and did good.

S ADDRESS

With this introduction, Mr. Noten 5,1000, para an annual appropriation of 1.—
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Integrity and public spirit could you ask for than that handed down by your Scotch of Scotch-Irisa ancestors?

What more could you expect from other public works:

Integrity and public spirit could you ask for than that handed down by your Scotch of Scotch-Irisa ancestors?

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What more could you expect from other public works:

Integrity and public spirit could you wish that handed down by your Scotch of Scotch-Irisa ancestors?

What more could you expect from other public works:

In Park land will never be so cheap as to deer unpretented by the government.

In Park land will never be so cheap as to deer the free questions thus raised were promptly presented by the government.

In the property with hose in the cities, by the Constitution of 1737, vested the most of the most-favored nation.

The questions thus raised were promptly presented by the government.

In the property with colleges of the United States to the Federal Court of California, in appropriate legal proceedings. The mating the form that in Charlott haracterizes business business beweivic ideal, a new roughout America.

AWAKENING.

most astounding feasife is the growth of great cities like New all Boston, but the degree of Boston of the subject was walken, not only as a matter of assessment, but in actual value for park purposes. Consider, for example, the matter of protection and in private conversation.

It is a pleasure to be able to say that never for a moment was there, as between the government of the conversation.

Japan, the slightest departure from much excited discussion of the subject was the property of assessment, but in actual value for park purposes. Consider, for example, the matter of assessment, but in actual val

The hand of scorn Mr. Nolen gave some practical sug-at American cities gestions as to the best species of trees sound park policy on the part of the world; they have to use here. He also threw upon the city, is certain to bring to the park one shining ex- screen some very instructive examples commission rich gifts of land from of democratic govof the improvement of a mill town—
rill soon be a thing of
rilles, our greatest shown both before and after, so that

commission rich gifts of land from
private individuals to be dedicated
forever to park purposes.

"Finally, ladies and gentlemen," the results could be clearly demon-strated.

"Finally, ladies and gentlemen," said Mr. Nolen, "I leave the case in your hands. It is your problem. It kening has found ex- strated.

CITY PLAN INADEQUATE.

forms. One of the is the awakening to on the plan of Charlotte, which was ture; make her thoroughly great, work next shown on the screen. He pointed together, co-operate, take the place out that while there was much in the we are aware of the city plan that was good, it was little this new South."

we are aware of the city plan that was good, it was little this new South." ing made to correct build an attractive city. It has all great cities, as the limitations of the so-called "gridted in the new Kings- iron" system of streets, with no diag- Two Charlotte Men Invent a Device which is being cut onal avenues connecting points of That May Revolutionize the Gin-\$50,000,000. The special importance and beauty, there levard connects the is no civic centre around which its airmont park, which public and semi-public buildings are Many other grouped. With the exception of Vance t be cited. In oth- Square and the old cemetery, there cities realize that in are no open spaces in the built-up secical action is necessary tion of the city. There is no inner nistakes of the past; a nor outer system of boulevards, and on, indeed, is required, no finished parks or play grounds. If Messrs. T. M. Webb and T. J. Dapoultice. In order compared with many other cities of vis have invented an improvement ments may be car- its size, Charlotte makes a poor show- upon the present cotton gin that there must be a com- ing. Mr. Nolan enforced these views promises to revolutionize the system. of the whole situa-by exhibiting views of Vance Square, The improvement has been test-petty paring and Cemetery Square, First Presbyterian ed and found to be a success. is an increasing de- church, a park in the heart of New The simple little touch given by these the expert landscape the exper In the demand for the showed some beautiful slides of rail- cost of ginning a 13,000,000 bale crop g and drainage of the road stations in other places—not only would be reduced from \$26,000,000 to ore adequate supply of in this country but in Europe. He \$17,333,334. in the agitation for then turned to the discussion of the The old saying that "necessity is nulsances. We know grounds surrounding schools and pri-the mother of invention. Is literally true in this case. The power bill of the ginnery of the Elba Manufactur-ling not only what hat offend the eye and of the South, was particularly beaudent Davis kept after Mr. Webb to

ctical as the useful.

ing what we can to tiful. PLAY A NECESSITY. ise, and offensive adin what he had to say about play work on the gln with the results regrounds. Play, he thinks, is not a corded in the foregoing paragraphs, luxury, but a necessity; it is not some- and by the elemination of friction n of the awakening is of the function of a mere polite fringe, y of doing things; it is at class, but for all; it days and time of leisative life. Beauty, we obving in the most literal sense the manhood. The boy in his play is cut the cost one third.

obeying in the most literal sense the injunction whispered continually in tried and they declare that the cost one third.

Expert gin men have seen the gin of its bearing upon cases which may so far as the real exercise a great awakening to every fibre of his body, "Be a man." tried and they declare that it is the arise in the future under the applica- of the power goes, there can be no some people think that play requires best, and only material change made tion of the treaty-making power of the no special provision, because it is in- in the saw gin since it was invented.

We see this in in the saw gin since it was invented. Unted States to other matters and in other parts of the national domain.

The power cost now is about 30 other parts of the national domain.

The power cost now is about 30 other parts of the national domain.

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The power cost now is about 30 other parts of the national domain.

The power of the provision of State rights, because the provide the provide parts of the national domain.

The power cost now is about 30 other parts of the national domain.

The power of the provision of State rights, because the provide parts of the discourtest. pecially in the provision for play, and gradually it is killed. patent will reduce that 10 cents, and patent FOR CHILDREN, most notable awakenatine present time is discussed in the present time is discussed in the present time is discussed in the present time in the children with no pleasure-ground, there are the children with a playable provided in the present time in two. These data time are the children with a playable provided in the corner of East Seventh street. G FOR CHILDREN. a better understanding Judge Lindsay, the greatest authority see more thoroughly on juvenile crime, has told us that a We are especially conboy who breaks the law is, 9 times
meeriance of play in a
we are providing, as stinct, which has been unable to find
for young people of all
a legitimate outlet. As illustrations
like that they must be of this subject of play-grounds, slides
of the children who were shown of wading pools, out-door and a fighing places in the South Atlantic n, that they must be gymnasiums, sand gardens, and a fishing places in the South Atlantic the meaning of a particular clause in State of Maryland, the Supreme Court aparticular treaty they are not of the United States said:

Total common law and the statutes of the Under that treaty, which bore the meaning of a particular clause in State of Maryland, the Supreme Court aparticular treaty they are not of the United States said:

We introduced Japan to the world of the United States said: cities, the children There was then projected on the of Vice President W. S. Lee, Jr., of en left out—they are screen a preliminary plan for the imr adults to live and provedent of Independence Park in miscarry.—Recently he planted 10,000 we know that is the Charlotte, and the different features young black bass in the pond and he play is denied, the of the plans were described. The has several other lots coming. He inversion of child life lakes which are to provide opportunities to stock the lake with only the inevitable results. beautiful forms of encircling the lakes, the pleasant that to the love of walks in almost every direction, the ction from the woodland, the provision for a bandcial character of stand in a shady grove, tennis courts, the fish are large, he will issue pergrown tired of its play-grounds, and a ball field.

ap of nature, we attention than parks, but that is simp- Power Company intends to purchase at hand the frees, ly because the move for parks is no a handsome little naphtha launch for

This growth calls for measure your maintenance in the increased income of life. It also has sources with care, and so far as you taxes which the city receives from the surrounding property. Many examples spirit of devo- of the people of Charlotte. generations bat- Many interesting street views were Park in New York, the most expencolitical, and indus- shown of American and European sive park improvement in America, ow fighting for hon- cities, and in contrast with them some has already paid its entire cost and at, and beautiful city of the best, and we may say, some of yielded a handsome profit to the city

is worthy of thought and attention. He made some interesting remarks Have faith in your city and her fu-

IMPROVEMENT ON THE GIN.

ning Business-There Will be Saving of Cost in Production and Time-One of the First Important Changes in the Gin for Many Years -The Improvement Has Been Tried and Tested by Experienced Gin Men and is a Success

reduce it. Mr. Webb saw that he could not do this with the present Mr. Nolen was very much in earnest gins, so he set his inventive mind to

A MAGNIFICENT FISH POND.

C., to be Stocked With Bass-A right, liberty, or privilege? These

their taking for several years to come. When the lake is well stocked and Just now, said Mr. Nolen, playgrounds seem to be rounds seem to be rounds seem to be rounds. pavements, and Just now, said Mr. Nolen, play-o rest occasional- grounds seem to be receiving more fishing privileges. The Southern and the frees. By because the move for parks is no a handsome little naphtha launch for longer. Nature longer an issue. It was raised and service on the lake. There are few settled years ago: parks are now considered a necessity of city life. They belong in the same class with streets, water. Iights, and transportation, y expressions. They are indispensible. No enlighted demand for ones, in sumly in the genlike the parks regards their establishment.

relating to the right of residence

by each to the other than entire har- the national government, as the direct

mony and good understanding result-ed, with a common desire to exercise zen of the United States residing else-

IMPLIED LIMITATIONS.

2. Although there are no express limitations upon the treaty-making

power granted to the national govern

ment, there are certain implied limi-

tations arising from the nature of gov-ernment and from the other provisions

of the Constitution; but those implied

limitations do not in the slightest de-gree touch the making of reaty provis-

ions relating to the treatment of aliens

within our territory.

ed, with a common desire to exercise

the powers vested in each for the

the State, and of the city.

common good of the whole country, of

The excitement has now subsided, so

that it may be useful to consider what the question really was, not bescause it is necessary for the purposes of

It is obvious that three distinct

questions were raised by the claim

originating with Japan and presented

by our national government to the

courts in San Francisco. The first

and second were merely questions of

construction of the treaty. Was the

right to attend the primary schools a

right, liberty, or privilege of resi-

dence? and, if so, was the limitation

of Japanese children to the oriential

school and their exclusion from the

ordinary schools a deprivation of that

questions of construction, and espec-

ially the second, are by no means free

ticular occasion for their consideration having passed, they need not now

The other question was whether, if the treaty had the meaning which

He discussed.

house and effective organization, and solven the country of the state chooses, but it says to every State:
"If you provide a system of education which includes alien children, you must not include these particular alien

constitution.

ment of the United States to the Federal court in California, and also to the State Court of California, in appropriate legal proceedings. The matinal term has authority; upon other subjects the national Legislature has authority; upon other subjects the state Legislature has authority; upon other subjects the matinal power is distributed; in some cases the State Legislature has authority. Tudicial power is distributed; in some cases the State Legislature has authority. Tudicial power is distributed; in some cases the State courts have jurisdiction; in other cases the State courts have jurisdiction; in other cases the State courts have jurisdiction. It is a pleasure to be able to say in that never for a moment was there, as between the government of the United States and the government of the United States and the government; no part of it is offer good temper, mutual configuration, and that no sooner had the views and purposes of the governments of the United States and the government of the States, the State of California, and the court in the matinal government; no part of it is pleasure to be able to say in that no sooner had the views and purposes of the government of the United States and the povernment of the Configuration of the States are the government of the United States and the government of the United States are the fallens concerning whom the provision in made, is no impeachment of the cupant at midnight. He went to the fallens concerning whom the provision in made, is no impeachment of the constitution, that the judges In every State at that so that the constitution of laws of any State to the judges In the judges In every State at fat ta so the judges In the laws of any State to the constitution, that

United Stats of America by name.

CONFERRED TREATY POWER. It is not open to doubt that when

a century that the fact that a treaty provision would interfere with or annul the laws of a State as to the allens concerning whom the provision that he could not distinguish the or

A NATIONAL PREROGATIVE.

5. Since the rights, priviliges, and immunities, both of person and property, to be accorded to foreigners in our country and to our citizens in mark will be considered contempts on the contempt of foreign countries are a proper subject of treaty provision and within the limits of the treaty-making power, and since such rights, privileges, and a since such rights, privileges, and immunities may be given by treaty in contravention of the laws of any State, it follows of necessity that the treatymaking power alone has authority to determine what those righs, privileges, and immunities shall be. No State can set up its laws as against the grant of any particular right, privil-ege, or immunity any more than land in the vicinity of of "mosq" against the grant of any other right, privilege, or immunity. No State can say a treaty may grant to alien residents equality of treatment as to property but not as to education or as to the exercise of religion and as to bur- to-day. The claim grows out of ial! That would be substituting fact that the township of Char the mere will of the State for the widened the road at the part judgment of the President and Sen- jacent to Mr. Wittkowsky's prop ate in exercising a power committed taking several feet of his land to them and prohibited to the States utilizing it as a highway. A by the constitution.

There was, therefore, no real ques- awarded \$500 damages. The tion of power arising under this Jap- was appealed to the Superior C anese treaty and no question of State and thence to the Supreme Cour

There were, howeer, questions of policy, questions of national interests, referred the case back and it is in of State administration under the treaty and regarding the appli- day and decide the question. cation of its provisions to the conditions existing on the Pacific coast.

tion and of scope and of effect of the o'clock. Business of importance treaty itself—all questions as to be transacted. All the members whether the claims of Japan were well founded or not; all questions as to rangements for the Unitd Confedence. whether the resolution of the school Veeterans' runion in Richmond. board was valid or not-seem tem- the old soldiers and sons and da porary and comparatively unimportant. It was not a question of war with Japan. All the foolish talk about war was purely sensational and imaginative. The old soldiers and sons and dates of the Confederacy are questioned to meet with us.

By order of W. B. TAYLOR, and the confederacy are confined to meet with us. where. It is, of course, conceivable that, under pretense of exercising the treaty-making power, the President and Senate might attempt to make provisions regarding matters which are not provisions are not provisions. treaty-making power, the President and Senate might attempt to make provisions regarding matters which are not proper subjects of international agreement, and which would be only a colorable—not a real—exercise country?

EFFECT ON JAPAN.

What was to be the effect upon that proud, sensitive, highly civilized people of American newspapers and from the platforms of American public meetings? What would be the effect upon our own people of the responses that natural resentment for such treatment

would elicit from the Japanese? The first article of the first treaty Japan ever made with a Western power provided:

"There shall be a perfect, permanent, and universal peace and a sin-cere and cordial amity between the United States of America on one part, In the case of Geofroy vs. Riggs, which in 1889, sustained the rights of French citizens under the treaty of 1800 to take and hold real and perspectively, without exception of per-

sonal property in contravention of the common law and the statutes of the of the United States said:

"That the treaty power of the United States extends to all proper subjects of negotiation between our government and the governments of other ace that in a single generation adapter nations is clear.

The treaty ed an ancient fuedal system of the control of the generation adapter. the other question was whether, if the treaty had the meaning which the government of Japan ascribed to it, the government of Japan ascribed to it, the government of the United States had the constitutional power to make such a treaty agreement with a foreign nation which should be superior to and controlling upon the laws of the State of California. A correct understanding of that question is of the utmost importance not merely as regards the State of California, but as regards the State of California, but as regards all States and all citizens of the United States of power, as expressed in the constitu- Far East to the most advanced stand

FINED FOR EXCEEDING LIMIT.

Guilty by Recorder of Exceed Speed Limit Fixed by City WI sing Independence Square at A fine of \$20 was imposed by t

the delegates of these thirteen States conferred he power to make treaties upon the new national government is the broadest possible terms and without any words of limitation, the subjects about which they themselves had been making the treaties then in force were included in the power.

A fine of \$20 was imposed by the recorder yesterday morning on Mr. Osmond Barringer. The charge was the crossing of Independence Square by the defendant in his automobile at a greater rate of speed than is permitted by the ordinances of the permitted by the ordinances of the 4. It has been settled for more than city. Officer Malcolm was the witness

And thus it blew over.

Jury to Pass Again Upon Witthow Land Claim.

A jury to pass on the claim of passed on the matter and he North Carolina. The latter trib interests, arising cordance with this decree that dministration of Russel designated a jury to meet

Attention, Veterans!

There was one great and serious v. will meet promptly this after at the armory, No. 19 1-2 East Fowlish made all questions of construction and all questions of constructions are all questions of constructions and all questions of constructions are all questions and all questions of constructions are all questions of constructions are all questions are all questions of constructions are all questions of constructions are all questions of constructions are all questions are all questions of constructions are all questions of constructions are all questions are all questions of constructions are all questions are all questions of constructions are all questions are all questions of constructions are all questions ar

Adjutant.

The Virginia-Carolina ga Greensboro Saturday promises one of the very best games of season in North Carolina or South.

nothing you can buy equals Meade & Bakel Carbolic Mouth W