

RACE FOR JUDGE IS CLOSE.

FOUR CANDIDATES FOR ASSOCIATE JUSTICE BUNCHED.

Memminger, Watts, Fraser, Bonham, Running Neck and Neck in the Order Named.—Memminger Has Small Lead But Fraser Gained on Second and Third Ballot.

Columbia, Feb. 8.—At noon the joint assembly commences balloting for the fifth Justice of Supreme Court, the candidates being, Circuit Judge, Memminger of Charleston, and Watts of Cheraw, Representative Thomas B. Fraser, of Sumter, former Adjutant General Milledge L. Bonham, of Anderson and Mr. W. B. Gruber of the Walterboro bar.

Columbia, Feb. 8.—When Joint Assembly convened at noon to elect a Justice of the Supreme Court, nominations were made as follows:

Judge Robert Withers Memminger of Charleston by representative Vanderserst; seconds, Senator Weston, Representatives Davis Sawyer, Williams, Boyd, Wells.

Judge Richard Cannon Watts of Cheraw, by Representative W. F. Stevenson; seconds Senator Lawson, Senator Wharton, Representative Miller.

Hon. W. B. Gruber, of Walterboro, by Senator Bates, of Barnwell; seconds, Representatives Mitchum and D. L. Smith of Colleton.

Hon. T. B. Fraser, of Sumter, by Senator Alan Johnstone of Newberry, seconds, Senator Clifton, Representatives Dick, Isaac Edwards, Reaves, Belser.

Hon. Milledge L. Bonham, of Anderson, by Senator Sullivan, seconds, Representatives Watson, Ayer, Cary, K. P. Smith, C. D. Smith, Scott, Hopkins.

The first of the three ballots which it had been agreed should be taken at this sitting of the joint assembly resulted as follows:

Total vote cast, 156; necessary to a choice 79; distribution of ballots, Memminger, 39; Watts, 35; Fraser, 33; Bonham, 30; Gruber, 18.

The second ballot, total vote cast, 145; necessary to a choice, 73; Memminger, 38; Watts, 37; Fraser, 35; Bonham, 30; Gruber, 15.

The third ballot, total vote cast, 155; necessary to a choice, 78; Memminger, 39; Watts, 38; Fraser, 36; Bonham, 28; Gruber, 14.

Three more ballots will be taken Thursday, the joint assembly will not meet Wednesday evening because of the governor's reception.

MANY LOOK TO SOUTH FOR HOMES.

What is Being Done at Various Places to Induce Settlers to Come Here.

Washington, Feb. 8.—As the result of exhibits made by the Southern Railway and affiliated lines at various fairs and expositions in the North and West last fall, the Land and Industrial department of the Southern has the names of several thousand people who are interested in the South with the view of looking for homes. Exhibits were maintained by the Southern and affiliated lines at Pittsburg Land Show, the Illinois State Fair at Springfield, the Wisconsin State Fair at Milwaukee, and the New York State Fair at Syracuse. These exhibits were viewed in the aggregate by over a half million people according to reports just compiled by the Land and Industrial Department of the Southern. In addition as large a number visited the exhibit of the South and its Resources made jointly at the Ohio Valley Exposition in Cincinnati by the railroads of the Southeast.

The agricultural possibilities of the Southeast were displayed to magnificent advantage at these fairs, the Southern Railway exhibits receiving most favorable notice at all of them. From 10,000 to 15,000 persons visited the exhibit daily at the Pittsburg Land Show coming from all the middle States and from Canada. A large number of thrifty German farmers were among those most interested at Wisconsin State Fair. The exhibit of the varied products of the Southeast at the Illinois State Fair and the New York State Fair interested thousands who had previously considered cotton practically the only product of the South. Thousands of pieces of literature were distributed showing the opportunities for profit in other lines of agriculture in the South.

Columbia, Feb. 8.—"To forbid cigarettes in senate chamber" is the purpose of a resolution passed by senate. Smoking during sessions was, of course forbidden already.

FIELD DAY EXERCISES.

GOOD WORK DONE BY RURAL SCHOOL IMPROVEMENT ASSOCIATION.

A New Feature for 1911, Which Promises to Bring About Renewed Interest and Enthusiasm in the Public Schools of Sumter County.

One of the most important steps that has even been undertaken for the improvement and betterment of life in the rural districts of Sumter county and which will be brought about by the children of the present generation now at school, has taken definite shape.

The Rural School Improvement Association has appointed a committee consisting of Messrs. H. W. Beall, Miss Agnes Richardson and Mr. W. M. Scott to take up the work and begin the campaign. After holding a number of meetings, the committee has decided to have what is known as "Field Day" exercises.

To that end, Mr. Scott was appointed a committee of one to solicit prizes for the best work done in the various departments of school and home life. In less than three hours, he succeeded in securing about thirty prizes to be given to enterprising and faithful pupils. The spirit as manifested by these business men of Sumter is very much to be admired, for it is through their generosity and interest that the success of the Field Day movement is assured.

The date set for Field Day is Saturday, April 15th, beginning at 10:30 and the County Court House will be the place. Everybody is invited to come and make the occasion a delightful one. It is hoped that every teacher, every child, every trustee, every parent in the county will be there, to see and be seen. All are requested to bring their lunch baskets as the exercises will be continued in the afternoon for a short time. The fun and excitement will be in the afternoon as that will be the time for the athletic meet, consisting of running, jumping, etc.

Competent committees will be on hand to select the best in each department and award prizes accordingly.

Below is a list for which the prizes are to be offered, and all necessary information pertaining to same. If additional information shall be desired, write to W. M. Scott, Sumter, S. C., and he will gladly furnish it:

1. Reading: Three prizes offered. Let each school send best readers. Reading selection made by committee. Open to boys and girls. First prize goes to High School pupil; second to Grammar school; third to primary pupil.

2. Arithmetic: Two prizes offered. Each school should send best mathematicians. Examples given by committee. First prize goes to High School pupil. Second prize to Grammar school pupil; open to boys and girls.

3. History: Two prizes offered. First prize to best pupil on South Carolina history; second prize to best pupil on United States history; open to boys and girls.

4. Geography: One prize offered. The contest will be map drawing of South Carolina with counties. Each pupil who enters contest should be supplied with colored crayons. Open to boys and girls.

5. Writing: One prize offered. Best penmanship. Selection in writing given by committee. Open to boys and girls.

6. Oratorical Contest: Two prizes offered. Open to boys only. Any selection by standard author will be accepted. The first prize in this contest is undoubtedly the best and is well worth working hard for.

7. Sewing: Two prizes offered. Open to girls only. The first prize will be for best made quilt square. Work to be done under supervision of committee.

8. Best Loaf of Bread: One prize offered. Open to girls only. Those entering this contest should begin practice at once. Bring in on April 15, what you consider the best loaf. Be prepared to state that no assistance was given. Assistance will be allowed one in trials or practices.

9. Best Biscuit: One prize offered. Open to girls only. See instructions for best loaf of bread.

10. Best Pound Butter: One prize offered. Open to girls only. See instructions for Best Loaf of Bread.

11. Best Cake: One prize offered. Open to girls only. See instructions for Best Loaf of Bread.

12. Best Plow Stock: One prize offered. Open to boys only. This plow stock is to be made without assistance and of durable material.

FRASER GAINS VOTES.

BALLOTS STILL EVENLY DIVIDED BETWEEN CANDIDATES.

Watts Leads on First and Third Ballots and Fraser on Second Ballot.

Columbia, Feb. 8.—Three more ballots were taken today by the joint assembly on the fifth justiceship, but no choice was reached. Three more ballots will be taken tomorrow. Today the ballots were as follows:

First, Memminger, 39; Watts, 40; Gruber, 17; Bonham, 27; Fraser, 38; second ballot, Memminger 39; Watts, 40; Gruber, 16; Bonham, 23; Fraser, 41; Third ballot, Memminger, 39; Watts, 43; Gruber, 12; Bonham, 25; Fraser, 42.

Should be brought to Court House before 10 o'clock, April 15th.

13. Best Axe Handle: One prize offered. Open to boys only. See instructions for Best Plow Stock.

14. Best Single Tree: One prize offered. Open to boys only. See instructions for Best Plow Stock.

15. Best Cotton Basket: One prize offered. Open to boys only. See instructions for Best Plow Stock.

16. Best Hoe Handle: One prize offered. Open to boys only. See instructions for Best Plow Stock.

17. Best Sedge Broom: One prize offered. Open to boys and girls. Must be made without assistance and presented at Court House before 10:00 o'clock, April 15th.

18. Best Free Hand Drawing: One prize offered. Open to girls only. Committee will give the examination. Materials furnished.

19. Best Free Hand Drawing: One prize offered. Open to boys only. Committee will give the examinations. Materials furnished.

20. Best Runner: One prize offered. Open to boys and girls. Those expecting to enter this contest should begin practice at once and do it systematically. This part of the program will be in the afternoon on the rear end of the Court House grounds.

22. Best Standing High Jump: One prize offered. Open to boys only. See instructions for Best Runner.

23. Best Running High Jump: One prize offered. Open to boys only. See instructions for Best Runner.

24. Best Broad Jump: (Standing and Running.) One prize offered. Open to boys only. See instructions for Best Runner.

As to the Prizes.

The prizes in this contest are of such value as to warrant keen competition. The majority of these prizes consist of money, ranging from \$10 to \$25.00. A great many of the merchants of the city are going to give substantial articles from their stores as prizes. Any pupil in the county will be allowed to compete for one or more prizes. The school winning the most prizes will be presented a flag.

Rules for Entering Contest.

Every pupil desiring to enter the contest should notify W. M. Scott, Sumter, S. C., of his or her desire, giving name, address, name of school, and most important of all, the prize or prizes for which he or she desires to compete. This should be done at once.

A Word to the Pupils.

Look over carefully the lists for which prizes are offered. Select one or more subjects with which you are thoroughly familiar and on which you are certain you can make a creditable showing. Send in your application for permission to enter the contest. Study carefully the rules governing each contest. When this is done, go to work and keep working until April 15. On that day, you will in all probability, go to your home, a happy boy or girl, happy at having won that which you started out to win. Remember that practice makes perfect, and it is to the boy or girl who works hardest, that the prizes go.

A Word to Teachers.

To a very large extent, the success of this new movement, depends upon you. It is the duty of every teacher in the county to interest themselves in this movement and help make it a success. Let every teacher study carefully the rules and regulations governing this contest and be able to answer any questions concerning same. There may be some pupils in your school at whose home, no paper arrives. Then make it your business to tell them all about the contest. By being interested yourself, you interest your pupils. Talk with them, advise them, and help them whenever necessary. You know your pupils better perhaps than any one else and it is you to whom they will look for guidance and direction. Select your best pupils in each department and advise them to enter the contest. See to it

CHARGED WITH MURDER.

HER HUSBAND AND HIS BROTHER HELD AS ACCESSORIES.

Preliminary Hearing Has Been Postponed Indefinitely—Three Letters Found, One Kept Secret.

Whiteville, N. C., Feb. 8.—Vague and indefinite rumors continue to be circulated here as to what the State will attempt to show as a motive for the shooting to death Saturday evening at Mount Tabor of Robert M. Floyd, a medical student of South Carolina, by Mrs. N. M. Hayes, who claims that she acted in defense of her honor.

Mrs. Hayes is in jail awaiting a preliminary hearing on the charge of murder and her husband and his brother, Lloyd Hayes, 14 years old, are also in jail charged with being accessories before the fact.

The preliminary hearing was first announced to be held here today, but has been postponed to some future date yet to be selected, the delay perhaps being occasioned on account of the fact that counsel on both sides desire further time in which to prepare for the legal battle which will likely take place. The trial will be held before Justice W. C. Graham, of Mount Tabor, before whom the warrants were issued. D. J. Lewis was retained yesterday as counsel for the prosecution and he spent the day at Mount Tabor investigating the shooting and in search of any possible evidence.

M. T. Floyd, father of the young man killed, and Julius T. Floyd, a brother, of Gallivants Ferry, S. C., spent yesterday here. The elder Mr. Floyd expressed the firm conviction that his son was the victim of a conspiracy and asserts he wants to see justice done.

He stated that three letters were found in the pockets of his son from the Hayes, one from Mrs. Hayes asking that he come here and treat her for a mole and also one from her husband requesting the same thing, while the contents of the third letter was not given out, but is said to have some bearing on the case.

No one has been found but Mrs. Hayes who pretends to have been present at the time of the shooting.

HAD A NARROW ESCAPE.

Negro Twice Sentenced to Hang for Killing White Man Acquitted on Third Trial.

Savannah, Ga., Feb. 7.—Brunswick McCray, a negro, who twice had been sentenced to hang for killing Zenas Warnell, a white man, in Bryan county in 1908, was acquitted of the murder charge today at the end of his third trial. He admitted the killing. On his former trials in Bryan county McCray was guarded by a troop of cavalry.

that there are a goodly number of contestants from your school and that you yourself are there.

A Word to Parents.

You are, of course, interested in your child's progress and advancement and it is hoped that you are going to join in line with us and help to improve and better conditions in our rural communities especially. You can do this by help and suggestions to the child. You know better than any one else in the world just what your child can do and is capable of doing. In this movement, it is desired that you advise your child especially along the practical lines. The teacher will manage the branches of study. If your son has special aptitude for making things useful on the farm or your daughter inclines to sewing, then help them along these lines, and see to it that your home is well represented on April 15th.

A Word to the Public.

Let everybody remember the time and place. On Saturday, April 15th beginning at 10:30 in the morning and at the County Court House. The public is cordially invited to attend the exercises and a pleasant time is assured to all who attend.

Every one is requested to bring their lunch baskets, and dinner will be about two o'clock. Shortly after dinner the athletic meet will be held. This event promises to be very interesting and exciting. The exercises will probably be over by 4 o'clock, if not earlier.

In conclusion let it be said that the success of this new and very important movement is now in the hands of the people. The work of the committee is well-nigh completed. Then let us all arise beautifully to the occasion and show to the other counties of South Carolina that Sumter is still the Game Cock City and her county the best in the State.

MEXICO'S BLOODLESS BATTLE.

FEDERALS FAIL TO DISLodge REBELS NEAR JUAREZ.

El Pasoans Line Bank of Rio Grande on American Side and Watch "Exhibition" — Engagement Lasts About Fifteen Minutes and Probably Two Hundred Shots Exchanged.

El Paso, Texas, Feb. 7.—The first battle of Juarez, between Federal troops and insurgents, was fought today. "Exhibition" is the proper word, for no one was hurt on either side, and the "exhibition" was viewed by a thousand or more El Pasoans, who lined the bank of the Rio Grande on the American side, about three miles west of El Paso.

The exchange of shots lasted about fifteen minutes and about 200 shots were fired. According to Pascual Orozco, the leader of the insurgents, his men fired only fifty of these. He declared that the Federals got away so fast that they were out of range before more shots could be fired at them.

Tonight the Federals are behind the walls of the Cathedral of Guadalupe, the barracks and the bull ring, at Juarez, across the river from here. Orozco remains in possession of the position which he occupied at noon and held against the Federal advance. He declared, in an interview with the Associated Press, that he firmly intends to attack Juarez, but that he awaited the arrival of Gen. Blanco with 350 men. He looks for the latter at any moment.

Orozco's force around Juarez numbers under 600 men, probably 550. Of those, 310 were with him in the skirmish today. The Federal forces, by actual count, numbered 318, including 100 foot soldiers and 84 mounted infantry. They took with them no artillery, and Orozco has none.

The insurrecto leader and his men spent last night at Rancho Flores, usually inhabited by a few horses and a herd of goats, which the rebels took.

Orozco left the ranch during the forenoon and reached a new position on the hills, along the river across from the El Paso Smelter. Here the correspondents, who had been on his trail since daybreak discovered him. He and six of his lieutenants met the visitors half way up the mountain side. He carried a rifle, like his men. He looked careworn, but determined. He answered questions only after deliberation and often evasively. He was of no mind to betray his plans. His men were scattered along the hills for three-quarters of a mile.

Someone leaving El Paso in an automobile, coincident with the departure of the Federals from Juarez under Col. Rabago gave the rebels warning. Making a trumpet with his hands, the El Pasoan shouted: "Get busy, the troops are coming."

The scout machine was quickly followed by scores of others, each containing a number of people, many of them women. Hundreds came on hay ricks, bicycles and wagons to the smelter.

Others on foot arrived, breathless, after it was all over, except for an occasional shout echoing from the hills. At the alarm of the automobilists, the whole mountain side awoke to life. At 2,000 yards the revolutionists looked like insects making their way on all fours to avoid bullets, through the maze of cactus, soapwood, sage brush and boulders.

It was about 2 o'clock this morning when Col. Rabago marched out the river road. The eastern wing of Orozco's force opened fire, when the foot soldiers appeared on a crest about 600 yards distant. The Federals halted in a compact mass, but escaped injury because the "thirty thirties," carried by the revolutionists, are not effective at that distance. They then returned and retreated at a dog trot. The mounted men of the Federals did not come within range.

The sightseers on the American side bear witness to the celerity of the retreat. As soon as news of impending fight reached Col. Sharpe, commanding the 23d infantry, U. S. A., he dispatched reinforcements to the guard at the smelters, to prevent possible violation of American neutrality.

The skirmish had been over for an hour, a rebel, clutching a five peso bill in his hand, crossed to the American side. He had been sent to buy a dinner for Orozco. Soldiers turned him back, fearing that he wished to purchase ammunition. Again on the Mexican side, he encountered some newspaper men who guaranteed the innocence of the man. He bought his

MADE BREAK FOR LIBERTY.

THREE NEGROES ESCAPE FROM GUARDS YESTERDAY.

Reward Offered by Car Griffith for Apprehension of Them—Wanted.

Columbia, Feb. 8.—While working in a swamp on the State farm in Kershaw county three negro convicts escaped yesterday. Two were serving life terms and the third was serving a term of 13 years. A message was sent to the penitentiary. D. J. Griffith, the superintendent of the penitentiary, offered a reward of \$50 each for the escaped prisoners. The prisoners escaping were: Lee Carter, Hilbert Odom and Frank McCallister.

Hilbert Odom was tried and convicted in Barnwell county in 1904 on the charge of burglary and was sentenced to life imprisonment. He is about 5 feet 4 inches high, black hair, dark brown eyes, dark brown complexion. He is 33 years of age, has small mark on left cheek and has three front upper teeth filled with gold.

Lee Carter was tried and convicted at the March term of court in Union county on the charge of housebreaking and larceny and was sentenced to the penitentiary for 13 years. He is 27 years old, 5 feet 10 inches high, black hair, dark brown eyes and dark brown complexion and a low, flat nose.

Frank McCallister was tried and convicted at the February term of court in Williamsburg county on the charge of murder and was sentenced to life imprisonment. He is 30 years old, 5 feet 4 inches in height, black hair, black eyes, black complexion has scar under left eye and two scars on back of head.

EIGHT ARE COMMISSIONED.

Notaries Public Will Soon Take on New Lease of Life.

Columbia, Feb. 9.—Commissions have been granted by Gov. Blease to eight notaries public. The commissions were granted upon the payment of \$3.25. The commissions of all notaries public in South Carolina will expire Thursday night. Several thousand applications for appointments have been filed with Gov. Blease.

There is a measure pending in the general assembly with reference to notaries public.

Commissioner of Deeds.

Columbia, Feb. 1.—G. A. Boatwright, of Augusta, has been commissioned by Gov. Blease as commissioner of deeds of South Carolina. This announcement was made yesterday at the office of the Secretary of the State.

supplies under their supervision and went back grinning.

Orozco was content with repulsing the enemy. After the retreat of the latter he searched the ground thoroughly, but discovered no signs of blood letting.

After the skirmish Orozco said that while there has been no loss of life, he was glad of the "moral effect" of repulsing the enemy. The "moral effect" was needed, for Orozco's stock dropped several points among his sympathizers, first, when he allowed Rabago to elude him at Baucha on Sunday, and second, when he failed to attack Juarez on the heels of that officer. Orozco gave his side of the story for the first today. He had waited at Baucha two days for Rabago. He was without food or water. His men clamored for an advance on Juarez, he said, declaring that Rabago was a myth, or had been engaged further south by Gen. Blanco.

Leaving fifty men on guard, where two sections of the railroad track had been removed, he started north. His men, he said, were nearly exhausted from hunger and fatigue, and his horses worn out.

He had not been gone an hour when Rabago's train arrived and was derailed. The rebel guard engaged the Federals at intervals during the night, Rabago, meanwhile, moved into the trenches, which Orozco's force had deserted.

A skirmish fair was maintained at intervals on Sunday. Then by a daring move, protecting his rear with rapid fire guns, Rabago escaped into a pass on the hills. The jaded rebels were unable to follow.

Orozco placed the number of his own dead in the Baucha fight at two and his wounded at four. He thought that twenty-six patients, now in the Federal hospital at Juarez, embraced the Federal wounded, but insisted that they lost six or eight killed instead of one, as had been reported. He said that some of his men saw the Federals burying the dead.