



THRILLING MURDER CASE IS APPEALED

Deputy Sheriff Said to Have Committed Act of Lawless Band—Dream Alleged to Have Caused Negroes' Confession.

Serious accusations against Deputy Sheriff Ed. Carter, at Buckingham county, are made in the petition for a writ of error in the case of Dallas Wright, under sentence of death for murder. As previously published, a writ in this case was allowed a day or two ago by the court at Wytheville, the papers having been received yesterday by Clerk H. Stewart Jones.

Carter is said to have had "knowledge and complicity" of a band of men which took Richard Perkins, a negro, accused of the same crime, from officers and strung him up several times in order to force a confession. The petition of Attorneys Aubrey E. Strode and Jack Lee says plainly that Carter "lied to Perkins," and calls the officer a "hypocritical deputy sheriff."

CIRCUIT WAS CHANGED.

In addition to the strictures of Mr. Carter, a reference is made to State Senator Sands Gayle, of Buckingham. It is related in the petition that during the recent legislative session a bill was passed taking Buckingham county from the Twenty-ninth Judicial Circuit and putting it in the Fifth. This, so it is stated, resulted in the counties and giving Judge Hundley six. Without argument or accusation of improper conduct, which is apparently left to implication, it is merely said that Senator Gayle, whose firm was engaged to assist in the prosecution, was a member of the Senate.

A dream is said to have played a leading part in the case.

On the night of April 17, 1909, a very old and dilapidated log cabin in a thinly settled part of Buckingham county was destroyed by fire. The house was owned and occupied by T. C. Stuart and W. J. Stuart, bachelor brothers who were reputed to have money. The fire was seen by a man living some distance away. When neighbors arrived and the flames had been quenched, two bodies were found both being utterly unrecognizable as a result of the intense heat.

REMARKABLE DREAM.

A day or two after this affair a resident of the neighborhood, says the petition, G. T. Bolton by name, related a dream. He saw five men go to a dilapidated house. A shot was fired. Then he saw three men struggling, one of them being held. The captive was thrown to the ground and his head completely severed by an axe. Then one of the others went around with a tin cup or can in his hand. The murderers then separated. One of them was a white man.

Mr. Bolton, it is related, in this dream recognized Dallas Wright, white, and Richard Perkins, colored, the latter being the one who used the axe. These two men were later indicted with Ed. Jones, colored, for murder.

TWO CONFESSIONS.

Warrants were issued for the arrest of Wright, Perkins, Jones and for Aylette Johnson. Later, one was issued for Willie Jackson. All parties are colored except Wright. Jackson made a confession implicating the others. Johnson, it is stated, at first said nothing, but later, finding that he was confined in jail while Jackson was allowed to go at large, he made a statement corroborating Jackson's story.

The confession related the facts substantially as follows: Dallas Wright, Richard Perkins and Ed. Jones came to the home of Charley Johnson, the mother of Aylette Johnson, on the night of the murder. Aylette Johnson and Willie Jackson were already there, intending, said one of them, to go fishing. The three visitors declared they were going to have some fun with the Stuarts. When the other two men demurred at taking part, they were threatened with death unless they consented, whereupon all five proceeded to the Stuart house. Johnson and Jackson were set to watch at places which are said to have been useless for this purpose. The other three went inside.

From this point the story follows the line of Mr. Bolton's dream with remarkable distinctness. One of the Stuarts was killed, and the men demanded of the other that he tell where the money was concealed, whereupon he indicated a spot under the hearth. This was examined and \$150 taken. Then the living man's

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head was cut off at one blow with the axe, while two men held him on the floor. The house was fired and the murderers departed.

MONEY DIVIDED.

One of the watchers fled at the sound of the gunshot. The other saw the money divided into three equal parts of \$50 each by the murderers, Johnson and Jackson getting none of it. The two last named men are still in jail, says the petition, and, despite their confession, no indictment has even been found against them.

At the first trial of Wright the jury disagreed and was discharged. Then the law was passed changing the circuit, being made an emergency measure, which took effect at once, before the next trial. At the March term a verdict of murder in the first degree was rendered, and the death penalty was the sentence. The conviction, says the petition, was upon the sole testimony of Jackson and Johnson.

In an opinion granting a new trial to Ed. Jones, who was also convicted, the judge is quoted as saying that the evidence of these two negroes "challenges human belief, is absolutely and utterly untrustworthy, unsatisfactory and incredible." The theory of the defense is that the minds of the negroes were swayed by the dream which had been told in the neighborhood until they believed it as actual occurrence. The attorneys say that either a miracle has happened in the wilds of Buckingham County or the dream had been ground into the superstitious temperaments of the two negroes.

JEALOUSY OF STEPHEN, PAUL KILLS WIFE AND THEN SELF—LITTLE BOY ESCAPES.

(Continued from First Page.)

He merely told Coroner Taylor to go ahead with the investigation and to find out all he could.

BOY'S SAD, GRAPHIC STORY.

Coroner Taylor got to the house at 6 o'clock and immediately examined the two bodies. There was only one witness to the shooting—Leslie Eubank. Half crying and clad in a little sailor suit and in his stocking feet, the blonde-haired, dark-eyed boy, was brought back to the house and questioned by the coroner. His story was clear, the little fellow remembering all the details and narrating them with the finest exactness.

"They were fussing all night," he said, "and I was too scared to undress. I lay awake all night, and heard them in the next room. Allen (he calls his stepfather by his first name) kept putting his feet on my mother, and she got up and lay down on the floor. I heard her say she was going to sleep on the floor, and I heard her get up. Allen kept on fussing with her all night, and I just couldn't sleep. By and by, she got up and went downstairs to get the bread ready for breakfast, and then she came back and came into my room, and began dressing."

"Then Allen came in and caught her by the wrist and shot her in the arm. He shot her again when she fell down, and mother told me to run, and I ran just as hard as I could. I got close to the fence in the alley because I was afraid he would shoot me through the window. The window was open and all he would have to do would be to open the shutters, and I was scared he would shoot me, too. 'I heard mother scream again,' he sobbed, "and that was the last time I heard her scream. I ran around to Mr. Lyle's, because they had always told me to come there if anything happened, and I knew they wouldn't let him kill me there. They were all up when I got there and let me in. Mrs. Lyle telephoned to the police. I heard her when she telephoned."

PAUL MENTALLY UNBALANCED. Details of the marital unhappiness of the Pauls were afterwards gleaned from the boy, and the story of their married life of only nine months was gradually unfolded. Coroner Taylor and others are of the opinion that Paul was mentally unbalanced. Last Wednesday he attempted to commit suicide by turning on the gas in the bathroom. But he was discovered before he got under the influence of the gas and was carried out. On another occasion he told Mrs. Paul that he was going down into the cellar to kill himself. He got his pistol and went down, but soon returned, saying that he couldn't fire the shot. Time and again he made threats to kill his wife, himself and his stepson. He always exhibited a tremendous dislike for the little fellow, and the latter said that he was always afraid of him. Once he went so far as to point a pistol at Mrs. Paul, but forebore to shoot. On Saturday afternoon the two went to the baseball game, and those who saw them there said they appeared to be perfectly amicable. But the quarrel was resumed on their return. The fussing, said the boy, continued through the evening meal and went on all night. Paul seems to have been jealous of

Leslie Eubank, the first husband of Mrs. Paul, and hated the son born of her first union. Her brothers and sisters and friends frequently advised her to leave her husband, but she would never consent to take the step. One of the brothers said yesterday afternoon that if she had taken his advice she would not have been murdered.

FIRST HUSBAND KILLED.

Mrs. Paul was born Miss Lucy Morecocke. Nine years ago she married Leslie Eubank, a conductor on the Richmond, Fredericksburg and Potomac Railroad. One year later he was fatally injured in a wreck and died of shock resulting from the amputation of one of his legs. His wife received about \$10,000 damages, and some believe that Paul married her for the money. When the second marriage took place nine months ago it was with the mutual understanding that Paul was never to touch the money, which, on Mrs. Paul's death, was to revert to her son. Paul was a candy salesman by trade, but, as he once told his wife, according to her son, he preferred to be known as a Richmond salesman. He was treasurer of the Pine Street Baptist Sunday School, which little Leslie attended.

"My birthday was on May 27," said the boy last night, "and I got a picture postal of our Sunday school. Mother gave me a bicycle, but Allen didn't give me anything. When mother married him I asked her not to do it, but she loved him and they got married. But I don't think she loved him afterwards, for he was always fussing with her. I didn't love him a bit because he was so unkind to her." The boy now has neither father nor mother. Tragedy has followed his long life, but his tender years prevent the more acute and more lasting sorrow that would come to those of longer years. He is very precocious for his age, is able to read and write and converse better than many older people.

REMEMBERS EVERY DETAIL.

He went over the story of the shooting several times, never varying. He remembers nearly everything that has occurred since he was a year old. "I had my picture taken," he said with childish delight, "when I was two years old, and I had it taken when I was three, and when I was five, and mother had another taken not long ago." He was wearing yesterday the same clothes he had on when the last photograph was taken in a gallery on Broad Street. After the murder and suicide he was taken in charge by Robert J. Tuck, of 2614 East Franklin Street, whose wife is related by marriage to the little fellow's mother.

They will care for him until further arrangements are made for his future upbringing. His grandfather on his mother's side is living, and he may go to his aunt in Spotsylvania county. By the will of his mother he is amply provided for.

Allen Paul, who was the son of Lawrence Paul, a merchant, living at 409 South Laurel Street, and grandson of Herman Paul, assistant at the City Home, was twenty-seven years old and Mrs. Paul was two years his senior. Their unhappiness began soon after their marriage. Besides threatening her, he twice beat her, once at home and the second time in his store on West Main Street.

LIVED ALWAYS IN FEAR.

Leslie returned last Sunday from a visit to his aunts in Spotsylvania county, but her husband refused to allow Mrs. Paul to go to the station to meet him. But the little boy was met by Mrs. Binford. He had waited some time for some one to meet him, and was being watched by a police officer. As soon as he saw Mrs. Binford he told the officer that he knew her, and she took him home.

The second time little Leslie ran out to get some one to help his mother, but was told by the people he went to see not to say anything about it. Thereafter he lived in constant dread of his stepfather, "Sometimes he was nice to me," he said wearily, "but most of the time he hated me. People kept on telling mother to leave him, and I wish she had. I wish she had never married him, and then I would have her now. Now I haven't got anybody." He got so tired from his long vigil that he could hardly hold his eyes open. Heavy blue lines were drawn beneath his eyelids, and his face was the picture of weariness. He had been awake twenty-four hours, and, when at last he was too tired longer to hold up his head, they put him in a cot and he soon passed into the sleep of utter exhaustion.

After her mother's death, Mrs. Paul was reared by Mrs. A. R. Binford, of 2505 Stuart Avenue, who idolized her. Mrs. Binford was aroused soon after the tragedy, and at once went to the house where the young woman lay dead. She was frantic with grief, and could not be comforted. She was taken away after spending several hours by the bier, unable longer to stand her sorrow.

TWO FUNERALS.

Neighbors flocked to the house all day, for the whole community had



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been aroused by the sound of the shots and the dying woman's screams. The Pauls have lived on Meadow Street only a few months, and were known by but few people there.

There will be two funerals. Mrs. Paul will be buried in Summit, Spotsylvania county, by the grave of her first husband. Coroner Taylor signed the necessary papers for the removal of the body yesterday morning. The services will be conducted in the house where she was killed to-morrow noon. Paul will be buried here. And two undertakers will be employed—L. T. Christian for Mrs. Paul, and W. Fred Richardson for the husband.

\$100.00 Endowment Paid.

Lynchburg, Va., June 10, 1910. This is to certify that I have received from John Mitchell, Jr., Grand Worthy Counselor of the Grand Court of Virginia, Order of Calantha (\$100.00) One Hundred Dollars in payment of the death-claim of Sister Lewis Black, who was a member of Dunbar Court, No. 103, of Lynchburg, Va. Signed: NANNIE B. BLACK, Beneficiary.

Witnesses: Lucile Clark, Louis R. W. Johnson, G. A. Patterson.

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VIRGINIA: In the Law and Equity Court, City of Richmond, this 4th day of June, 1910.

John S. Stewart, - - - Plaintiff vs. - - - In Chancery. Maggie Stewart, - - - Defendant.

OBJECT.

The object of this suit is to obtain a divorce a vinculo matrimonii from the defendant. And an affidavit having been made and filed that the defendant Maggie Stewart is a non-resident of the State of Virginia, it is ordered that she appear here within fifteen days after the due publication of this order and do whatever is necessary to protect her interest herein.

A Copy—Teste: P. P. WINSTON, Clerk. J. Henry Crutchfield, p. q.

To Maggie Stewart,— You'll take notice that I shall on the 21st day of July, 1910, at the office of Phil B. Shield, Room Numbered 60, Chamber of Commerce building, situated southwest corner of Ninth and Main Streets in the City of Richmond, Va., between the hours of 9 o'clock A. M. and 6 o'clock P. M. of that day proceed to take the depositions of witnesses to be read as evidence in my behalf in a certain suit in chancery depending in the Law and Equity Court, for the City of Richmond, Va., wherein you are defendant, and I am plaintiff, and if for any cause the taking of the said depositions be not commenced on that day, or if commenced, be not continued from day to day, or from time to time at the same place and between the same hours until the same shall have been completed.

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