

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.

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SUMTER, S. C., WEDNESDAY, MAY 28, 1913.

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IMPORTANT LIQUOR CASE.

BUYER OF CONTRABAND WHISKEY GUILTY OF VIOLATION OF LAW.

Case of Anderson to Go to State Supreme Court—Negro Convicted by Recorder, whose Judgment is Sustained by Circuit Court, Appeals.

Anderson, May 23.—During the first week in June the supreme court of South Carolina will hear the appeal in the case of the city of Anderson vs. Milton Fant. Since the decision of the court will have great effect in the enforcement of the liquor laws the outcome of the appeal is awaited with a great deal of interest throughout the State.

Under the caption "Statements of Facts," appears the following:

"The defendant, Milton Fant, a negro, was tried and found guilty by the recorder of the city of Anderson of transporting contraband alcoholic liquors in the city of Anderson. The defendant was sentenced to pay a fine of \$40 or to serve 30 days. The defendant appealed to the court of sessions (Judge S. W. G. Shipp presiding) from the verdict and judgment of the recorder. The court of general sessions affirmed the judgment of the recorder. The defendant in due time gave notice of intention to appeal to the supreme court. The recorder found, among other facts, the following: The defendant, at the request of two white men, purchased and obtained from a person within the city of Anderson, whom he knew was not authorized to sell, two pints of whiskey and carried and delivered the whiskey to the said white men." The defendant appealed.

Judge Shipp, presiding judge, handed down the following order affirming the judgment of the recorder:

"The defendant herein convicted in the recorder's court of the city of Anderson for the offense of transporting contraband liquors in violation of section 51 of the ordinance of said city, code of 1910, reading as follows:

"Section 51. It shall be deemed a misdemeanor for any person to transport, handle, store or conceal within the city of Anderson any illicit or contraband alcoholic liquors."

"My findings of fact from the evidence are that the defendant, either as principal, purchased and obtained intoxicating liquor in the city of Anderson from a person defendant knew was not authorized by law to sell same, and that this defendant thereupon transported said liquor from one place to another in said city and delivered to a third person."

"I hold, as a matter of law, that the transportation in the city of this liquor by defendant, after obtaining it through a sale he knew to be unlawful, was a violation of the ordinance against the transportation of 'contraband' liquor. (State vs. Rookard, 87 S. C., 444.) Let the judgment of the recorder be affirmed and the appeal dismissed."

In arguing the appeal before Judge Shipp counsel for the defendant-appellant admitted that the whiskey was contraband before the defendant-appellant purchased it, but argued that the character of the whiskey changed when it passed into the hands of the defendant when it was intended for a lawful purpose. Counsel for the city argued that the liquor once contraband remained contraband even after it had passed into the hands of the defendant.

Should the supreme court affirm the judgment of the circuit court the decision will mean this, in substance; That the purchaser of contraband whiskey is as guilty of a violation of the dispensary laws as is the seller. Contraband liquor was defined by counsel for the city as being all alcoholic intoxicating liquor that is not bought from a dispensary in the State and that is not brought into the State under the protection of the interstate commerce laws.

LAD LEAVES HIS HOME.

John Munnerlyn of Bennettsville Missing Since Sunday.

Bennettsville, May 23.—John Munnerlyn, 17-years-old son of Mr. and Mrs. J. J. Munnerlyn, left here Sunday morning and no word has been heard from him since. He is supposed to have taken the southbound train at Bennettsville. He gave no idea as to where he was going and his parents are very anxious to learn something of his whereabouts. He is a young man of good habits and his leaving home is not understood by his father.

A good housekeeper reports that you can shave ice very nicely with a safety razor.—Washington Herald.

MAIN TARIFF QUESTIONS.

SUGAR AND WOOL WILL COME UP BEFORE SENATORS.

Possible That Senator Walsh of Montana May Vote Against Tariff, when It Will Result, Causing Vice-president Marshall to Cast Deciding Vote—Situation Considered Favorable.

Washington, May 23.—Wool and sugar, the stumbling blocks of the tariff, held the attention of senate finance subcommittees and senators in general today, the legislative air being filled with rumors of contemplated changes and alliances and counter rumors of a further tightening of the administration forces for free wool and free sugar in three years. Great interest was attached to a public statement made by Senator Walsh of Montana, condemning the proposition to put wool and sugar on the free list, which gave rise to a report that he might join with Senators Ransdell and Thornton of Louisiana and vote against the bill.

In that case, the senate Democratic majority being only six, the vote on the tariff bill would be a tie, necessitating the vote of Vice President Marshall to pass it. Should this develop there are some Democrats who believe that Senator Poindexter of Washington, the only avowed Progressive in the senate, would vote with them on the bill. This would give lee way for another Democrat to desert in the final vote.

Administration leaders declared today that the situation relating to the much disputed schedules looked very favorable for the Underwood bill, but they look forward to another session in the party caucus when the Southern and Western representatives will have an opportunity to make a determined struggle against free wool and free sugar. A rumor that several of them would unite to remain out of the caucus was denied by party leaders, though one of them declared that he would not blame Senator Walsh should he determine to stay out if it became apparent that the caucus would not yield on sugar and wool.

William Whitman, always a leader of the woolen interests in tariff consideration, had an interesting hour with Senator Stone's subcommittee, attacking the woolen manufacturers' schedule. Mr. Whitman declared that the proposed duties on wool manufactures were 30 per cent less than the rates in the Wilson tariff act, which he said was supposed to be a free trade bill. Senator James urged that economic conditions in production justified a difference of 30 per cent at this time as compared to conditions when the Wilson law was enacted.

Asked if free raw wool would not prove beneficial to his interests, Mr. Whitman said it might eventually. At present, he said, his company had on hand a large supply of raw wool bought under the tariff rates and he would be at a disadvantage in working this off while other manufacturers were buying and manufacturing with wool purchased on a free of duty basis.

He declared that foreign manufacturers had enormous amounts of woolen goods stacked away ready to put on the American market as soon as the proposed bill becomes a law. Julius Forstmann of Passaic, N. J., also appeared for an extension of the time when the schedule should become effective. He urged that the raw wool schedule should not take effect until three months after the passage of the act and the duties on woolen manufactures six months after, in order to give the trade an opportunity to work off goods manufactured under present tariff conditions.

Henry T. Oxnard, recognized as the head of the delegation representing the beet sugar interests, appeared before Senator Williams' subcommittee to protest against the proposed sugar schedule. He presented the case of the beet sugar men at length, maintaining that free sugar would be a blow to the industry in this country.

An important change in the bill as it passed the house, it was reported today, has been made by Senator Stone's committee in the metal schedule. They are declared to have decided to put pig iron and ferro-manganese on the free list. The Underwood bill levies a 10 per cent duty on pig iron and 15 per cent on ferro-manganese, used in the manufacture of steel. An argument over these rates developed in the house, Representative Underwood and Representative Palmer of Pennsylvania maintaining they should not be free listed because they were a good source of revenue. The senate subcommittee is

EMBASSY HAS NO INSTRUCTION.

ANXIETY OVER CONDITION OF EMPEROR DELAYS ACTION.

Embassy Collecting Material for Continuance of Negotiations—New Law Goes into Effect August 10th—Legal Test Desired by Both Sides.

Washington, May 23.—Probably as a result of the anxiety in official circles in Japan over the condition of the emperor, no instructions have been received at the Japanese embassy to make the expected further representations to the United States government regarding the California alien land act. The embassy is engaged in collecting material for the continuance of the negotiations on the lines indicated in the original Japanese note of protest of May 9. This matter relates principally to the phase of the negotiations touching the possible conflict between the California State law and the treaty, leaving to the foreign office the broader questions of policy.

Legal proceedings of some sort seem to be indicated, both parties desiring to use that means of settlement of the issue, and the question apparently hinges upon which side falls the responsibility for making this test.

The new law will not go into effect until August 10, before which date it would not be possible to bring suit and for that reason the negotiations appear to be losing some of the feature of urgency that characterized the earlier stages.

HAD FAVORABLE NIGHT.

Government Officials Announce That Emperor's Condition is More Satisfactory.

Tokyo, May 24.—A bulletin issued this morning announced that the temperature of the emperor was 99.2 degrees, pulse 76 and respiration 26. Government officials say the emperor passed a favorable night, that his condition this morning is satisfactory and there is no cause for anxiety. A ministerial order issued today authorizes reopening of theatres and other places of amusement.

BIG SUM FOR CORN CLUBS.

General Education Board Appropriates More than Quarter of Million Dollars for Demonstration Work in South.

New York, May 23.—The General Education board today appropriated \$337,600 for the benefit of 16 colleges and educational institutions in various parts of the country.

The board's appropriations include conditionally: \$50,000 for John B. Stetson university, De Land, Fla.

In addition to the appropriation for colleges the following appropriations were made:

For demonstration work in agriculture in the Southern States, including the boys' corn club work, \$180,000; for the promotion of girls' canning and poultry clubs throughout the South, \$75,000; for professors of secondary education in several State universities of the Southern States, \$30,550; for state supervisors of negro schools in several Southern States, \$20,000; for three schools for negroes, \$35,000.

DEWOLF HOPPER'S FIFTH.

Hopper Weds Elda Curry in Secret.

New York, May 24.—DeWolf Hopper, comedian, who was divorced a month ago by Nella Bergen, his fourth wife, was married secretly last Friday to Elda Curry. The announcement was made at the Lambs club last night. Hopper's former wives besides Nella Bergen, were in order: Ella Gardiner, Ida Moscher and Edna Wallace.

said to have reversed this decision, maintaining that they both are products of the United States Steel corporation and raw material for the independent steel manufacturer and should be on the free list for that reason.

B. A. Lovette of the New York Merchants' association and S. Christy Mead of the New York Mercantiles exchange, appeared before Senator Williams' subcommittee in opposition to the amendment suggested by Assistant Attorney General Denison and Assistant Secretary Curtis of the treasury which would give the secretary of the treasury power to proclaim general import values. They urged that if such an amendment is accepted the rates should be proclaimed from day to day based upon the conditions of the foreign market.

ITALIANS SUFFER BIG LOSS.

MORE THAN ONE THOUSAND MEN LOST IN ACTION.

Arabs Worst Their European Enemies—Taken By Surprise Invaders Lose Men, Artillery, Ammunition and Supplies.

Rome, May 23.—The reverse suffered by Italian troops under Gambretti, in the battle of May 16, with Arabs at Sidi Garba, Tripoli, was worse than reported.

Early advances said the Italian losses were 79 officers and men killed and 253 wounded. The first roll call after the Italians returned to headquarters, however, showed that 1,000 men were absent from the ranks, having either been killed, wounded or taken prisoners.

The Italian forces numbered 5,000. False reports to the Italian commander said the Arabs had 2,000 men, while in reality they aggregated 10,000.

They were led by 300 Turkish officers and soldiers and reinforced by cannon.

During the Italian advance the Arabs feigned a retreat but later they made an attack which took the Italians by surprise. The Italians defended themselves heroically but heavy losses finally compelled them to retreat, leaving their artillery, ammunition and provisions in the hands of the enemy.

HASTENS TO THE SCENE.

Greek King and Prince Leave for Saloniki.

Athens, Greece, May 23.—In consequence of the resumption of hostilities between the Bulgarians and Greek troops King Constantine of Greece, accompanied by Prince Alexander and general staff of the army, left for Saloniki this morning.

REBELS ARRESTED.

Sofia, May 23.—It is said that the Greek authorities at Saloniki have arrested 200 former Bulgarian revolutionaries in adjacent towns with the intention of trying them by court-martial on a charge that they were preparing a rising against the Greeks in the event of hostilities between Bulgaria and Greece.

TEDDY'S LIBEL SUIT.

Case Against Newspaper Will Come Up for Trial May 28.

Marquette, Mich., May 23.—Theodore Roosevelt will attempt to show that George A. Newett, publisher of The Iron Ore, a weekly paper of Ishpeming, was in error when he published the statement that "Roosevelt gets drunk, and that not infrequently, and all his intimates know it."

The case is set for trial next Monday, May 26.

The suit charges libel and the plaintiff names \$10,000 as damages.

Mr. Newett in his campaign of last year remained in the ranks of the Republicans and the publication of the Roosevelt editorial was an incident of that struggle.

In his defense Mr. Newett will claim that publication of the article was privileged as comment on a public character running for public office and as a secondary line of resistance he will attempt to prove that the editorial spoke the truth.

EXPLOSION KILLED FOUR.

Four are Dead at Fort Moultrie.

Charleston, May 23.—The list of casualties as a result of the blow out of the breech block of gun No. 2 of the three-inch guns of Battery Lord at Fort Moultrie on Sullivan's Island was increased with the death of Capt. B. G. Hanna, commanding officer of the Sixteenth company, in charge of the battery, this morning. Capt. Hanna was so badly injured that his death was expected, making the fourth by the accident, with three other men of the company injured. The injured are not seriously hurt, and the death of Capt. Hanna is the last to be recorded as a result of the accident. The bodies were brought over to the city this afternoon and they will be given a military funeral. Capt. Hanna's body will be sent to Louisville and Privates Baxter to Cosby, Tenn., Dalton to Conway, Ky., and Christian to Longstreet, Ohio.

John Yates, a negro who was shot by officers several days ago when he tried to run off when he saw them approaching to arrest him, is slowly recovering from his wound and it is thought now that he stands a good chance of recovery.

BLEASE SCORES FELDER.

GOVERNOR ALSO REFERS TO STEVENSON, CARLISLE AND LYON.

Calls Felder Joe Brown's Darling, and Says Georgia Governor "Has Had His Pardon Clerk Already Fixing up a Release" in Case of Conviction—Col. Felder Well Known as Attorney for Dispensary Wind-up Commission.

Columbia, May 24.—Thos. B. Felder the Atlanta attorney, now charged with alleged bribery in Atlanta, Ga., was excoriated this morning by Governor Cole L. Blease. The Governor also refers to W. F. Stevenson, representative from Chesterfield, and former Attorney General J. Fraser Lyon, as well as H. B. Carlisle, Senator from Spartanburg county, who was chairman of the dispensary investigation committee, that took the Blease and Felder detectives to Augusta last mer.

Governor Blease's dicta interview follows:

"I do not see that it is necessary for me to give out any interview or to have anything to say. It is not inside of my State and I do not suppose anybody that knows Tom Felder would be surprised if he is guilty or if this is a scheme worked up by him to get a little cheap notoriety and advertisement. However, I presume that the members of the Atlanta Bar will immediately furnish certificates of character for their darling, Tommy, and show that he is above suspicion and a gentleman of the highest character, with an unblemished reputation as a man and attorney, and if a court of Georgia should order his arrest that Gen. Anderson will forthwith call out the militia and have him released, as Gen. Anderson, his former partner and life-long friend, knows of his character and reputation and will not for a moment allow his Tommy to be interfered with, and I am satisfied that poor little misled Joe Brown has had his pardon clerk already fixing up a release for his innocent darling in case of any conviction. And as a matter of course, the gutter-snipes who went over to Augusta from South Carolina will hurry to offer their services to go on sweet Tommy's bond, and also to appear in the courts, along with Seaboard Bill and his friend, J. Fraser Lyon, who have heretofore been his bosom friends in his defence—all save Chairman Carlisle, who I suppose, will be too busy "Moscow" to leave his own State just now."

"Consequently all will be well. Birds of a feather flock together, and, of course, if the lead buzzard rings his bell the congregation will assemble."

Thos. B. Felder is well known throughout South Carolina. As an attorney for the Ansel dispensary wind-up commission he secured the evidence which resulted in over \$50,000 being recovered to the State from liquor houses which had overcharged the old State dispensary. After Governor Blease came into office and the Ansel commission were fired a warrant charging Felder with having attempted to make a "frame-up" with H. H. Evans, of Newberry, to sell liquor to the State dispensary while Evans was on the board was taken out in Newberry and a reward was offered for the arrest of Col. Felder. Requisition papers drawn on Governor Brown, of Georgia, by Governor Blease for Col. Felder were refused. The Newberry grand jury returned a "no bill" in this case later on.

Col. Felder's charges against Governor Blease and his sensational letters to the press of South Carolina promising to write a book on the Governor, and finally his employing of Detective William J. Burns in attempting to prove official corruption in South Carolina, the testimony at Augusta, the reply by Governor Blease and the latter's re-election, all are recalled by the latest news from Atlanta.

Great interest is being taken all over the State in the charges against Col. Felder.

URGE SEGREGATION OF RACES.

Railway Mail Clerks Put Question up to Burlison.

Washington, May 24.—The race question has been put squarely up to Postmaster General Burlison, in a petition signed by more than eight thousand railway mail clerks, urging the segregation of white and negro employees in the service.

It was presented by Robert A. Prather, of Little Rock, Ark. The petitioner asked that the Postmaster General issue an order putting the segregation into effect at once.

AUSTIN KILLS FOURTH VICTIM.

NEGRO IS REPORTED TO BE SURROUNDED IN GEORGIA SWAMP.

Posse from Allendale Goes to Scene in Response to Sheriff's Message—Negro's Trail Picked up at House Formerly Occupied by His Father.

Allendale, May 25.—Another has been added to the list of Richard Henry Austin's victims, according to a telegram from Screven county, Georgia, where the negro is said to be surrounded. Sheriff Morris telegraphed today for a relief posse and at the same time news was received that the posse had killed another negro last night. It seems that the negro is in a swamp and seeing a negro returning from a fishing trip last night thought he was a member of the posse pursuing him and proceeded to shoot and kill him.

Members of Sheriff Morris' posse returning from the scene of the hunt say Austin is now surrounded and will surely be captured.

In response to a request from the Barnwell sheriff nine citizens of Allendale armed themselves and left this morning in automobiles. The swamp where the negro is being guarded is 30 miles from here.

The information here is that the trail of the negro was picked up after he left the house formerly occupied by his father near Hudson's ferry.

CAN NOT OPEN COURT.

Barnwell Sheriff is Detained in Pursuit of Austin.

Barnwell, May 25.—A telegram was received today by Mrs. Morris, wife of Barnwell's sheriff, saying her husband was occupied in the pursuit of Richard Henry Austin and could not be here to open court tomorrow. The telegram announced that the negro was surrounded in a swamp ten miles from Newington between Sylvania and Halden.

News has reached Barnwell that Austin killed a negro last night. It is said here that after the negro was located a negro who had joined the party was sent in to communicate with Austin but was killed by the fugitive.

TILLMAN WANTS LESS SMOKE.

Senior South Carolina Senator Says He Will Die unless Smoking is Prohibited.

Washington, May 25.—Senator Tillman is again on the warpath against smoking around the senate. Today the Washington Post carried the following story on the subject which explains the situation:

"Senator Tillman will make what he said may be his last speech in the senate next week when he pleads for a rule prohibiting smoking at any time or place in the senate chamber or cloakrooms. Recently the South Carolina senator offered an amendment to the rules to abolish smoking, which is permitted in the cloakrooms at all times and on the floor when in executive session."

"The committee on rules reported against the proposed change."

"When asked why it might be his last speech Mr. Tillman replied: 'I'll probably die if the rule is not adopted. I've got to have plenty of oxygen to live, and one can not have that in a senate chamber filled with tobacco smoke.'"

GOODWIN WEDS AGAIN.

For Fifth Time Celebrated Actor Steps Off.

Los Angeles, Cal., May 24.—Discarding for the occasion the walking stick that has been his constant aid since the accident which nearly disabled him more than a year ago, Nat Goodwin, the actor, smiling, underwent his fifth experience as a bridegroom today at his home at Ocean Park. The bride was Margaret Moreland, his leading woman on the stage. She recently was divorced from Charles Doughty, a real estate broker of San Diego. Justice J. W. Summerfield performed the ceremony.

Chinese General Killed by Bomb.

Shanghai, May 25.—Gen. Hsu Pao San was killed by a bomb today while opening a box he thought contained porcelain, of which he is an ardent collector. He attempted to pry off the cover. A terrific explosion followed, and he was hurled to the opposite end of the room. A servant was almost instantly killed. The general was a strong supporter of President Yuan Shi Kai and the object of bitter hatred to the southern extremists.