

Every woman knows that a polished table collects so much dust in a day that she can write her name on it.

The same thing happens to a soda cracker exposed to the air—sufficient reason for buying **Uneda Biscuit** the only soda cracker. Perfectly protected in a dust tight, moisture proof package.

**5c**

NATIONAL BISCUIT COMPANY

### THE SAMUELS CASE WILL NOT DOWN

Two Ex-Deputy Collectors Give Testimony. Both Were Under Indictment. Contract Awarded. Italian Arrested. Concerning Audubon Society. Judges Galore in Hotel.

Special to The News. Greensboro, Feb. 7.—In the trial of G. W. Samuel in the Federal Court yesterday, ex-Deputy Collectors J. H. Smith and J. W. Hasty, themselves indicted were the principal witnesses examined for the defense, the cross examination of the latter not being completed when court adjourned. They testified that Samuel was a fine officer, and corroborated his evidence in every particular.

Under cross-examination both failed to explain how in a few months after they entered the revenue service, in Wilkes, going there without means, they became of financial importance. Hasty acknowledged loaning out as much as \$3,000 in cash in six months after he arrived. The only witness other than a revenue officer was a justice of the peace. Stating that there general knowledge of the existence of distilleries especially of Jim Combs' and McEwin's steam distilleries, he was asked on cross examination why as a magistrate, he had not issued warrants himself for the arrest of the parties. He replied that several times he had consulted with United States Commissioner Dula, who said that the revenue officers knew all about the stills and had been repeatedly informed of them and would do nothing and that as justice of the peace, he had no right to issue a warrant for a State offense on hearsay testimony, but that a sworn complaint had first to be made before it became his duty to take action.

The police here last night arrested an Italian named Pentro Zontiricini, on suspicion of being a man advertised as wanted for a murder in California, and for whose arrest a reward of \$500 is offered. The man was arrested at the station but protests his innocence. He was locked up awaiting further information. He very much resembles the photograph sent here, but his height is at least two inches less than the published description.

Mr. T. Gilbert Pearson, secretary of the North Carolina Audubon Society, has returned from Minneapolis, Minn., where he delivered an address last week before the annual meeting of the State Game Wardens and State Game Commissioners of the United States. He also responded to a toast at a big banquet tendered to the wardens and commissioners.

Greensboro is truly a Gate City. Sunday night the following Superior Court judges in transit were at the Benbow Hotel: Jones, of Winston; Cooke, of Louisville; Long, of Statesville; Peebles, of Jackson; Ferguson, of Waynesville; Bryan of New Bern; Shaw, of Greensboro. When United States District Judge Boyd walked in the hotel lobby, there was the unusual spectacle of eight active judges in active conversation not one of them realizing how seldom such a thing happened, or referred to it.

**RELIEF FOR ASTHMATICS.**

Phenomenal Results From the Use of the New Austrian Drug.

New York, Feb. 6.—The thousands suffering from asthma will hail with genuine delight the news that a remedy has at last been discovered which not only relieves the distress that attends asthma, bronchitis and catarrh, but completely and permanently cures these diseases.

The new discovery, known as ascato, has been unusually successful in some of the most obstinate cases of asthma, some of them of forty years' standing. The Austrian dispensary, 32 West 25th Street, New York City, is now, by special commission supplying a sample of ascato free of charge to every one who writes to them for it.

Old maids would be scarce and hard to find.

Could they be made to see, How grace and beauty is combined By using Rocky Mountain Tea.

R. H. Jordan & Co.

**RAIN OR SNOW.**

This is the Prediction of Local Weather Man Bennett.

The weather man says that it will either rain or snow in Charlotte tonight and that Thursday will be cloudy. As to the weather conditions at other points, Mr. Bennett, the local weather man, says:

"The northern high pressure area has remained nearly stationary over the Lake region and the Ohio valley, but has diminished in intensity. Temperatures continue low over these sections of the country, but are rising over the Missouri and upper Mississippi valley, where an area of relatively low pressure appears this morning. The barometric disturbance over Florida has caused cloudy weather, with some rain or snow over the South Atlantic and East Gulf States, and has prevented the cold wave from reaching these sections with full intensity. In this vicinity the weather will continue cloudy tonight and Thursday, with rain or snow tonight."

**SCIENTIFIC FOOD**

for little folks.

**Grape-Nuts**

change rickety children to strong, sturdy health.

"THERE'S A REASON."

**1-30th**

of the entire Quinine production of the world is consumed every year by the makers of **Laxative Bromo Quinine Tablets**

"Cure a Cold in One Day." E. W. GROVE'S signature on box.

### JUROR PHIFER HAD NOT PAID HIS TAXES

The Technicality on Which William E. Breese, Escaped a Penitentiary Sentence of Seven Years. Noted Case Tried in Charlotte Comes to an End.

The News yesterday afternoon stated that the Circuit Court of Appeals had reversed the decision of the lower court in the case of William E. Breese, charged with embezzling funds from the defunct First National Bank of Asheville, and who was convicted and sentenced in Charlotte in July, 1904, in speaking of the court's decision, the Evening Journal says:

"Of the opinions announced today doubtless the most important one is the case of William E. Breese, plaintiff in error, vs. the United States, defendant in error, from the United States Circuit Court at Charlotte, N. C.

"Mr. Breese was president of the National Bank of Asheville, N. C., and was, in November, 1897, indicted for alleged violations of section 5209 of the Revised Statutes of the United States for misappropriating funds of the bank. He was tried by the lower court in November, 1898, and found guilty and sentenced to serve ten years in the penitentiary. He then appealed to the Circuit Court of Appeals, which court reversed the lower trial. On the next trial the jury failed to agree, and this happened again on the third trial. The last trial was commenced on July 12, 1904, and resulted in a verdict of guilty on certain counts in the indictment and a judgment that the defendant be imprisoned in the penitentiary at Atlanta for a term of seven years, from which judgment the prisoner sued out a writ of error from this court.

"The main ground of the plaintiff in error for a reversal of the lower court is based on their plea of abatement and motion to quash filed in the lower court. The plea asserts that C. C. Phifer, one of the members of the grand jury, that returned the indictment, was the owner of more than \$100 of personal property, and he had not paid his taxes upon said property, which is required by the laws of North Carolina in order to be qualified to serve as a grand juror. This court holds that the grand juror was not qualified to serve and, therefore, the lower court was in error in not sustaining the plea in abatement and the motion to quash, and, therefore, the judgment of the court is reversed.

"This opinion virtually ends the cases against Breese, Dickerson and others for misappropriating the funds of this bank because it is now too late to have them reindicted by another grand jury."

**MR. J. B. S. THOMPSON**

Wanted to Know If Charlotte People Were Pleased With New Depot.

The News man was accorded an audience this morning with Mr. J. B. Thompson, general agent of the Southern Railway Company. He will, with several other officials, pass through the city on train No. 38 occupying one of the Southern's palatial private cars, en route to Washington from Atlanta.

Mr. Thompson was very much interested in the approval and general satisfaction of Charlotte people as to the Southern's new depot that is nearing completion, asking what the people thought of it, and whether or not they were pleased with its location. The News man assured him that everybody was pleased with it, the location, the architecture and attractiveness.

Mr. Thompson was very glad to know this, remarking that in his opinion, the present location was far better than the proposed union station at the intersection of the Seaboard and Southern tracks on West Eleventh streets.

**ATTEMPT TO WRECK STORE.**

Robber Loots Store and Attempted to Wreck it by Igniting Oil Tank.

At a late hour Saturday night a thief entered the store of Mr. J. P. Gibson, at the corner of Stonewall and Graham streets, carried away about \$35 worth of groceries and then attempted to set the store on fire. The robbery was not discovered until Sunday morning and what Mr. Gibson saw upon entering the store amazed him. On a large oil tank in the rear of the store was a pile of charred sticks of wood and the shelves near-by were scorched showing that the thief attempted to ignite the oil tank and wreck the store. That the oil did not explode, seems almost miraculous as several small pieces of burned wood were found inside the tank. The miscreant covered his tracks well, leaving no clue behind.

**ONCE POLICE OFFICER.**

Now Wanted on Charge of Grand Larceny.

The Charlotte police have been notified to keep a sharp lookout for one James J. Reynolds, who was formerly a patrolman of the city of Baltimore. Reynolds is charged with grand larceny and the alleged crime is said to have been committed during the time he was serving as an officer.

It is charged in the indictment that Reynolds, at different times, took a large amount of fancy chinaware bric-a-brac, and other household goods. He was released from custody on a \$1,500 bond, which he afterwards forfeited. It is thought that the man has come South, and is now residing somewhere in North Carolina.

**Taken by tens.**

One day last week Mr. Jos. Abraham, local manager of the Virginia Life Insurance company received a letter from the Young Men's Christian Association, stating that the Association wished to increase its membership to 1,000, and asked his aid in securing some of his local agents as members of the Association. Now Mr. Abraham has ten men working from this office and he wrote the Association that if they would have a representative at his office on Saturday morning when the agents make their weekly reports he felt that at least some of the boys would join the Association.

Promptly at the hour appointed a representative of the Association called at Mr. Abraham's office and all ten men signed an application for membership in the Association. Mr. Abraham writing a check in favor of the Association for the ten fees.

**It burns them up**

Stearns' Electric Rat and Roach Paste

rush out of doors for air and die quickly. It is positively guaranteed as a sure death to rats, mice, cockroaches, fleas, all vermin. 25c per box. Best hotel size, 16 oz. \$1.00. Sold everywhere.

STEARN'S ELECTRIC PASTE CO. CHICAGO, ILL., U.S.A.

### RUTHERFORDTON NEWS NOTES.

**A Large Land Deal—Mental Anguish Suits—Hog Weighed 706 Pounds.**

Other News.

Special to The News.

Rutherfordton, N. C., Feb. 7.—There was consummated here last week a deal which may affect very materially a very large part of the mountain country in the northwest part of Rutherford county. A year ago Mr. Frederick L'Estrange, of New York, obtained options on several large tracts of land in this section and it was rumored at the time that he was doing this in the interests of the Standard Oil Company. Mr. L'Estrange has since then established a stave mill, of large capacity near Chimney Rock, at Mountain View Inn, and has been cutting considerable timber.

Last Friday, February 2, 1906, the deeds were finally signed conveying this property to Mr. L'Estrange, from Mr. David A. Thompson and others, trustees, who constituted what is known locally as the Speculation Company. These parties were represented in the deal by Rev. C. B. Justice, of this city. There were three tracts covered in the sale, totalling 9,376 acres, some of the land overlapping the Rutherfordton county line into Henderson and Polk counties. The consideration named in the deeds is over \$20,000 and the most authentic rumor has it that the land was bought for timber purposes, the timber to be used to make barrels for the Standard Oil Company.

Two mental anguish suits of W. D. Hamrick and wife vs. the Western Union Telegraph Company were compromised Monday in the Superior Court by the litigants. The plaintiffs sued for the slow delivery of a telegram sent September 13, 1903, by Philip Hamley to Forest City, to W. D. Hamrick at Old Fort, N. C., and delivered the following day. The offending telegram was sent Sunday morning and delivered Monday afternoon at 12.50 and read as follows: "Bill, come at once; your wife is bad off." Signed Philip Hamley.

McBrayer and McBrayer and B. A. Justice were the plaintiff's attorneys who secured the mental anguish damages of \$500, or \$250 in each case, for only one day's delay in the delivery of the telegram.

On January 2 of this year, Mr. J. W. McGinnis, of Cliffside, killed a large 2-year-old hog that weighed 706 pounds net on the scales at Cliffside Mills, in the presence of four witnesses who bear testimony to the truthfulness of this assertion about his "porkine highness."

Mr. W. C. Cochran, of Greensboro, spent today in the city, a guest at the Central.

**FIENDISH SUFFERING.**

is often caused by sores, ulcers, cancers, that eat away your skin. Wm. Beccell, of Flat Rock, Mich., says: "I have used Buckle's Arnica Salve for Ulcers, Sores and Cancers. It is the best healing dressing ever found." Soothes all cuts, burns and scalds. 25c at Woodall & Sheppard's drug store; guaranteed.

### TUMORS CONQUERED SERIOUS OPERATIONS AVOIDED.

Unqualified Success of Lydia E. Pinkham's Vegetable Compound in the Case of Mrs. Fannie D. Fox.

One of the greatest triumphs of Lydia E. Pinkham's Vegetable Compound is the conquering of woman's dread enemy, Tumor.

The growth of a tumor is so slow that frequently its presence is not suspected until it is far advanced.



Mrs. Fannie D. Fox

So-called "wandering pains" may come from its early stages, or the presence of danger may be made manifest by profuse monthly periods, accompanied by unusual pain, from the abdomen through the groin and thighs.

If you have mysterious pains, if there are indications of inflammation or displacement, secure a bottle of Lydia E. Pinkham's Vegetable Compound right away and begin its use.

Mrs. Pinkham, of Lynn, Mass., will give you her advice if you will write her about yourself. She is the daughter-in-law of Lydia E. Pinkham and for twenty-five years has been advising sick women free of charge.

Dear Mrs. Pinkham—

"I take the liberty to congratulate you on the success I have had with your wonderful medicine. Eighteen months ago my periods stopped. Shortly after I felt so badly that I submitted to a thorough examination by a physician and was told that I had a tumor and would have to undergo an operation.

"Soon after I read one of your advertisements and decided to give Lydia E. Pinkham's Vegetable Compound a trial. After taking five bottles as directed the tumor is entirely gone. I have been examined by a physician and he says I have no signs of a tumor now. It has also brought my periods around once more, and I am entirely well."—Fannie D. Fox, 7 Chestnut Street, Bradford, Pa.

Mr. Haas Has Recovered.

Mr. J. W. Haas, who has been a patient at the Presbyterian Hospital for several weeks, was discharged yesterday. Mr. Haas was attending to his business today and says he feels greatly improved.

**A GUARANTEED CURE FOR PILES.**

Itching, Blind, Bleeding, Protuding Piles. Druggists are authorized to refund money if PAZO OINTMENT fails to cure in 6 to 14 days. 50c.

**Watch and Jewelry Repairing**

Promptness and good work require the entire time and attention of the workmen.

I carry no stock and have nothing but repairing to think about.

If you appreciate having your watches, clocks and jewelry repaired in a first-class manner and ready when promised, send them to me.

**W. R. Hartsfield**

Watchmaker and Jeweler.

20 W. Trade St., next to Blair's Drug Store.

**Who said "All Comes to Him Who Waits?"**

Now as a matter of fact that is not within shouting distance of the truth. If your purse and your feet expect to profit by **this sale** you'll have to be **"Jonny on the spot"** and get here pretty soon—**We say you'll save from a half to a third on what you buy for yourself, wife, mother, daughter or children—besides you have eyes and can see!**

**CO. SALE CO.**

Shoe Bargains! Shoe Bargains! Shoe Bargains!

**\$1.18** This price now includes many styles and grades you wouldn't expect to find in Ladies'—also girls' and boys.

**\$2.49** These are Every one an Aristocrat.

Women's Fine Goods

**98c, 69c, 73c**

PICKINGS GALORE

You can afford to buy these and put 'em aside for next winter.

**\$1.69** These are just like finding money—you'll find on this table shoes that were on much higher priced tables a few days back.

**\$2.69** Men's such as you'd be proud to wear at any time or anywhere—some were \$5.00 and some were \$6.00.

Too many styles here to attempt to describe, you must see them—some cost a dollar'n a quarter, some more, none worth less—

**5c** for all Ten Cent Shoe Polish.

**Berryhill-Suther-Durfee Co.**

Successors to Berryhill, Bryan & Co.

9-12 West Trade St., Charlotte.

Childrens and Misses

**READ**

The House of a Thousand Candles

The Biggest seller we have ever had

The House of a Thousand Candles. Illustrated by Christy.

**Houston-Dixon & Co.**

MORE HEAT WITH LESS FUEL.

Stoves that will accomplish this need no further recommendation, and that's just what we claim for

BIRD GARLAND AND COLUMBIAN HEATERS.

You all know that our claims mean something.

**J. N. McCausland & Co.**

South Tryon St.

**House & Wooten**

Real Estate and Insurance.

Room 6 Y. M. C. A. Bldg.

**Watch and Jewelry Repairing**

Promptness and good work require the entire time and attention of the workmen.

I carry no stock and have nothing but repairing to think about.

If you appreciate having your watches, clocks and jewelry repaired in a first-class manner and ready when promised, send them to me.

**The Buford**

CHARLOTTE, N. C.,

Under the Management of

**C. E. Hooper & Co.**

Offers:

An Excellent Table. Large, Light, Warm Rooms Clean, Comfortable Beds Attentive Servants.

And every substantial comfort belonging to a well-kept modern Hotel.

**A Child's Bicycle for a New Year's Present**

will make the happiest child. We have all sizes to select from. Call and get our prices. Full line of supplies.

**Relay Mfg Co.,**

213 S. Tryon St.

**For Sale**

The O'DONAGHUE Residence on East Avenue.

houses and lots on S. Brevard St.

**FOR RENT.**

Five-room House on East Stone-wall St.

**C. McNelis**

PHONE 604

Y. M. C. A. BUILDING.

**A Permanent Asset**

The Purchaser of diamonds can see the end of his investment. He secures a clear value and a permanent asset as well as a constant aesthetic gratification.

Our collection is made up of selected stones of the highest grade.

**The Palamountain Co.**

JEWELERS