER OF HEALTH



ROYAL
BAKING
POWDER

Absolutely Pure

HAS NO SUBSTITUTE

A Cream of Tartar Powder
free from alum or phosphatic acid

INTOLERABLE CONDITIONS.

Greenville Anxious to Keep Constables—What Sheriff Gilreath Says.

Greenville, November 19.—Word that Governor Heyward will remove the constables from this county was received with regret by many citizens, as there is a strong sentiment here in favor of retaining the constabulary and putting on the half mill tax.

It is said 90 per cent. of the taxpayers are in favor of paying the tax to have the constables remain and the city and county officers without exception are in favor of retaining the constabulary. It is said the constables were sent back to Union after having been removed on account of some of the county officers of that county declaring the conditions in that county as intolerable.

The officers here are free to state as many citizens are, that the condition here will be intolerable when the dispensary is closed and it is desired that the constables remain here. "An experiment in this county," said Chief Becknell, "is not necessary. A blind man can see that the blind tiger are already opening up, and today we see the effects of the talked of removal of the constables.

Sheriff Gilreath is willing and ready to do his duty, but he says the constables are a necessity to the proper enforcement of the law. He will do all within his power to keep down the lawlessness without the constables, but he says there is more than he can possibly do.

"Do you know this will be the worst blind tiger county in the State?" said the sheriff, speaking about the removal of the constables. "Why," said he, "Union has few government distilleries from which to sell on the side and few illicit plants. Spartanburg has few government distilleries and comparatively no illicit plants, while Greenville is full of both government and illicit plants, and the latter have never been getting in better work."

He expects to see the governor personally about the matter and nobody is in a better position to know conditions than the sheriff.

The cotton mill presidents, the bank presidents, the largest taxpayers in the city and county, in fact almost all citizens want the constables retained and Governor Heyward will doubtless be deluged with personal communications relative to the matter between now and the time the dispensaries are closed.

The taxpayer argues that the better the police protection the more valuable his property and the business man believes the half mill tax will be a paying investment.—The State.

TAX ON THE DOG.

Estimate of the Amount Received for Schools.

Columbia, Nov. 16.—Within the next two weeks Comptroller General Jones will figure out the amount of dog tax by the county treasurers and notify the county superintendents of education and the State superintendent of education exactly how much to each county. The law states that this money must be distributed as other school money, and it is presumed that this means that each county receives its own share, and it is not distributed according to enrollment as is the dispensary money.

The comptroller general is not prepared to make an estimate on the amount received, but the state superintendent of education thinks that it will run at least \$50,000 this year.

TERRIBLE DISASTER AT SEA.

One Hundred Go Down With Ship in English Channel.

London, November 19.—The Southwestern railway's cross-channel steamer Hilda was wrecked this morning off St. Malo, on the north coast of France, and it believed that 100 or more of her passengers and crew were drowned. The Hilda left Southampton Friday for St. Malo with considerably more than 100 souls on board. Her passage was greatly delayed in a fog in the channel and when nearing St. Malo she ran into a severe snow storm, apparently missing her course and foundered on the rocks off Jardin lighthouse, three miles from St. Malo.

The company's steamer Ada, outward from St. Malo, rescued five of the passengers and one of the crew. These are now on the way to Southampton. There is an unconfirmed report that 70 have been saved.

The crew numbered 26 and there were about 100 passengers all Frenchmen, the majority being onion dealers from St. Briaire and neighborhood.

Gloom at St. Malo.

St. Malo, France, November 20.—This town presented a desolate scene this morning following the wreck last night of the Southwestern railway's cross-channel steamer, Hilda, in which it is believed hundreds of lives were lost.

The news of the disaster spread quickly and this morning great crowds of people swarmed from the town to the seashore and took positions on the rocks waiting to see if any other victims would be washed up.

In the throngs were many men and women who had relatives on the ill-fated steamer, who were anxious for a chance to identify any of the bodies which might come ashore. The distress among these mourners was pitiful. Men and women with tears streaming down their cheeks stood for hours on a sad watch. The gloom of the catastrophe has spread over the whole town and for the time being every other thought has given way to grief caused by the loss of so many lives.

Fifty-One Bodies Recovered.

St. Malo, November 20.—Reports received this morning from the points along the coast show that one bodies of the victims have been recovered.

Only Six of

Southampton, England, Nov. 20.—The officers of the railway company to which the steamer Hilda belonged was crowded today with persons seeking information, regarding friends and relatives whom they believed to have sailed on the lost vessel. An official message received by the company from St. Malo today says that 129 persons were aboard the Hilda, of which 101 were passengers, and a crew of 28. Only six were saved so far as is known, making the total number lost 123. According to reports received here 57 bodies have been recovered so far. Among these are the bodies of Captain Gregory and Chief Officer Pearson.

Savannah Has Subscribed \$4,000.

Savannah, November 19.—The local committee for the relief of the Jews in Russia tomorrow will make another considerable remittance to the central committee in New York, bringing Savannah's total subscription to the cause up to \$4,000. Gentiles as well as Jews have subscribed liberally to the fund.