

The Watchman and Southron.

Published Wednesday and Saturday.

—BY—

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SUMTER, S. C.

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One Square first insertion... \$1.00

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Obituaries and tributes of respect will be charged for.

The Sumter Watchman was founded in 1850 and the True Southron in 1846. The Watchman and Southron now has the combined circulation and influence of both of the old papers, and is manifestly the best advertising medium in Sumter.

The business meeting of the Chamber of Commerce which was held Wednesday for the purpose of re-organizing, although attended by only forty members, accomplished more than any one of the numerous meetings of former years. No manufacturing was established, no railroad built, either on paper or in the rosy imagination of optimistic orators, but the foundation was laid for a practical business organization to carry on the work necessary for the development of Sumter in a systematic manner. The right spirit appeared to animate those present, and if this same spirit can be communicated to all the business men of Sumter, a great deal will be accomplished. Now that a beginning has been made and the Chamber of Commerce has committed itself to a policy of hard work, backed by the necessary money to make the campaign for a greater Sumter, the men of Sumter should support the movement heartily and substantially.

The third and probably the last step was taken Monday afternoon in the petition to enjoin the Eagle's Club from receiving, storing and selling alcoholic beverages and liquors when Judge DeVore dismissed the petition for injunction on the grounds that sufficient evidence had not been produced by the State to prove that the Eagle's club was a common nuisance and to show that as such should be perpetually enjoined from receiving, storing and otherwise disposing of alcoholic liquors and beverages.

The reply to the petition for perpetual injunction was that the club was not a common nuisance and that nothing illegal or irregular was done in the club rooms. The returns first stated that the service had been made on Mr. C. H. Dorn, as proprietor of the club, when in fact Mr. Dorn had nothing more to do with the club than any other member, he having resigned as steward and the present steward being J. Murray Nelson. The defense, moreover, set up the plea that the service was not a good one as it had been made to a member of the club in the club rooms and not to the manager of the club. Judge DeVore overruled this plea, stating that he considered this a good service.

The case was then continued and the defense set out to prove that the club was not a common nuisance as was alleged in the petition for injunction. To do this, affidavits from various merchants, members of the grand jury and others were read, all of them going to show that the club was not a common nuisance, but was an orderly social club in good standing with the chartered head of the order. Affidavits were given by Messrs. Perry Moses, Jr., V. H. Phelps, J. R. Mercer, R. K. Brown, and others having offices or business headquarters near or adjoining the club rooms, all of whom stated that they had never been disturbed by the club members. It was further shown that the club rooms were open to ladies of the city who at various times had used it for social gatherings. It was maintained that the club had done nothing illegal in allowing its members to keep their private lockers, where they could keep any whiskey that they had if they desired to do so, or in having a refrigerator for the use of the members when they desired to cool their private liquors. It also stated that while it kept glasses and a counter for them to be placed on, for the convenience of the club members, there was no open bar room kept, as was alleged in the petition for injunction, and, especially was this true as the club was not open to the public at large.

Mr. Geo. D. Levy, who represented the Eagle's club, then went on to read affidavits from members of the grand jury stating that they did not know the club to be a common nuisance where alcoholic liquors were sold, several of the members of the grand jury having submitted affidavits to this effect.

It was claimed that all of the affidavits submitted by the State were based upon hearsay and none of them was sufficient to call for the issue of a perpetual injunction. An affidavit was then read from Detective Adams, who was here in March, 1910, to hunt up the blind tigers of the city and who stated that he had searched the club several times and had found nothing to lead him to believe that it was a regular blind tiger, but that he had always found it in every way what it claimed to be—a purely social organization for benevolent purposes.

J. R. Bracey also submitted an affidavit that he had been to the club at the request of Mayor Jennings to see if there was any unlawful sale of liquor going on and that he had failed to find anything that in any way led him to the conclusion that there was. Mr. Levy then started out to read a long list of names of persons who had stated that the club was not to their knowledge a common nuisance as it was alleged to be, but Judge DeVore interrupted him, saying that he had already heard sufficient to lead him to a decision in the case.

He then went on to state that an injunction, which he admitted was a very harsh remedy, was first used to stop the illegal sale of liquor in Charleston, where the sentiment was in favor of it and where it was impossible to get a jury to bring in a verdict of guilty against any of the known blind tigers. He said that the affidavits put in evidence in this case by the State were not sufficient for him to rely on in reaching his

severe measure of the injunction asked for, especially as the evidence put up by the State was mostly hearsay and as detectives, hired for that special purpose, were unable to find anything wrong or against the laws of the State in the club's methods of operation.

The return made by the Bank of Sumter, which, as the owner of the building in which the club has its rooms, was also enjoined, was that Judge DeVore had no right to order a perpetual injunction in chambers under the present circumstances, that no proceedings for an injunction could be brought except where criminal proceedings had already been started and the person or party enjoined would be tried as a criminal offender at a subsequent term of the criminal court. It further alleged that no summons had been made on the respondent and that therefore no action could be taken; that there was already one petition by the same party for the same purpose against the same respondent and that two actions for the same thing could not be brought by one party against another party at the same time. Mr. Moise, who represented the Bank of Sumter, then made a strong plea for the dismissal of the injunction on the ground that government by injunction was not a democratic procedure; was against the doctrine set forth in the platform of the Democratic party and against the doctrine of free government. He dwelt on the fact, and cited from various authorities that a circuit judge had no authority in chambers to grant a perpetual injunction under circumstances as in this case.

Judge DeVore in ruling on the case stated that he considered that he had jurisdiction to grant the injunction asked for. The evidence put up on behalf of the State as submitted by Solicitor Stoll was in the form of affidavits from various parties in the city, chief among whom was Mayor Jennings, stating that they believed the club to be a resort where alcoholic liquors were sold and was what the laws of the State call a common nuisance. J. D. G. Muldrow and Chief Bradford submitted affidavits stating the fact that the club had the appearance of being a bar room when they raided it last fall. A list of names of those to whom liquor had been shipped to at the club was submitted, with the affidavit of the auditor that there were no such names on his books. A list of similar character was submitted by the Eagle's club showing the names of members of the club to whom the liquor was shipped, the list of names being similar to those with certain of the initials of the persons left out. Judge DeVore stated that the State should have gone further than to merely state that the place had the appearance of a bar, that it should have enumerated in detail the articles that gave it the appearance of being such.

The petition for a perpetual injunction was therefore dismissed, and the effort to prevent the club from continuing operation as at present was unsuccessful.

Mr. D. D. Moise represented the Bank of Sumter, Geo. D. Levy and R. Dozier Lee, the Eagle's club and Solicitor Stoll appeared on behalf of the State.

THE NEW YORK DEADLOCK.

Sheehan Leads in Effort to Choose Senatorial Candidate.

Albany, N. Y., March 27.—The second Democratic caucus failed tonight to select a candidate for United States Senator. Wm. F. Sheehan was leading at the close with 27 votes and with Governor Dix receiving a single ballot.

Several members who have figured as strong advocates of Mr. Sheehan's candidacy today acknowledged that their vote went in other directions.

Some of the leaders expressed their belief tonight that the reconvening of the caucus will see the beginning of the end of the long deadlock. The general opinion in both the Democratic camps was that a Democratic senator would be elected in time to take his seat when the extra session of congress convenes a week from tomorrow.

FIRE MONDAY NIGHT.

House of James Jackson, Colored, Situated on Stateburg Road Burned.

The house of a colored man by the name of James Jackson was burned Monday night between the hours of 10 and 11 o'clock at a loss of about \$200 to Jackson. The house was situated on the Stateburg road about six miles from town. It is thought that the house caught from the chimney.

The fire was discovered after all of the family had been in bed for some time, but all of the children and a very small portion of the furniture were saved.

INJUNCTION DISMISSED.

PROCEEDING AGAINST EAGLE'S CLUB AND BANK OF SUMTER BROUGHT TO CLOSE.

Petition for Injunction Dismissed on Grounds State Had not Put up Sufficient Evidence to Prove That Club Was a Common Nuisance.

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EX-CHIEF JUSTICE POPE DEAD.

PASSES PEACEFULLY AWAY AT HOME IN NEWBERRY.

In Presence of Loved One Prominent Figure in Military and Political Affairs in South Carolina for Many Years Succumbed to Linger- ing Illness.

Newberry, March 29.—Former Justice Young John Pope died at his residence in Newberry this afternoon at 3:15 o'clock. He had been in bad health for the past two years, and for the last five weeks had been ill and confined to his bed. His wife and daughter, Mrs. Eperad Blackshear, of Waycross, Ga.; his stepdaughter, Mrs. George Johnstone, and his nephew, Dr. Thos H. Pope, had been with him constantly during his last hours. He was conscious up to within a short time of the end and passed away peacefully. His only brother, Dr. D. Strother Pope, of Columbia, came to Newberry tonight.

The funeral arrangements have not yet been completed, but it has been decided not to have the funeral until 4 o'clock on Friday afternoon.

Columbia, March 28.—Gov. Bleas- today paroled W. H. Bigham, a wealthy Marion farmer, who was convicted last spring, after a sensational trial, of unmercifully whipping an aged negro on his plantation. Gov. Ansel refused to interfere with Bigham's sentence of 18 months, of which about six months remained to be served when Gov. Bleas freed him.

BEEKEEPERS' SUPPLIES.

I have decided to keep on hand a stock of Hives, Frames, Sections, Comb Foundations, Smokers, Veils, Gloves, Etc., for Beekeepers, and will order any goods not in stock.

These goods are made by the A. I. Root Co., the largest and most reliable manufacturers of Apian Supplies in this country. Catalogue will be furnished on application.

Also on hand Roots A B C and X Y Z of Beekeeping Price \$1.50, by mail 25 cents additional. If you are keeping bees in the old way, get this book, and learn to do it in the improved way.

N. G. OSTEEN,
Daily Item Office,
Sumter, S. C.

When you have rheumatism in your foot or instep apply Chamberlain's Liniment and you will get quick relief. It costs but a quarter. Why suffer? For sale by all dealers.

GO TO THE RESCUE.

Don't Wait Till It's Too Late—Follow the Example of a Sumter Citizen.

Rescue the aching back. If it keeps on aching, trouble comes.

Backache is kidney ache.

If you neglect the kidney's warning.

Look out for urinary trouble—diabetes.

This Sumter citizen will show you how to go to the rescue.

C. R. Ardis, 34 W. Liberty street, Sumter, S. C., says: "Doan's Kidney Pills acted promptly and effectively in my case. I was subject to attacks of backache and my kidneys did not do their work as they should. Getting a box of Doan's Kidney Pills from China's Drug Store, I used them and the results were very satisfactory. I willingly give this remedy the praise it deserves."

For sale by all dealers. Price 50 cents. Foster-Milburn Co., Buffalo, New York, sole agents for the United States.

Remember the name—Doan's—and take no other. No. 8

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FIRE AT FORESTON.

MANNING, MARCH 28.—AT 1 O'CLOCK

this morning four stores and a livery stable at Foreston, ten miles east of Manning, were destroyed by fire. The fire originated in the store of the Foreston Stove Company, E. M. Davis, manager, and quickly spread to the other buildings. Nothing is yet known as to the origin of the fire, but there seems to be no reason for supposing that it was accidental. The losses, as nearly as can be ascertained, were as follows: The Foreston store, value of stock not yet given, insurance on stock, \$1,800; building, which belonged to W. T. P. Sprott, valued at \$800, and insured for \$500; J. H. Boswell, building and stock, \$2,500, insurance, \$1,200; J. C. Laud, building and stock, \$3,000, insurance, \$1,400; B. O. Cantey, store and stock, \$1,000, no insurance. The stable that was burned also belonged to J. H. Boswell.

Spartanburg, March 27.—there are in the city tonight more than 100 delegates, coming from all parts of the State to attend the State Sunday school convention, which convenes here tomorrow morning at the First Baptist church. The convention will be in session until Thursday evening. Six hundred visitors are expected and elaborate preparations have been made for their entertainment.

To Beekeepers.

The A. I. Root Co., Medina, Ohio, are offering a six month's trial subscription to Gleanings in Bee Culture and a free book on bee keeping and their 1911 catalogue of bee supplies all for twenty-five cents.

Gleanings in Bee Culture is the leading publication of its kind in this country, is issued twice a month for \$1.00 a year. It is handsomely printed and illustrated.

Address The A. I. Root Co., Medina, Ohio.

In writing mention this paper.

The commissions as notary public have been coming in very slowly for the past few weeks, there seemingly being no other persons who wish to secure a commission when they are not sure how soon it will be revoked.

W. K. Tavel
CIVIL ENGINEER
and
LAND SURVEYOR
Office over Bank of Sumter.

YOUR BANK ACCOUNT; OUR DESIRE.
Your Satisfaction; Our Pleasure
Your Need; Ours to Supply
Let's Talk it Over Capital \$50,000
THE PEOPLE'S BANK, 12 W. Liberty St.
Sumter, S. C.

Resolutions.
Whereas, In the past I have always been a "money spender," parting with my earnings like an "easy mark," and,
Whereas, I have never had a cent saved up for a rainy day but have always been broke and have had to borrow nearly all the time,
Resolved, That during the coming year I will become a "money saver" and hang on to my earnings like a proverbial leech, and
Resolved, That I will hereafter keep my earnings in The Farmers' Bank and Trust Company and if anybody gets it away from me without giving value received he is a "peach."
THE FARMERS' BANK & TRUST CO.

Insure Your Stock Against Sickness by Feeding Them
CARNO HORSE AND MULE FEED
Did you know it was a matter of record that more sickness and loss of stock last spring was occasioned by damaged corn and sour corn chaps than all other causes combined?
Every grain of corn that goes into this feed is the best grade, and is thoroughly kiln dried, thus making CARNO HORSE AND MULE FEED 100 per cent safe as a stock food every day in the year.
Isn't this feed, that will insure the health of your stock, reduce your feed bill, and produce better results worthy of your investigation?
100 lb. Sack - - - \$1.75
175 lb. Sack - - - \$3.00
Special Prices in Ton Lots
Carno Feed is Safer Than an Insurance Policy
O'Donnell & Co.



BEWARE!
"Something for Nothing"
Don't be deceived by so-called "immense reductions"—the merchant who is in business TO STAY cannot afford extravagant promises, hence you may rely on our statements being facts as we're here to stay.
GOOD FURNITURE AT LOWEST PRICES
You'll find we combine the best grades and lowest prices in our stocks—be convinced by a shopping visit.
WITHERSPOON BROS
FURNITURE CO.