

INFRINGED UPON.

The Grounds Upon Which Governor Carr Appoints to the New Judgeships

Governor Carr threw a bomb into the Fusion camp yesterday.

When the Fusionists abolished the Criminal Court of New Hanover and Mecklenburg, and the Criminal Court of Buncombe, their object was to throw out Democrats and give places to the followers of Fusion.

So two new circuits were created, Republicans and Populists in joint caucus nominated, and the Legislature elected Senator Charles A. Cook, of Warren, judge of the Eastern circuit, and Representative H. G. Ewart, of Haywood, judge of the Western circuit. They considered the matter settled, and the pie all ready for slicing.

Governor Carr has at one blow knocked the pie out of their greedy hands.

Yesterday he announced that he had appointed to preside over these two circuits Judge Olive P. Meares for the Eastern and Judge Thomas A. Jones for the Western.

Fusionists didn't know precisely the meaning of this move.

A reporter saw Governor Carr in his office at the executive mansion on last evening.

The Governor was asked his reason for making the appointment.

"It is the Governor's prerogative," he replied; "this prerogative has been infringed upon. I claim the right to appoint these officers."

The question is a constitutional one, and will no doubt be argued before the Supreme Court.

The matter hinges on Section 30 of Article IV (Judicial Department), which reads as follows:

"Section 30. In case the General Assembly shall establish other courts inferior to the Superior Court, the presiding officer and clerks thereof shall be elected in such manner as the General Assembly may, from time to time, prescribe, and they shall hold their offices for a term not exceeding eight years."

It is plain that the General Assembly must fix the manner of electing these officers.

But has it the right to fill the vacancy until an election is held?

It is the prerogative of the Governor to fill all vacancies by appointment for the remainder of the term. Only the Governor has this right.

The General Assembly has not only fixed the manner and time of the election, but has selected persons to fill the vacancies until the election. In doing this it has stepped beyond its bounds, and has infringed on the prerogative of the executive.

And the Governor refuses to relinquish his constitutional rights.—Statesville Observer.

Just Think.

Mr. G. W. Patterson receives statements every week from the New York markets, and in Monday's sales in the city of New York, we see stated that 16,000 crates of eggs, each crate containing 36 dozen, were sold, making in all 576,000 dozen, or 6,912,000 eggs. Wednesday's sales amounted to 13,000 crates, or 468,000 dozen. The price paid for these eggs was from 14 to 20 cents. Isn't there more money in raising chickens and selling eggs than there is in cotton?

A Shower Bath It Was.

On last Thursday night about 11 o'clock the bottom of the tank in the top of the Cooper House fell out and let a flood of water into the dining hall of the house and on W. H. All on's stock of goods, wetting about one fourth of his entire stock, resulting in considerable damage to it. An inventory is now being taken of the damaged goods which will be presented to the proprietors of the house at Asheville, asking for payment of the same, as it was their fault in having a defective tank.—Statesville Mascot.

This, the Reason.

At the time of the recent shooting in Lexington, M. H. Pinnix, Esq., was in Ashland, Va., attending a sick brother-in-law. Whilst there and soon after the shooting he received telegrams from both sides desiring to employ him to defend and prosecute respectively. The fact that both sides wanted him, and being counsel for both sides in other important matters, and his position towards their families, placed him in such an embarrassing situation that he could not consistently receive a retainer from either side. These are the reasons he is not counsel in the Shemwell-Payne case; and this will answer the many inquiries on the subject.—Lexington Dispatch.

A \$300,000 FIRE.

The Flames Spread With Great Rapidity and Done Its Work Thoroughly

Kansas City, Mo., March 13.—A fire which destroyed over \$300,000 property in an hour broke out this afternoon in the four-story building at 410 West Fifth street, occupied by the English Supply company, dealers in engine supplies and iron materials. The fire spread with great rapidity through this building and in 20 minutes after it had started the whole interior was one mass of flames.

The wind was blowing a gale and the flames were carried to the top of the five-story brick building, north of the English building, occupied by the Western Newspaper Union and the Great Western Type Foundry building. Both buildings practically destroyed. In the foundry was a great quantity of type and type material, besides six cylinder presses. The Western Newspaper Company printed "patented inside" for 200 Western weekly newspapers and employed a big force. The loss in this building alone will exceed \$75,000.

At the graded school Wednesday morning there seemed to be a little break in the usual routine of affairs. Two children became suddenly sick. Little Miss Gyrte Morton, in Miss Meaders' room, became ill and very weak, and swooned. She had been sick, but as she wanted to keep up with her class, she would not miss school a day. Her fainting caused a ripple of excitement in all the rooms, and Little Miss Jamie Patterson, being of an excitable nature, became suddenly ill from fright. The children soon got over their afflictions and are now alright.

The Fusionists Surprised.

Gov. Carr claims the constitutional power to appoint the Judges of the two new criminal courts established by the Legislature. Accordingly he sent in the names of O. P. Meares and T. D. Jones.

The Populists had elected Cook and Ewart, and the thing stands that way until the matter is tested.

Cards Out.

The mail brings this card: YOUR PRESENCE IS REQUESTED AT THE MARRIAGE OF LIZZIE D. ROSS TO CALLIE B. LITTLE, TUESDAY EVENING, APRIL THE 16TH EIGHTEEN HUNDRED AND NINETY-FIVE, METHODIST CHURCH, ALBEMARLE, NORTH CAROLINA.

Shot His Ear.

Messrs. Will Wilkinson and Herbert Cook have returned from Ireland. While out hunting Tuesday, their dog found some birds in a thicket, and when they were flushed Mr. Cook fired at a bird and the contents of his shell pierced the left ear of Mr. W. P. Goodman, who was one of the party, but did not make his whereabouts known in time to avoid being shot. He was not seriously hurt.

Mrs. Gen. Barringer's Acknowledgments.

To the Confederate Veterans Association of Cabarrus County, N. C. GENTLEMEN: Not for myself alone but for my sons and my family, I would thank you, the Comrades of my honored husband, Gen. Rufus Barringer, for these Resolutions which speak the heartfelt sympathy of the Comrades of whom he talked with affection even in his last hours.

He ever held you in his heart as of the noblest bravest of North Carolina's heroic soldiery. He ever remembered and loved to recall your staunch loyalty both in war and in peace.

In the victory over death, may it be said of each, "Be hath fought this good fight"—and may each receive the reward from Him who saith: "Be thou faithful unto death and I will give thee a crown of life."

With sincere respect, MARGARET L. BARRINGER, Charlotte, N. C., March 15, 1895.

The Dead Comes to Life Again.

Petersburg, Va., March 12.—J. M. Newcombe, who as a leading grocer here, and who was supposed to have been drowned by falling from the steamer Alabama, of the Bay Line of steamers last September, while on his trip from Baltimore to Norfolk, is still alive, a letter to that effect having been received here tonight by Mrs. Newcombe, his wife. The missing man is at his brother's, E. G. Newcombe's, who resides at Greensboro, N. C. His family were all in mourning for him, supposing him to be dead.

ALMOST A RIOT.

THE LAST BLACK ACT OF SHAME IN THE HOUSE.

A Burly Negro Doorkeeper Forcefully Detains Representatives of the People, Laying Hands on Them to Prevent Their Leaving the Legislative Hall—Very Nearly a Serious Breach of the Peace.

A most disgraceful and desperate scene was enacted in the hall of the House of Representatives last night. A burly negro, apparently acting under the inside door and held it fast with both hands, refusing to allow either ingress or egress. He was acting as doorkeeper and his purpose was to prevent Democratic members of the House from leaving the hall.

Capt. R. B. Peebles, member from Northampton, and Mr. Lee, member from Haywood, came to the door, and finding their way barred by the negro, demanded to be let out. The negro refused, and a struggle ensued, which came near producing a riot. Several negroes standing by rushed to the assistance of the negro doorkeeper, while other by-standers took a hand in aid of Capt. Peebles and Mr. Lee. About eight or ten people became involved in a violent struggle and surged back and forth in the House, some trying to pull Capt. Peebles back in, while others tried to open the door and push him out. Fortunately the door flew open and he was released from his position. Had not the struggle terminated quickly, it is likely that a serious riot would have resulted.

Thus the record of this Legislature closes with the crowning infamy of a burly negro door-keeper using physical violence on Representatives of the people within the sacred precincts of the halls of the Legislature.

Never before has the State been brought to such depths of humiliation and infamy. Not even in the darkest night of Reconstruction was the black hand of the African laid upon the shoulder of men whom the people sent as their Representatives.

What is the purpose of this infamous violence? Is it to provoke blood-shed. Is it to solidify the negro by degrading and insulting the whites? Was it a conspiracy spawned in the afternoon caucus? Why did the House refuse to have a white Confederate soldier as door-keeper and elect instead a burly negro? Why did the General Assembly refuse to adjourn in honor of Washington and Lee and yet adjourn in honor of Frederick Douglass? Why was a negro selected last night to use physical violence on white Representatives? There is some infamous purpose in the diabolical record. But it cannot be accomplished. We warn the colored people that they are being used to kindle a fire that cannot easily be extinguished. And we warn the white men that a day of reckoning is coming. "We will appeal to Caesar," said Mr. Ray last night. And there will be no doubt about a verdict!

Submits for Manlaughter.

Caleb Church, indicted for killing the six-year-old child of Nancy Owens, in Mulberry township, came into open court Thursday morning and submitted to a verdict of manslaughter and upon the recommendation of Solicitor Mott the court sentenced him to six months in the county jail.

Our readers remember the circumstances of the child's death, which were published at the time. Church and another one or two went to Nancy Owens' the mother of the child, carrying some liquor with them. They all, the child's mother among them, got on a kind of jubilee frolic. And while the rest were feeling so good, Church gave the child some of the liquor, perhaps two or three drinks. That was on Friday night and the latter part of last November. Next day Church went over to Watsuga, and that evening, Saturday evening the child died. A coroner's inquest was held and the verdict was that the liquor had killed the child. The grand jury found a true bill against Church, with the result as stated above.—Wilkesboro Chronicle.

Mr. J. O. Lippard is having erected in rear of his dwelling a tenement house for his driver.

TOWN AND COUNTY.

"Did Gov. Hileman arrive today," was heard on all sides.

There was a mad dog scare in the west end of the city. It is only a supposed case, however.

There will be more jackasses and anarchists in many of the counties, now that the Douglassites have adjourned.

The Daily Caucasian, started to report the doings of the Douglassites in color and sentiment, has suspended.

Probably two rusty saw mills will be found in Cabarrus and Stanly counties. The saw-millists, however, are not rusty, by a jug full.

Mr. A. B. Davidson, the father of Mrs. C. G. Montgomery of our city, celebrated his 87th birthday Wednesday.

It's an evil wind that blows no good to any one. Farmers say that these rains "are the very making of wheat."

Rev. Smith Clarbone, pastor of the colored Methodist church, is conducting a series of religious meetings.

Preparations are being made for a rock and cemented ceiling to be placed in the basement of the Episcopal church.

Our good friend, druggist A. W. Moore, of Mt. Pleasant, is covered with honors. He is now Mayor and a "Squire."

The street force (Nelson Ury, a mule and cart) is working on West Depot street, near the depot. Some sand is being placed on the side path.

The only time Senator Moody, of Stanly and Cabarrus, was heard from or his name mentioned, was when he was appointed to help bury a Populist.

Some of his warmest colored political advisers being gone on an unholy alliance, Gov. Hileman can not give an account of his stewardship until a later day.

Some white men will adjourn and weep over the death of a muleto negro, with a white wife, and then not adjourn to attend the funeral of a near relative.

The Fusionists wanted to restore local self government. They have not done any more of it than existed. They appointed the Magistrates. They even appointed 36 extra ones for Cabarrus. What for?

Mr. Chas. A. Fisher, who was associated with his brother Mr. Geo. E. Fisher, has returned to country to farm again. Mr. Fisher starts in with a brand new horse collar.

Our Senator, Hon. Bill Moody, said during the campaign that they would go down, transact the necessary business and adjourn without the expense of the full sixty days. He hung on to the last.

The clearing away of the old Morris warehouse at the depot makes a wonderful change in the appearance of everything near where it stood. One can get a full view of the Cabarrus mills from the train now.

Master Edgar B. Caldwell, who was for a long time messenger boy at the Western Union, has accepted a position in the freight office at Matthews. He left today to assume his duties.

Mr. A. J. Whitmore has moved his roller covering machinery to the Fenix Flour Mills, where he will run his covering business hereafter. Truly, the Fenix is a roller mill.

Mr. and Mrs. A. H. Temple, who were in charge of Stanly Hall the institution near Locust Level, in Stanly county, that was recently destroyed by fire, passed through the city to Sunderland Hall, where they will remain until Monday, when they will depart for their home in Illinois.

The Stanly paper comes to us not as the "News," but the "Stanly Enterprise." It is the first issue by the new owner, Mr. Rufus Crowell. He says he hopes the tone of the paper will justify the name. He starts out well, and the Standard wishes him, as it does the retiring editor, an abundantly successful future.

Prof. Holmes Dyingier, for several years professor of Languages at North Carolina College, now president of Carthage College, Ill., has received a call to the First Lutheran church of Polo, Ill. Dr. Dyingier is well and favorably remembered by a large circle of friends in Eastern Cabarrus county.

John Green, a carpenter of Eastern Cabarrus, has gone to Gaffney to join Propert's force.

The Majestic Range is catching many friends. Lots of people are becoming interested in it.

If you want to read something and get some pointers, see what Mr. Bell, of Cannons, Fetzler & Bell, has to say in another column.

The Charlotte News says that Messrs. Charles and Jim Wadsworth will run the large livery business in Charlotte for the next two years.

The electric fights were to hunt Thursday night. They came on, flickered a little and then went back to the bosom of Col. Loman and staid there.

A letter from Mt. Pleasant asks: "Has Angel's Food returned yet?" For the life of us, we can't tell what is meant or answer the question.

The children are rehearsing every day for the exercises at the close of school. The drilling by the little ones will be a pretty feature of the entertainment.

The fine bird dog belonging to Mr. Shevlin, being kept by Mr. W. G. Meares, was shot and killed by some unknown person Thursday night in rear of Mr. Meares' residence.

Mr. Wallace N. Scales, who practiced law in Montgomery a short while, went west about one year ago. It is now Judge Scales, he having been elected Judge several weeks ago.

Senator Carey Dowd has purchased the Charlotte News. He will continue The Times, of which he is owner and editor. Mr. W. H. Harris, the former proprietor will remain with the News as local reporter.

His many friends about will regret to hear of the very feeble conduct of Esq. V. N. Mitchell. The last few days have brought about a big change in his health. Old and scarred with much hard and active work, the grip has found a willing and easy subject on his otherwise robust condition.

The Difference.

Tannoyon could take a worthless sheet of paper and by writing a poem on it, make it worth \$5,000. That's genius. The millionaire could write fewer words on a similar sheet and make it worth \$50,000. That's capital. The United States government can take an ounce and a quarter of gold and stamp on it an eagle bird and "Twenty Dollars." That's money. The mechanic can take material worth \$30 and make it in to a watch worth \$100. That's skill. A merchant can get an article worth 25 and sell it for \$1. That's business. A woman can purchase a comfortable bonnet for \$5, but she prefers to pay \$10 for one. That's foolishness. The ditch digger works ten hours a day and shovels out three or four tons of earth for \$1. That's labor. The editor can work hard all year, send his paper to a dishonest man, who at the end of the year puts it back marked "refused." He's a scoundrel, the man is.

LOSS OF VOICE After Acute Bronchitis CURED BY USING AYER'S Cherry Pectoral

A PREACHER'S EXPERIENCE.

"Three months ago, I took a violent cold which resulted in an attack of acute bronchitis. I put myself under medical treatment, and at the end of two months was no better. I found it very difficult to preach, and concluded to try Ayer's Cherry Pectoral.

"The time will come when some inventive genius will enable us to 'drop a nickel in the slot' and take out a complete education. Little did the great novelist dream that his just was so soon to crystallize into the practical plan today before the readers of this paper.

There is not an intelligent man in the world but appreciates the value of an education, and has occasion many times to regret the fact that he has either failed to take advantage of early opportunities, or perhaps has been deprived altogether of the advantages of higher educational institutions in his earlier life.

It is Too Late For them to take up a regular course of study, there being no time to devote to it until the varied cares of active life. But the next best thing to an educational course is the possession of the results of the ripe scholarship of others, when these results are epitomized into the one who has them at his command has actually the cream of a college education.

In a word, the ENCYCLOPEDIA BRITANNICA is a whole college education in itself. The most brilliant graduates do not know more than is contained within its pages.

Those Who Expect To avail themselves of our special offer should order at once, while they can procure this great work at the introductory rate of only Ten Cents a day. The novel method for collecting these instalments is as educating as it is attractive. Your boy will thoroughly enjoy dropping in the dime a day which you have given him the opportunity to earn for himself, and as the dimes pile up, he realizes that this trifling sum, properly managed, will give him a clear title to so great a library, he will have impressed upon his mind a most valuable object lesson: Economy for the sake of education.

THE OBSERVER, CHARLOTTE, N. C.

TRIED TO HANG HERSELF.

Tired of Life, a Woman Ties a Rope Around Her Neck and Jumps Off.

"Titia" Lee, colored, living near Holley's store east of town, tried to end her life last night about dark. With one end of a stout rope tied to a beam in a barn near where she lived, she mounted a box, adjusted the noose, tied her hands with a handkerchief and jumped off of the box, kicking it over.

Her feet were at least a foot from the ground and in five minutes more she would have strangled to death, but some one happened to come along and found her. When cut down she was unconscious. Dr. Williams was called in and she soon came to.

It was a close shave. This morning she complained of the leaders in her neck being extremely sore. No wonder.

She had had some trouble with her husband is given as the cause.—Greensboro Record.

DOGS CAUSE A RUNAWAY.

School Children Barely Escape Being Run Over—Hark Completely Demolished.

About ten minutes to nine o'clock this (Friday) morning, while the streets were thronged with school children, a team belonging to Mr. W. A. Palmer, of near Copal Grove, Stanly county, driven by his son, Mr. Marcus Palmer, became frightened at some dogs playing in the street in front of Mr. N. F. Yorke's.

Mr. Palmer was on his way to Forest Hill, where he was to get several ladies who were going to Stanly. His team, a mule and a horse, bucked, reared up and dashed forward, throwing him from the hack. The team then began to run and turned, and as they did so the wheels of the hack struck an elm tree, which caused sudden destruction to the vehicle, scattering peanuts and oats in every direction.

The terrified animals went straight through the main part of the city at a break-neck speed, leaving fragments of harness and hack all along down town.

Fortunately a number of school children had just turned in at Fisher Avenue in time to avoid being run over.

No one was hurt, however, and after collecting his property and getting everything together, Mr. Palmer thanked God it was no worse and proceeded to sell his peanuts.

The Standard enjoys the visits of the Salisbury Herald; but here of late we miss from two to three every week. Won't the brother treat us better?

66 DROP A NICKEL IN THE SLOT

Charles Dudley Warner

Once said:

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THE OBSERVER, CHARLOTTE, N. C.

Highest of all in Leavening Power.—Latest U.S. Gov't Report.

Royal Baking Powder ABSOLUTELY PURE

DOUGLASS RESOLUTIONS. INVESTIGATING A PREACHER

A Correct Statement of the Action of the Legislature in regard to this Matter and the Washington and Lee Memorials.

The following is the protest offered by Mr. Ray in the House of Representatives on Monday, which sets forth what was actually done by the Legislature in regard to adjournment of that body in memory of Fred Douglass:

Whereas, On the 25th day of February, a resolution was introduced in the House by Mr. Lusk, of Buncombe, purporting to set forth the facts concerning the action of the General Assembly in reference to adjournment in honor of Robert E. Lee, George Washington and Fred Douglass; and

Whereas, The said resolution has been spread upon the journal of the House stating among other things that the charges made by the Democratic press that the General Assembly had refused to adjourn in honor of Washington and Lee and that the House did adjourn in honor of Douglass, were "unjust, untrue, misleading, malicious and libellous."

Now, therefore we the undersigned Democratic members of the House of Representatives, exercising our constitutional right do hereby enter our earnest and solemn protest against the unjust arbitrary and tyrannical power by the majority in the adoption of said resolution; and desiring that the truth shall be known to the world, we hereby set forth the following statement of facts, to wit:

1. That on the 18th day of January the General Assembly refused to adopt a resolution to adjourn on the 19th in honor of Robert E. Lee.

2. That on the 20th of February the General Assembly refused to adopt a resolution to adjourn on the 22nd in honor of George Washington, the father of his country.

3. That on the 21st of February the following resolution was introduced in the House by Crews, a colored member from Granville, to wit:

"Whereas, The late Fred Douglass departed this life on the 20th instant, and

"Whereas, We generally deplore the same, now therefore

"Resolved, That this House adjourn at 12 o'clock today in honor of the deceased."

This resolution, upon the motion of a Populist member, was amended so as to read as follows:

"Whereas, The late Frederick Douglass departed this life on the 20th instant, and

"Whereas, We greatly deplore the same, now therefore

"Resolved, That when this House adjourn it adjourn in honor of the memory of the deceased," and said resolution as amended was adopted; and we hereby denounce as unqualifiedly false the statement that all parties concurred in said resolution was adopted, by a vote of 31 to 24.

4. That on the 22nd day of February Mr. Smith, a Democratic member from Gates, offered the following resolution in the House, to wit:

"That in ho or of the anniversary of George Washington, the Father of his Country, the House do now adjourn."

This resolution, upon a division, was voted down and defeated, all the Democrats present voting for the resolution.

Respectfully submitted,

Smith of Gates R. Duff
J. F. Ray E. J. Harrington
M. T. Lawrence H. McClammy
Higgins of Yancey Jas. R. Thomas
J. F. Reinhart J. G. Alexander
Jas. T. Kell J. D. McCall
Jas. H. Baker, Jr. Jonah Fomlinson
M. M. Harrelson W. H. Gallop
W. O. Howard J. M. Grizzle
J. A. House T. C. Zane
Rufus Sandus L. D. Isaacs
W. T. Lee A. J. Raper
E. R. Peebles

Bishop Andrews, of the Methodist church, whose charge is in the city, advises the ministers of his church not to discuss the currency, strikes and politics in the pulpit.

Rev. D. W. Michael, of Troutman, Irwell County, Under Grave Charges.

A very sensational church trial is in progress at Troutman, six miles south of Statesville on the Atlantic, Tennessee & Ohio Railroad. Rev. D. W. Michael, pastor of the Lutheran churches of Troutman and Amity Hill, has been conducting a mixed school at the former place. His attentions to one of his female pupils, a Miss Troutman, a daughter of Mr. Jacob Troutman, became so marked that he was cautioned about the matter, without good effect, however. Last fall, in September, perhaps, his wife dropped dead one day, while he was at school, and in three months afterwards he was married to a Miss Troutman. The case became one of public scandal, and the president of the North Carolina Synod of the Evangelical Lutheran Church appointed Rev. Mr. Stickle, of Enochville, Rowan county, and E. T. Goodman, Esq., of Mooresville, a committee to investigate it. They began their investigation at Troutman yesterday, sitting with closed doors.

The case is, of course, exciting deep interest in the community. Mr. Michael is 35 to 40 years of age and is said to be an excellent preacher.—Charlotte Observer.

[This is the case we referred to recently. If Mr. Michael is guilty, and it looks that way, even of indiscretion, let us hope that he will be whitewashed by the press, with preachers and out.]

Fifty Cuban Rebels

Havana, March 13.—Commander of the Santociles, while proceeding on route for Bayamo, received information that there were 400 armed rebels in the vicinity. He attacked the band of rebels at Guantanamo, within sight of Bayamo. The firing lasted two hours. The rebels were dispersed with a loss of 50 killed and wounded. The government side had six men wounded.

Wounds of Man.

If he dies folks say his vices killed him.

If he lives they say he's so tough the Lord doesn't want him.

If he dresses stylishly he is called a dude, and if he doesn't he is a slouch.

If he marries he is no account, and if he remains single he is blamed for it.

If he stays