

# The Wilmington Post

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## WILMINGTON POST

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### RATES OF ADVERTISING.

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All communications on business must be addressed to THE WILMINGTON POST, Wilmington, N. C.

### JUDGE FOWLE'S OPINION.

We present the opinion of Hon. D. G. Fowle to our readers, by which it will be seen that this distinguished lawyer and statesman emphatically condemns the conduct of the bourgeois party in their attempt to steal the first district. Judge Fowle is a man to whose conservative and liberal and constitutional ideas of government the small tricks of petty politicians, whereby sound principles are violated and the people are robbed of their rights, are offensive and repugnant. For such men there is no room in a party whose office is light of narrow, prejudice and sectionalism, with its corner-stone resting on intolerance, proscription and the spoliation of the ballot. The Liberal coalition—a party broad enough to contain every element of opposition to the practices of bourgeoisism—invites all such men into its ranks.

With such men like Fowle, Pat Winston, C. C. Clarke, D. K. McKee, W. H. Day, Cook, of Warren, and scores of others who might be named, on the stump to rally the liberal and national sentiment of the state, the days of bourgeoisism are numbered.

RALPH N. C. Sept. 19, 1883.

My opinion is asked as to the legality of the writ of election, and proclamation, of the acting Governor of North Carolina, to fill the vacancy which has occurred by the death of the Hon. Walter Pool, representative elect in the 45th Congress of the United States, from the 1st district of North Carolina.

By chapter 275 of the acts of the general assembly of North Carolina, for 1876-77, in section 48, it is declared, "The first district shall be composed of the counties of Currituck, Camden, Pasquotank, Perquimans, Gates, Chowan, Bertie, Hyde, Beaufort, Pitt, Pamlico, Bertie, Martin, Washington, Tyrrel and Dare, and that 'Carteret,' county shall be in the third district."

By section 50 of the same act it is declared, "If at any time after the expiration of any Congress and before another election, or if at any time after any election, there shall be a vacancy in the representation in Congress, the Governor shall issue a writ of election, and by proclamation shall require the electors to meet in the different townships of their respective counties, at such time as may be appointed therein, and at the place established by law, and there to vote for a representative in Congress to fill the vacancy, and the election shall be conducted in the manner in regular elections."

By chapter 20 of the acts of the 47th Congress, passed Feb. 25th, 1882, the representation of North Carolina was increased from eight to nine members, and it was provided in section 3 of the act "that in each state entitled under this apportionment, the number to which such state may be entitled in the forty-eighth and each subsequent Congress shall be elected by districts composed of contiguous territory, and containing, as nearly as practicable, an equal number of inhabitants, and equal in number to the representatives to which such state may be entitled in Congress; no one district electing more than one representative. Provided, That unless the legislature of such state shall otherwise provide before the election of such representative shall take place, as provided by law. When no change shall be hereby made in the representation of a state the representatives thereof to the 48th Congress shall be elected therein as heretofore provided by law. If the number as heretofore provided for shall be larger than it was before this change then the additional representatives or representatives allowed to said state under this apportionment may be elected by the state at large and the other representatives to which the state is entitled by law in said states, and if the number hereby provided for shall be less than it was before the change hereby made the whole number to which such state was entitled before the change shall be elected at large, and the other representatives to which the state is entitled by law for the next election of representatives therein."

The election for representatives to the 48th Congress took place in November, 1882, and the Hon. Walter Pool was elected from the first district, composed of the counties above named, and the Hon. Tyler Bennett was elected from the state at large. This was done because the legislature of North Carolina had not re-districted the state before the election.

Afterwards, on the 6th of March, 1883, the legislature of North Carolina passed an act dividing the state into five districts, and declaring that the first district shall consist of the counties above named, except that Bertie county is taken from the first district and placed in the second, and Carteret taken from the third and placed in the first.

First-class theatricals are a thing of the past in Wilmington.

DANIEL G. FOWLE.

### PERSONALS.

Col. Geo. L. Mabson has returned from a 15 days visit up country.

Mr. Nathan A. Stedman of Elizabeth-town, was in the city Tuesday last.

Congressman W. J. Green was in this city on Saturday last, looking well.

Col. W. H. Day, of Weldon, with his wife, was in the city on Tuesday last.

Ex-Senator Davis, of Illinois, has been in the state on a visit with his wife.

Hon. John C. New, Assistant Secretary of the Treasury, is in Indiana, attending to private business.

Mr. E. M. Martin returned to the city on Sunday last, from a canvassing tour for the Wilmington, Wrightsville Railroad.

Special Agent E. Hubbs, was in the city a few days the past week, looking after customs matters. He is looking well we are glad to see.

Gen. Manning, our wandering but worthy Sheriff, is now up among the lakes of Maine, at his old sport hauling in those that will bite, specially at the hook.

Mr. Arthur Barnes, Assistant Sergeant-at-Arms of the U. S. Senate, came home to Wilson on a short visit on Friday last. Mr. Barnes is very popular as an officer of the senate as well as at home.

Col. Canaday's family have returned from the seashore, where they have been enjoying the breakers—from all accounts they did not enjoy the great storm. The wind blew, where they were, at times about 75 miles per hour and averaged 81 miles per hour for six hours.

Col. F. W. Foster and family, have returned from a visit to the Col.'s old home and friends in Pennsylvania. We are glad to learn that he had a splendid time, but his many friends were glad to welcome him back again and we hope he may continue prosperous and happy.

The editor of the Post visited the Orle at Baltimore on Thursday last, and thanks to friends in that city he had an excellent location to see the procession, but afterwards he had to walk two miles to get to the depot, from the fact that a conveyance could not be procured for love or money. He is down on the Orle.

Senator Matthew W. Ransom, went to Washington on Friday last. The senator is chairman of the Potomac improvements that is now going on and he keeps a watchful eye over that matter. It was through his efforts to a very great extent, that the appropriation was made, and he takes a just pride in the success of the works.

### The Press.

The North Carolina Educational Journal has been removed from Chapel Hill to Trinity College, N. C.

The State Chronicle the new independent Democratic paper started at Raleigh, by Mr. Walter H. Page, has been received by us, and we take very great pleasure in saying that it is the handsomest paper in the state. Its pages show great enterprise and ability. If the editor continues as he has commenced the undertaking will be a perfect success. We wish the editor and proprietor financial success. Subscription price, \$2 per annum.

The New Berner Nat Shell is a new little paper, and may it continue to prosper.

### City Items.

The river is falling again.

Health officer James is sick.

Congressman Green was in the city this week.

Mr. Bridger, of Pender, has a goose 32 years old.

Messrs. Brown & Roddick's new store is nearly finished. It will be handsome.

Major J. M. Cronly, of this city, is mentioned as one of the marshals of the State Fair.

Rev. Mr. Gregory, of Charlotte, is to occupy the pulpit of the First Baptist church on Sunday.

Capt. J. C. McMillan has been appointed postmaster at Kenansville, N. C., and W. R. Baker postmaster at Dudley, N. C.

Gen. Manning is to be at home about the 1st of October, and in the meantime is to attend a fair at Lewiston, Maine.

The "Farmer's Daughter" was a grand failure, but then Wilmington doesn't deserve anything better than a second-class troupe.

Miss Lena McQuigg, daughter of R. H. McQuigg, Esq., who has been on an extended trip north, returned with Mr. and Mrs. F. A. Foster on Monday last.

Mr. W. N. Jacobs, of this city, was on the committee of reception at the celebration of the 25th anniversary of Eastman Business College, at Poughkeepsie, N. Y., on Friday last.

### LOCAL SHORTS.

City Hall cats catch white mice.

Dwelling houses are in demand.

The summer absentees are returning home.

The cotton crop in Robeson was badly injured by the late storm.

The telephone wires, which got damaged during the late storm, are all right again.

The Presbyterian Synod of the state meets in this city on the 14th of November.

Run all the gutters under the sidewalks and thus prevent them from being a nuisance.

There were 14 interments in Pine Forest Cemetery last week, in Oakdale 3 and in Bellevue none.

Elias Halsey, the colored drayman, who was kicked so badly by a mule last week, is up and on his again.

Ben Drye, colored, cut his hand seriously with an ice chisel at the Front Street Market on Saturday last.

The Grand Commandery of Knights Templar will meet in third annual convocation at Charlotte, on the 9th of October.

Rev. O. Miller, of the Colored Baptist church, baptised several converts at the foot of Princess street Sunday afternoon.

Rev. Dr. Wilson, of the First Presbyterian church, will fill his pulpit next Sunday for the first time in several weeks.

The steamer Passport left for Philadelphia on Friday last, where she goes to get a new boiler and have a general overhauling.

Up to Saturday last there had been an increase of 876 bales of cotton in the receipts of the present crop year, commencing the 1st of September.

A sewer caved in near the foot of Dock street a few days ago and made a dangerous hole. The damage was promptly repaired, however.

Mr. F. W. Foster and family have returned from the north, where they have been on quite a long visit. Fyrial looks to be in robust health.

The importation of bulbs for the purpose of raising choice plants and flowers, is getting to be a business here. They are brought direct from Holland.

The Sovereign Grand Lodge of Old Fellows of the United States met in Providence, R. I., Monday. Mr. R. F. Jones is one of the representatives from this State.

A dredge has been engaged during the past week in deepening the water on the west side of the city. The ends of the docks have been cleared out in the same way.

The pulpits of the First and Second Presbyterian churches were filled on Sunday last by Rev. Alex. Sprunt, at the latter in the morning and at the former in the evening.

The wrecking steamer Resolute, of the Norfolk Baker Wrecking Company, put in here a few days ago. She had been searching for wrecks, but had found none, and stopped here for orders.

Mr. W. H. Lamar, formerly connected with the Signal office in this city, was of the Greely Arctic exploring party, whose vessel, the Proteger, was crushed by the ice on the 23rd of July last.

A severe rain storm passed over this city on Friday last, flooding the streets, causing terrible wash-outs, and doing no little damage to stocks in stores. The total rainfall was 4.88 inches, and the total for the week ending on Friday was 13 inches.

The Wilmington Library Association is having quite a number of accessions to its membership, and we are glad to hear that the new directors are determined to "turn over a new leaf" and make it more deserving of success than ever before.

There was much rejoicing in the community when the news came that the steamship Benefactor had passed Sandy Hook on her way to New York. Much apprehension had been felt in regard to her safety and to the fate of her passengers, of whom two were ladies from this city.

The Mayor has at his office some samples of paving stones, from quarries in Warren county and Drury, Va. The city is preparing to pave North Water street, and Market street to Third, and the blocks in question look like they will answer the purpose admirably.

Our citizens were pained to hear of the death, at the residence of her father, Mr. Geo. W. Hardwick, of the Star, on Monday night last of Mrs. Mary W. Rhodes, wife of Lieut J. U. Rhodes, of the U. S. Revenue Steamer Colfax. She was only 23 years of age.

### NEW ADVERTISEMENTS.

#### ABOUT SEPTEMBER 15TH & 20TH

A large and attractive Stock of

Dry Goods,

Oil Cloths and

Carpets,

Will be ready for the inspection of the public.

In the meantime we will close out ODDS and ENDS at such bargains as will attract.

A few Piece 50 cent Carpets will closed out at 37 1-2 cents per yard.

R. M. MCINTIRE.

September 7—4f

### Special Dispatch.

SMITHVILLE, N. C., Sep. 20th, 1883.

Lykus, another large ocean steamship just come over the bar, bound for Wilmington about 1,500 tons pilot.

Capt. R. S. Radcliffe has returned from the mountains greatly improved in health.

The opinion is ventured that there are more cows, hogs, goats and dogs on the streets of Wilmington than in any other place of the same size and population in the United States.

The Frying Pan Shoals Lightship, which got a drift from her moorings during the late storm, was picked up off Myrtle Grove sound by the Revenue Cutter Colfax.

The steamship Raleigh, the first arrival of the new line between this city and Baltimore, and for the safety of which considerable anxiety was felt arrived safely in port on Friday last.

Savannah has recently been putting in her claims to be the first naval stores port in the world, when in fact she is considerably behind Wilmington in this respect, as the fact and figures given by a city contemporary have proven.

Nearly this entire section of the state has been flooded by the recent heavy rains. Many bridges have been carried away and the crops have been badly damaged. The rice crop has suffered heavily.

Rev. E. S. Alderman, a student of Wake Forest College, but who will finish his education at the Louisville Theological Seminary, preached at the Front Street M. E. Church on Sunday night last and made an excellent impression.

Salt spray was blown from the ocean in among the trees and fields a mile and a half inland, Masonboro sound, during the late storm, and the trees and vegetation look as if a heavy frost had fallen upon them.

The attention of our readers is called to the postponement of the drawing of the Dismal Swamp Lottery. See letter of the secretary. We believe the company intend to deal with the public in an honest, open and frank manner.

The British steamship Woodsides, Capt. Jenkins, arrived here yesterday, consigned to C. P. McBane. Her gross tonnage is 1,770; net, 1,140. This is the largest steamship ever at this port, but there are others expected still larger.

Sells Brothers' Show Will Exhibit at Wilmington, Saturday September 29th.

We have no hesitation in pronouncing this the best, as well as the greatest traveling show that has ever visited us, and this, too, was the verdict of the multitude in attendance yesterday afternoon and night. The student of natural history will find ample scope in investigating the rare specimens of zoology, and the curious collection of birds, reptiles, and rarities of the aquarium, including a couple of the largest hippopotami ever brought to this country, and an immense tank of sea lions and leopards. There is the largest herd of elephants ever attached to a show, most of them educated to perform in the ring, and a rhinoceros weighing five tons.

The performances of the arena are first-class, the equestrian, male and female are certainly unexcelled, and the gymnastic and acrobatic are certainly superior to anything we have ever seen in that line, producing many acts of a novel and hitherto unseen character. The exhibition of a party of genuine Australian Maoris is something new. Indeed, there are many features in this comprehensive show, equally strange to the community of sight-seers.—Enterprise, June 11.

### MARRIAGE.

ADKINS, PATTERSON—In Quenwhiffe Township, Cumberland county on the 16th inst., at the residence of the bride's mother, by Alexander Leslie, Esq., Caste Adkins to Sallie Patterson, all of Cumberland county.

### NEW ADVERTISEMENTS.

STATE OF NORTH CAROLINA.

NEW HANOVER, SUPERIOR COURT.

BEFORE CLERK OF THE SUPERIOR COURT.

Brook G. Empe, Plaintiff,

vs.

Mary Holmes, Edward B. Dudley, S. H. Colson and wife Sallie B. Colson, and others, Defendants.

It being made to appear to my satisfaction that Edward B. Dudley and S. H. Colson and wife Sallie B. Colson are non-residents of this State, and cannot, after due diligence, be found in this State, and that they are proper parties to this action, and have an interest in property in this State: Now these are to command the said Edward B. Dudley and S. H. Colson and wife Sallie B. Colson to appear at my office, in the city of Wilmington, on the 31st day of November, A. D. 1883, at 10 o'clock in the morning, and answer or demur to the complaint, or judgment will be rendered against them according to the relief demanded in said complaint.

Given under my hand and seal of office this 13th day of September, A. D. 1883.

S. V. A. A. M. H. N. C.

Clerk Superior Court New Hanover Co. Sept 16-83

### A Brilliant Scheme.

THE DISMAL SWAMP LOTTERY

OF

Norfolk, Virginia.

25,000 TICKETS—\$356 PRIZES

The franchise of this enterprise is based upon the charter of the Dismal Swamp Canal Company.

The purpose in view is the "improvement and extension of that most important connecting link of the inland waters of Virginia and North Carolina. The legality of the Lottery has been fairly tested and established before the courts. It is the

MOST ATTRACTIVE SCHEME

ever yet placed before the public, and an examination of the detailed plan will show that it is far more favorable to the holders than any other of similar character.

Capital Prize \$5,000.

CLASS A, TO BE DRAWN AT NORFOLK, VA., ON

Thursday, Nov. 22nd, 1883.

J. B. HORNBACH, Manager.

SCHEME:

1 Prize of \$5,000 is..... \$5,000

1 do..... 1,000 is..... 1,000

1 do..... 500 is..... 500

1 do..... 200 is..... 200

1 do..... 100 is..... 100

1 do..... 50 is..... 50

1 do..... 25 is..... 25

1 do..... 10 is..... 10

1 do..... 5 is..... 5

1 do..... 2 is..... 2

1 do..... 1 is..... 1

1 do..... 1/2 is..... 1/2

1 do..... 1/4 is..... 1/4

1 do..... 1/8 is..... 1/8

1 do..... 1/16 is..... 1/16

1 do..... 1/32 is..... 1/32

1 do..... 1/64 is..... 1/64

1 do..... 1/128 is..... 1/128

1 do..... 1/256 is..... 1/256

1 do..... 1/512 is..... 1/512

1 do..... 1/1024 is..... 1/1024

1 do..... 1/2048 is..... 1/2048

1 do..... 1/4096 is..... 1/4096

1 do..... 1/8192 is..... 1/8192

1 do..... 1/16384 is..... 1/16384

1 do..... 1/32768 is..... 1/32768

1 do..... 1/65536 is..... 1/65536

1 do..... 1/131072 is..... 1/131072

1 do..... 1/262144 is..... 1/262144

1 do..... 1/524288 is..... 1/524288

1 do..... 1/1048576 is..... 1/1048576

1 do..... 1/2097152 is..... 1/2097152

1 do..... 1/4194304 is..... 1/4194304

1 do..... 1/8388608 is..... 1/8388608

1 do..... 1/16777216 is..... 1/16777216

1 do..... 1/33554432 is..... 1/33554432

1 do..... 1/67108864 is..... 1/67108864

1 do..... 1/134217728 is..... 1/134217728

1 do..... 1/268435456 is..... 1/268435456

1 do..... 1/536870912 is..... 1/536870912

1 do..... 1/1073741824 is..... 1/1073741824

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