

JOHNSTONE JONES, Editor and Proprietor. M. A. PARK, Business Manager.

Thursday October 30, 1873.

The Enquirer and the People of York.

The Yorkville Enquirer says: "The OBSERVER's assertion that the county commissioners of York are attempting to force the people of the county to pay a heavy subscription to the road against their will, is wholly presumptuous."

In our yesterday's paper we show extracts from the Enquirer that a public meeting of the citizens of York held at the court house on the 7th day of April last, unanimously requested the commissioners to submit the question of subscription to the voters of York on the 20th of May last; and that the editor of the Enquirer was secretary of that meeting.

The county commissioners a few days after, utterly disregarding this request of "the citizens of York," made an arbitrary subscription of a hundred thousand dollars without asking the consent of the people.

The commissioners thus refused to obey the voice of the people. And what did the Enquirer do? Remonstrated against this oppressive, unconstitutional action?

Did it reiterate the 7th of April request of the citizens of York, that the question be submitted to the popular vote? O no! It remained silent—was dumb as an oyster; thus by its silence tacitly consenting to this outrage upon the rights of a people whom it professes to speak for, and whom it would have defended had it one spark of patriotism, or one idea above the level of its own grovelling, money making schemes.

But the people, whom the Enquirer professes to represent, are not silent under this great public wrong;—and now we will give a few more facts in support of our assertion that the commissioners acted against the will of the people—facts that seem to have passed out of the memory of the editor of the Enquirer.

The citizens of York spoke out in no uncertain tones against this flagrant injustice. In four public meetings was the action of the commissioners denounced, and not one have ever endorsed it.

At a public meeting at Rock Hill, April 26, 73, the following resolutions (after a preamble reciting the act of the county commissioners in making the subscription,) were adopted:

"Resolved, That we are opposed to such a subscription, and denounce the action of said commissioners in pledging the faith and credit of York county to the payment of said sum for such a purpose; that the people have expressed no wish that such subscription should be made, but in so far as the public have acted at all, they have requested by a public meeting at Yorkville, that the question should be submitted to the people on the 20th of May.

"Resolved, That the commissioners be requested to withdraw said subscription and submit the question to the voters of York county."

The following week a similar resolution was adopted at a public meeting at Fort Mills. And on the 17th of May, a meeting was held at Coates' Tavern, "to denounce and protest against the unjust proceedings of the county commissioners, in levying a tax on the county, for the Chester & Lenoir Railroad." The following resolutions adopted:

"Resolved, That we oppose and denounce the action of the county commissioners of York county in subscribing one hundred thousand dollars to the capital stock of the Chester and Lenoir Narrow Gauge Railroad, without first submitting the same to a vote of the people, and that we regard it as forming a dangerous precedent which might easily be carried on until it would end in the ruin and bankruptcy of the county."

"Resolved, That we will support by any civil means in our power any means that may be adopted to resist the collection of the subscription or interest thereon or to bring the question before a constitutional tribunal."

Coates' Tavern, Fort Mills and Rock Hill, are all in the eastern portion of York, and the resolutions above quoted show that the county commissioners certainly "acted against the will of the people" in the eastern half of the county.

At Blacks Station, in the north western portion of the county, a public meeting was held July 4. The speakers denounced "the principle of taxing the masses for the benefit of the few, especially when it was done without their consent, and they groaning already under the weight of taxation."

The following resolution was unanimously adopted:

"Resolved, In the sense of this meeting that the action had by the commissioners of this county impos-

ing a tax of \$100,000 on the citizens of this county for the purpose of building the Narrow Gauge Railroad from Chester to Lenoir is oppressive, unconstitutional and unjust, and for the purpose of testing the same, we will join with other citizens and employ counsel to carry the matter before the proper tribunal for decision, and aid in meeting the expense of such proceeding."

These public meetings had no effect upon the commissioners. The people resorted to legal means; an injunction was obtained against the commissioners. That injunction they resisted in court. Thus showing that they were determined to force that hundred thousand dollars from the pockets of the people in spite of their wishes. The people were to have no say in the matter. They, the commissioners, had a subservient Radical court at their backs, and all the power of a negro State Government to support it, and they cared nothing for the opposition of the people. Besides, they had an influential newspaper to aid them in their scheme.

We think now that we have shown clearly enough what is the drift of public sentiment in York on this question; and that our assertion that the commissioners have acted "against the will of the people" is founded on undeniable fact, the Yorkville Enquirer to the contrary notwithstanding.

The logical conclusion to be derived from the state of facts published above and in yesterday's issue of the OBSERVER, is that the Yorkville Enquirer does not represent the public sentiment of York on this question; that, in not remonstrating against the action of the commissioners, it has played into the hands of a few individuals, and proved faithless in its duty to the people of York; and that it has deliberately attempted to delude the whole country into the belief that the county commissioners in making this subscription were not acting "against the will of the people, inasmuch as it says the OBSERVER's assertion to that effect is "wholly presumptuous."

The Virginia Contest.

Next week the gubernatorial election in Virginia takes place. The Conservatives are perfectly confident of victory. There is no doubt of their triumph. Gen. Kemper is sure to be the next Governor of noble old Virginia.

This victory, which is so confidently anticipated, will be as significant as important. It will show that the people when fully aroused can meet and overcome a party backed by the Federal Administration. Grant sympathizes with Hughes, the Radical candidate for Governor, and all the weighty influence of his administration has been cast in Hughes' favor.

The success of the Democrats in the Old Dominion, following in the wake of the victories in Ohio and Oregon, will inspire new hope and vigor in the National Democratic party, and perhaps contribute in this way to the triumph of the Democrats in New York the 4th of next month.

The Virginians have acted with a spirit and enthusiasm in this contest which we hope will be imitated by the Democrats of every State in every election hereafter.

Davidson College is in a flourishing condition this year. The number of students in actual attendance is one hundred and thirteen. The college has an able corps of professors, and is performing an important part in the education of the youth of the country. It justly ranks among the noblest collegiate institutions in the South.

The destiny of France will be decided on the 5th day of November. The Assembly will vote that day on the question of Bourbon Monarchy.

NEWS OF THE DAY.

A bale of cotton in Cincinnati, donated to Memphis, brought \$2,020.

Eighteen yellow fever deaths in Memphis on Tuesday.

All the banks in St. Louis have resumed currency payments. Deposits exceed receipts.

It is reported that the Cartagenia Insurgents are demoralized. The leaders disagree.

A London telegram announces that banks on the continent have ruined the rate of discount.

The arrangements for the fight between Tom Allen and Ben Hogan, at St. Louis, are complete.

The Alabama State Fair has been postponed from the 2nd of November to the 18th.

There are many vacancies in the Naval Academy, only 45 having passed at the last preliminary examination for June, 1874.

The bricklayers of Poughkeepsie, N. Y., have been discharged, carpenter's work is at a standstill and many carpenters have been discharged.

[COMMUNICATED.] THE ICE MACHINE.

Mr. Editor: Some days ago an article appeared in your paper over the signature of "Stockholders," which was answered by "A Director," and the last was replied to by Capt. Wilkes. In answer to these articles, I ask through the same medium to make a few remarks:

After much delay and a vast deal of trouble in the construction of the Ice Works, I requested the Board of Directors to appoint a committee who should urge Capt. Wilkes to complete his contract with the Ice Company and who should also fully inform the Board as to the facts in relation to the delay.

On the 20th inst. I called the Board together, and when they were informed of the notice of a mechanic's lien which the contractor had filed against the company. Upon this information the following preamble and resolution were offered and unanimously adopted:

"WHEREAS, John Wilkes has failed to comply with his contract, entered into with the Charlotte Ice Company, bearing date March 29, 1873, for the erection of an Ice Factory, &c., in said town of Charlotte, which was to have been completed upon the 15th of June, of said year, 1873. Now, therefore,

Resolved, That Dr. C. J. Fox, President of said company, notify the said John Wilkes that the said Ice Company, will, after three days notice of this resolution, proceed to employ other and skilled workmen to finish and perfect said machine now incomplete, and that the President of said Ice Company be authorized to take such action in the premises as he may think best for the speedy completion of the same."

This note was served upon Capt. Wilkes in accordance with our contract, to which he replied in his published note of the 21st, in which he attempts to throw the blame of the delay upon myself and the Board of Directors. In that note he says:—"I, the non-delivery of the engine until June 3rd, non-completion of the well until August 9th and failure to furnish ether have been the cause of delay." Now, sir, as to the first charge, the engine and boiler were upon the grounds May 30th, and were put up, masonry and all, ready for connection before one particle of the Ice Machine was upon the ground; and I will further say that there was no agreement that the Company should have this work done first; 2nd charge (take his own statement.) The well was finished August 9th, and upon Sept. 19th he notifies us that his contract was finished. This is just forty days after the well is finished, and yet he charges non-completion of the well.

But, sir, the well was sunk in April, and the completion was merely a matter of convenience, to be affected when necessary. 3rd. The ether was not made for the reason that the machine leaked so badly, that it would virtually have been throwing it away to have made it, for it has to be delivered into the machine as made, and we knew that it would not hold it from the fact that Capt. Wilkes had been testing it with air instead of ether which it would not hold.

At last, however, I made the ether upon his promise, before the Board, that he would bear the loss if it escaped; and I, without any difficulty, made and delivered into the machine seventy pounds of ether, upon which he started the machine to make ice. In a little while, however, the ether was gone and the machine stopped. Now, sir, one charge of ether would last forever if the mill was perfect. Such, however, cannot be, and consequently, we have occasionally to renew the charge.

Afterwards I attempted to make another charge, but the leaking water-tanks (a part of his contract) over the retort poured down such a stream of water upon the retort as to forbid my getting sufficient heat; and, therefore, I abandoned the effort.

It was at this time, as stated by "A Director," that the committee was appointed, whose report you have in "A Director's," reply; and at this Capt. Wilkes, at his request, had the privilege of making the ether himself. He moved the retort out side of the house (for reasons which he has given) and placed it in a furnace. He did not, however, use the furnace at his last effort, as I am informed, but used the steam coil in the retort as I had done, and failed, as he says, because the heat was too high and that he had no thermometer by which to regulate it. Now, sir, he knew that I had a thermometer in the Ice House, which would indicate any degree of heat that he might need. It is a cylindrical centigrade thermometer which I have used myself. He asked the man in charge of the house for it (as he tells me) and that man described the exact manner in which he did use it, and still he attributes his failure to a want of a thermometer. But, sir, there was no absolute necessity for a thermometer by which to regulate the degree of heat if he used the steam coil in the process. The thermometer would not tell him how much heat was necessary but only how much he had. The necessary degree he must learn from chemistry and when he knew that he has only to look at the steam gauge, on the boiler, and by sliding the pea upon the beam of the safety valve he could fix the necessary steam pressure and from that by looking at the tables I showed him he would find for every degree of pressure the corresponding degree of heat according to Fahrenheit's Scales. After this failure he proceeded to file his mechanic's lien and has not since been upon the premises so far as I know.

This, sir, I believe is a true statement of the facts in the case, and in this I am sustained by the committee and the Board of Directors. Now, sir, a few words as to the delay on our part in not taking charge of the

works sooner. Capt. Wilkes, as we all know, is poorly able to sustain losses, and the Board, with the greatest forbearance, have allowed him to continue his efforts as long as he promised success, with the hope that he would at last succeed and save himself; and not until he appeared to have abandoned the works, and notified us of his mechanic's lien, did we take charge of the same, which was on the 24th inst.

And, Mr. Editor, we have quietly borne the taunts and jeers of the community and the press, with the hope of his success at last; and have made no reply until we were forced to do it, for the simple reason that we thought this a private matter, and that if we had difficulties to contend with we had better keep them to ourselves until they were satisfactorily adjusted.

Now, sir, we ask an impartial community to say whether we could have done more. In conclusion, we will say that we are now trying to organize a force in accordance with the resolution of the Board; and if the machinery can be made to do we hope before long to finish it. One word to "Stockholders." The President and Board of Directors are at all times accessible; and any one who has a right to have information in relation to the Ice Factory can have it by applying to them.

C. J. FOX, President Charlotte Ice Company, Charlotte, Oct. 25th, 1873.

TELEGRAPHIC.

FROM THE AMERICAN PRESS ASSOCIATION. BY THE SOUTHERN AND ATLANTIC LINE.

[BY TELEGRAPH TO THE OBSERVER.]

NEW YORK.

NEW YORK, Oct. 29.—On Sunday evening Gales Taylor, John Donohul, Tom Maguire and M. Cakens, all residing at 101 Hudson Street, drank what they supposed to be cherry wine, but which proved to be lola. Taylor and Donohue died today from the effects of the poison, but it is supposed Cakens and Maguire will recover.

Mrs. Caroline Beik, of 141 Amity Street, was seized in her room at 11 o'clock this morning by three men and bound and gagged. She was drugged and tied by her legs to piano. They then took her jewelry and a number of dresses. Her husband came home, and as he entered, they ran past him and escaped. A general alarm was sent out by the police but they escaped.

Geo. H. Smith, worth one million dollars, died in March last, having first married his servant and made a will, by which, while he provides for her, he cuts off his oldest son with \$100, being \$99 more than he had left him by a previous will. The son was unsuccessful in a contest before the Surrogate and the contest was resumed in the Supreme Court to-day, the decision being reserved.

Dispatches from Manyunk, Penn., state that of 15 or 20 cotton mills there, employing about 5,000 to 6,000 hands, only three are in operation. The remainder have suspended, or are at present negotiating for resumption at reduced compensation to workmen. The general complaint is that market cannot be found for the goods manufactured.

BUFFALO, Oct. 29.—The committee appointed at a public meeting held last Thursday, succeeded in raising about \$500 in aid of the Memphis sufferers.

It is snowing hard here and throughout Canada and blowing a gale.

MARKETS.

NEW YORK, Oct. 29. Money closed at 7 per cent. Foreign Exchange quiet at 106 1/2 to 106 3/4 for 60 days, and 108 to 108 1/2 for sight.

Gold opened in the forenoon at 108 1/2, and declined to 108 1/4, and closed at 108 1/4.

Governments closed weak and low. State bonds dull.

Stock market irregular to-day, and closed weak from 1 1/2 to 2 1/2 per cent. State and Western flour closed dull and weak for low and medium grades with liberal offerings. Southern closed tame and quiet. No 2 3/75 to 4.65. Baltimore, Alexandria and Georgetown mixed to good superfine 5.20 to 5.55. Extra and family 6.20 to 10.25.

Wheat closed comparatively steady. Corn closed steady. Provisions dull. Cotton dull and lower; low mid. 14 1/2; mid. 15.

New Advertisements.

BUTTERICK'S Fashion Book for November for sale by McMURRAY & DAVIS. oct 30

JUST received, a fine lot of chestnuts. J. Also, some very fine, mellow, juicy apples. J. F. BUTT. oct 30

Good Templars Attention! THE members of the Independent Order of Good Templars are requested to meet to-night at their hall at 7 o'clock, for the election of officers, and for the transaction of other important business. By order, J. RITCHIE LAWRENCE oct 30

SCHOOL WANTED. A YOUNG LADY, a graduate, who has had considerable experience in teaching, desires a situation as Teacher in a school or private family. She teaches all the higher English branches usually taught in first class colleges. Special attention bestowed on Mathematics. Unexceptionable references given. Address, TEACHER, Greenville, S. C., Box 70. oct 30

FAIR OF THE CAROLINAS.

THIRD ANNUAL EXPOSITION WILL BE HELD IN CHARLOTTE, N. C. NOVEMBER 25th, 26th, 27th, 28th, 29th.

Liberal Premiums in Money, and in the Society's Diplomas and Silver Medals, Made Expressly for the Fair of the Carolinas.

Annual Address will be Delivered by GEN. WADE HAMPTON, OF SOUTH CAROLINA.

The Society's buildings are ample, and well arranged. Railroad rates for transportation as liberal as for any other Fair.

Articles for Exhibition Free of charge. Half Mile Race Track, as good as any in the country.

Balloon ascension during Fair Week under management of PROFESSOR GRONER.

Gyro Pigeon shooting match for a \$200 breach-loading gun. Other prizes will be added.

engaged for the week. Season Ticket, \$2.00 Single Admittance, 50

For Premium Lists and other information, address, THOS. L. VAIL, Secretary.

Fair of the Carolinas. THE following rules have been established for the regulations of the "Gyro Pigeon" match by the directors of the Fair of the Carolinas. Prize one double-barrel breach-loading shot gun valued at \$200.

Time Friday, Nov 28th, 1873. Place, Charlotte, N. C. Twenty-five yards rise.

The bore of the gun to be used must not be over 12 nor under 13. One and one-fourth oz of shot No 6. Powder not limited.

Bussey's Gyro Pigeon will be used. Each contestant to have ten shots. The match to be determined by the largest number of hits.

Those desiring to enter will please address without delay, JAMES H. ORR, Charlotte, Oct 28

WATERS & MARSE, COMMISSION MERCHANTS.

WE are prepared to make liberal cash advances on cotton shipped to our friends in Charleston, or New York. Will also attend promptly to sales of cotton consigned to us. Office at Wittkowsky & Rintels', Charlotte, N. C. oct 29

FISH & OYSTER SALOON. HAVING fitted up a Fish and Oyster Saloon in connection with my store, I am now prepared to furnish a plate of Oysters or Fish that shall give satisfaction to any gentleman. Our country friends visiting the city will do well to give us a call. We promise them more fish and oysters for less money than they usually have. We are also prepared to furnish meals for regular Day Boarders; having our provisions in quantities from first hands enables us to furnish board as low as if not lower than the lowest. oct 29 B. N. SMITH.

Dwelling Houses and Lots FOR SALE. ONE Two Story House with two lots, has six rooms, two nice Bay Windows, a good garden and well of excellent water.

Also, one house with eight rooms, two stories high, with two good brick basements, a good well of water, with either one or two lots, as may be desired. All new and in good condition; fences new. Terms and prices liberal.

Also, several very desirable lots for sale, well located. Apply early. S. P. SMITH. P. S. The above houses if not sold soon will be for rent. oct 29

CHARLOTTE, N. C., Oct. 28, 1873. Messrs. Culver Brothers:

Having purchased from you and had in use in our families for some time past your Farmer's Cooking Stoves, we cheerfully bear testimony to its many good qualities—its economy in the use of fuel, the rapidity with which it does its work, the uniformity of its baking and cooking and the many conveniences combined in it, all tend to make it in our judgment, the best cooking stove in use, and as such we would recommend it to the public:

J. P. Houston, M. L. Harris, J. E. Elam Caldwell, J. W. Kirkpatrick, E. B. Hunter, Wm McCall, C. N. Hutchinson, P. O. Harkney, A. B. Downs, Noah Bolick, W. C. Graham, Wm N. Alexander, J. A. Weaver, David Corven, J. E. Griffith, J. W. Griffith, D. H. Smith, R. H. Abernathy, J. B. Strong, J. M. DeArmond, W. A. Holm, T. A. Wilson, Joshua Glover, R. H. Henderson, E. H. Richardson, S. H. Elliott, Samuel Williamson, C. M. Campbell, M. K. Bowdon, S. D. Smith, M. E. Alexander, James L. Grier, C. A. Sehorn, E. D. Furr, M. M. Wallace, S. M. Stafford, W. H. Taylor, H. M. Dixon, Timothy O'Connell, R. W. Sehorn, J. E. Brown, J. S. Long, J. F. M. Ferrell, J. H. Black, E. A. McAulay, Wm Taylor, Joseph Weeks, Jas L. Johnson, E. C. Grier, W. H. Cashion, Wm DeArmond, W. A. Holm, R. A. Torance, Wm L. Griffith, Robert S. White, Jonathan Stinson, A. S. Kirkpatrick, J. W. Stewart, E. C. Griffith, James Puckett, M. L. Cansler, Wm P. McCloud, J. S. McCatherine, Wm L. Harkney, J. S. Reed, J. S. Griddle, D. J. Harkney, J. B. Strong, R. M. McCloud, John C. Hunter, E. Griffin, M. J. Holbrook, S. B. Blankenship, S. C. Hager, John B. Kerr, Jordan Underwood, J. C. Fite, James Connell, Wm O. Wolfe, M. S. Little, oct 28

WE leave out over a hundred names for want of space. oct 28

GUNS!

SINGLE GUNS, AT \$2.50, \$3.00, \$4.50, \$6.00, \$8.00, \$10.00, \$12.00 to \$28.00.

DOUBLE GUNS, AT \$6.00, \$7.50, \$10.00, \$12.00, \$15.00, \$20.00, \$25.00, \$30.00, \$40.00, \$50.00 to \$75.00.

Breach-loading Double Guns, AT \$40.00, \$45.00, \$50.00, \$60.00, \$75.00, \$90.00 to \$120.00.

PISTOLS, Smith & Wesson's, Colt's, Allen's Sharp's, Whitney and other kinds. AT MANUFACTURER'S PRICES.

AMMUNITION and IMPLEMENTS, For Breach-loading Guns, at a small advance on cost of importation. Metallic Ammunition for Rifles and Pistols at lowest market prices.

A complete assortment of all Sporting Goods, Prices and description sent on application.

Goods shipped by Express C. O. D. POULTNEY, TRIMBLE & CO., IMPORTERS, No 200 W Baltimore St., Baltimore, Md.

Richard's, Dougal's, Green's, Scott's and their celebrated make of guns on hand and imported to order. sept 12 4m

J. S. PHILLIPS, Merchant Tailor and Clothier, Begs leave to inform the public that he is now receiving his

Stock of FALL AND WINTER CLOTHING, Piece Goods, Furnishing Goods, Hats, Caps, &c., which for style and quality, are unsurpassed by anything of the kind ever offered in this market, and will sell them as cheap as the same class of Goods can be bought elsewhere.

Call and examine them. sep 26-tf

SCHOOL BOOKS, BRYANT'S & STRATTON'S BOOKKEEPING, BULLIONS & MORRIS' LATIN GRAMMAR, BULLIONS & MORRIS' LATIN READER, BULLIONS & MORRIS' LATIN LESSONS, BINGHAM'S LATIN GRAMMAR, DAVIES' NEW ALGEBRA, AND OTHER NEW SCHOOL BOOKS ON HAND at oct 2-tf] PUREFOY'S, Tryon Street.

TO THE PUBLIC. I DESIRE TO call attention to my stock of Guns, Rifles and Pistols, of all kinds and prices. Ammunition and implements, Locks and Keys of all kinds. Metallic ammunition—a general assortment, as cheap as the cheapest. Guns, Pistols, Locks, Keys, Paralois, &c., &c., repaired and warranted. W. B. TAYLOR, Next door to Elias & Cohen. oct 1 1m

MOLASSES. 60 BARREL Cheap Molasses, 30 barrels Fine Syrup, 5 Tierces Demerara Molasses, just received at STENHOUSE, MACAULAY & CO. June 21

10,000 REAMS WRAPPING PAPER. Assorted sizes and grades from the well known Long Shoal Paper Mills. TIDDY'S BOOK STORE. feb 28

A LARGE LOT OF INITIAL PAPER just received at PUREFOY'S oct 2-tf] Tryon Street.

Wheat Bran! Wheat Bran! 19,000 lbs. Choice Bran, just arrived and for sale in large and small quantities at G. W. CHALK, College Street. sept 23-tf

First Supply of Bananas this Season. Fresh Supply of Bananas, Oranges, Raisins, Tobacco, and Mountain Apples, at C. S. HOLTON & CO'S. oct 16

NEW YORK HERALD, Received Daily and sold at 5 cents each, at mar 6 PUREFOY'S.

SIMMONS' Liver Invigorator for sale at SCARR'S DRUG STORE. oct 18-tf]

LOST. TWO Hounds. One black and tan, one blue and white, with split in the left ear and blue toe-nails. The other is a blue speckled dog, with the right eye a glass eye, and the left a brown eye, an altered dog, with blue toe-nails. Five dollars reward for each one. NATHAN CHAPEL, At Col Wm Johnston's residence, Charlotte. oct 23 3c

CARTER'S COMBINED Writing and Copying Ink, TIDDY'S Fair Corn and Oats. A quantity of corn in the ear, and a large amount of Oats just arrived and for sale by G. W. CHALK, College Street. oct 1

LAW. THE undersigned may be found at all times at his office over Hart's Store. He will attend to any matter pertaining to law. JNO. A. BRADLEY, Jr. oct 24 1m

HANDSOME Stock of Real Point, and Crane Collars, at B. KOOPMANN'S. may 9