eshorlotteObserver. CMPAINS, Publishers. every Day in the Year. SUBSCRIPTION PRICE. SEMI-WEEKLY. and the second s PUBLISHERS' ANNOUNCEMENT.

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Advertising rates are furnished on plication. Advertisers may feel sure at torough the columns of this per they may reach al Ckarlotte d a portion of the best people in a Stats and upper South Carolina. is paper gives correspondents as de latitude as it thinks public policy maits but it is in no case respon-ie for their views. It is much ferred that correspondents sign or names to their articles, espe-ly in cases where they stack illy in cases where they attack ersons or institutions, though this is not demanded. The editor reserves he right to give the names of cor-sependents when they are demandod for the purpose of personal satis-faction. To receive consideration a communication must be accompanied by the true name of the correspon-

VISITORS TO THE EXPOSITION

Carolina Building on the grounds and on sale at the following named places in Norfalk: Potts & Roeder. Monticelle News

 on sale at the following named places in Nortalk:
Potts & Roeder.
Monticello News Stand.
The American Newspaper Co.
TUESDAY, JULY 30, 1907.
A DECISIVE BATTLE.
Since some of our exchanges are under a slight misapprehension in the under a slight misapprehension in the matter we may say that North Caro. lina's victory in the rate law contest strange-too strange by half to relacks nothing whatever of complete- peat itself in succeeding years. ness. Any contrary impression founded upon the fact that the whole controversy goes up to the United States Supreme Court for final adjudication great country. They came here because is decidedly erroneous. There was of the impulse which sends people from never the least desire manifested by the State to do other than hasten this; the questions at issue all related solely to the intervening situation. It was out of Judge Pritchard's unfortunate attempt to enjoin the State, nullifying a State law before it had been declared guilty and while its fairness was a matter of disagreement among reasonable men, that the entire excitement arose, But for this there could never have been any serious talk of clashing State and Federal inrisdictions; and, in fact, there was no clash even as events turned. No moment's disobedience. It was in ap

entirely proper and orderly manner that North Carolina won a victory which some able observer's believe likely to prove a turning-point in some, but their words would have a American constitutional history. The better sound had they not sat on the property for public uses without just victory was alike complete and fairly fence while North Carolina bore the compensation, the right to be released won. North Carolina has achieved heat and burden of battle-victorious and certain processes are recognized something of which she may well feel battle-alone.

benighted Swedes and

by this lawlessness, else they

toward leavening the lump.

have gone to Canada or Australia.

STRANGE MINNESOTANS. THE FIGHT IN NOBTH CAROLANA. There have been very arrange de Talles About Ralleo indeed in Minnesota of Lute, Western Federation of Miners, nation There---Was Present at Ha-mass Corpus Proceedings Before budge Pritchard---No Need for Ju-licial and Executive Departments o Collide---An Unfortunate Situaorganized system of violence white has been decidedly to the fore in recent months, invaded the State and proceeded to turn things topsy turvy. an Springs correspond on News and Courier. undent Charleslince its noble leaders were arrested

Since its noble leaders were arrested the federation has been on its good behavior—the invasion of Minnesota appears to have been bloodless thus far—but the public knew only too well what might be expected once the noxious thing felt free to resume former activities. Minnesotans were treated to no worse spectacles than rioting, the beating and general intim-idation of unwilling miners by import-ed federationsts, and threats against business men who withheld their countenance. Yet those strange Mincountenance. Yet those strange Min- Aldrich said: "The conditions existing in our sis-

nesotans, half of whom are Scandi- ter State of North Carolina, growing navians, objected seriously even to out of the recent railroad rate law these very moderate proceedings. Fill-passed by the Legislature at its last session, and which went into effect on ed with an antiquated notion that the first day of July, are unfortunate even labor unions are not above law in several of its aspects and not justiand order, good citizens in all the fied by the circumstances as they towns affected are organizing to assist tune and rarely ever justifiab'e to officers of the law in putting down force a State and its courts into real violence. The New York Evening or apparent conflict with the jurisdic-Post makes this wondering comment: tion of the United States. The two sovereignties, both supreme in their "Who can full to rub his eyes as he reads? These revolutionary Minnesotans are upsetting some of our most firmly established social and political principles. respective spheres, need never col-lide. State pride need never be be wounded nor the dignity of the States cstablished social and political principles. They positively believe in work! And with an effrontery which we had fondly hoped that no good Americans would ever again display, they arraign the miners' union for breaking its contract. Yet the very children in our schools know that it is now well settled that culy employers are bound by a contract. These authorities in Minnesota-mayors and sheriffs and the Governor-must be an ignorant set. And that they are ab-solutely crazy, politically, any public man, from Oyster Bay to San Francisco, could tell then. Why, there are as many and could never have had any force or effect in North Carolina, except by her consent and the United States

Court sitting in North Carolina is in theory and in fact a court of North and authority of North Carolina have heen offended, is unfortunate and unjustifiable as well as injurious to the State and the country at large. "I had the good fortune to be pres- in such a case? The Minnesota situation is indeed

ent at the argument of this cause and was struck with the great argu-Norwegians ment of Judge Merriman on the part have yet to acquire the spirit of lawleafness which curses this otherwise administration of a State law in the old and crowded countries to new and sought homes in a land where homi- the Southern Railway Company, ex- is already dead? cept for the fact that there was a suit cides are fully twenty times as numerpending in the United States Court inous and other lawlessness is proporvolving the subject matter of the con- the Constitution?

tionate. Yet they were not deterred troversy in which a temporary injunction had been issued by Judge Pritchwould State statute until such time as its Perhaps they were ignorant that such validity could be inquired into by the conditions prevailed in this country, orderly methods of the law. indictments to have been these but at any rate, once here, they seem brought and these convictions had. bent upon making an oasis for themand these sentences imposed in obselves in the midst of general lawless- vious violation of that injunction orness. We can only feel ashamed of der, was a setting at defiance by the the contrast which their conduct pre- authorities of the State, the jurisdiction and authority of the United States sents and entertain a feeble hope that Court, and that court was obliged to be appropriate as a motto.

AS TO NULLARGE AND

Charlenton News and Courier.

To the Editor of The News and Courier: Present exception taken and entered on the record become the basis of securing future judgment

in the programs of law suits. Simi-larly, it seems in order occasionally to renew statements of truth long suppressed or ignored.

Already the North Carolina case has brought a recrudescence of nullifica-

tion arghment and discussion. It makes so much difference wh It makes so much difference whose ox is gored, whose will is nullified. So much difference does it seem to make that, in this instance of nullifi-cation, the opponents and critics in the very set of denouncing or belit-tling South Carolina's rightful exer-

cise of the power of nullification, are betrayed themselves into wrongful exercise of the self-same power.

Some time ago 1 saw in the editorial columns of a newspaper a statement to the effect that the South Car-olina ordinance of 'nullification "did obvious, dangerous exercise of the power of nullification?

One of the points which I wish here to make is somewhat to this effect, It has been my observation that the critics and opponents of South Carolina nullification are apt to hold to burial.

that shade of opinion that nullification is gone and settled, a dead issue, deep in the irrevocable past, and that sort of thing. They seldom omit to represent that it is dead. More than this. They usually display some vig-Carolina and, therefore, all that has or of expression, there is usually a been said and written calculated to certain warmen noticeable, diffusing create the impression that the laws a glow through the forms and phraseology adopted. Now, if a thing is dead, why repeat so often that it is dead, and what reason can be assignattend him.

ed for display and betrayal of emotion

To assert, with damnable iteration. before Judge Pritchard in Asheville, that nullification is dead, to display warmth and emotion in the iteration to suppress and refuse a hearing to of the State. It was complete and any meek or feeable asseveration, unanswerable on the point that there even, that perhaps it is not quite could be no intemference on the part wholly dead, what can philosophy of the United States Court with the make out of such a set of facts? Why detonations from so many and State courts by habeas corpus. This such imposing large bore editorial and at the Central Carolina Fair next Ocold and crowded countries to new and was practically conceded by Mr. Al- historical batteries, all directed to the thinly settled ones, not because they fred P. Thom, the general counsel of mortification and death of that which

I respectfully submit that in our American polity the question, What is What is constitutional? is always important, always Who is to anjudge of it, is the most vital, the most difficult problem of our system of law.

"I'll be Judge, I'll be jury," And condemn you to death."

Some such sentiment perhaps might process of any court met with a their example may go a little way uphold its jurisdiction and enforce its whatever individual or tribunal un-

gued. I think, to the effect that if the

One sees from the newspapers that the Governorship of North Carolina is again, though early, in growing dis-



Sou. Express Bidg., Charlotte, N. C.

old friend and companion preached his funeral.

Hoyt J. Hackney, of Chatham County. Special to The Observer. Durham, July 29.—A telephone mes-sage received here this morning told of the death in Pittsboro of Hoyt J. olina ordinance of nullification "did not nullify anything." I wrote to the paper, protesting against such a state-ment and representing that there was a very different side and view of that story, which should in fairness receive equal hearing and consideration. I do not think the paper published my communication. To suppress free and fair discussion, to take advantage of what may seem at the time to be security of position to claim and as-sert one side and refuse hearing to the other, what is this but palpable, obvious, dangerous exercise of the power of nullification? noon and the interment was in the family burying ground in Chatham. Those of the family who were not with him when he died went over this morning to attend the funeral and

Mr. Hackney was about 25 years of age. He had been in declining health for several years and for that reason left here and went to a farm that he owned in Chatham, this being with the hope of benefiting his health. Recently he had been better and was here less than a month ago. A few days ago he was taken extremely il and his relatives were summoned to

BRYAN IS COMING.

The Silver-Tongued Orator of Ne-braska Accepts Invitation to Speak at Central Carolina Fair at Greensboro in October.

Special to The Observer. Greensboro, July 29 .--- William Jennings Bryan, twice the nomines of the Democratic party for President of the United States, has accepted an invitation to come to Greensboro and speak tober.

Two Sermons by Preachers of Power. Special to The Observer. Thomasville, July 29.—Sunday was a great day for Thomasville. Dr. John C. Kligo preached at 11 o'clock to a packed house, and his sermon was powerful and uplifting. At night Rev. J. R. Scroggs preached the clos-ing sermon of the district conference, and it was also great. Dr. Kilgo and Rev. Mr. Scroggs were guests of Frank S. Lambeth during the confer-ence. Messrs. Bradshaw and Farriss, of High Point, came over Sun-day to hear Dr. Kilgo preach.

Mr. Ashley Horne for In dustrial Governor. To the Editor:

praises sounded from South Carolina

to Virginia. Over a much larger area

has his good name gone. In some re-spects Governor Glenn has, perhaps

of any State of the Republic. He

a man of noble parts, clear-cut in his

he believes right, able to teach a Bible

class, preach a sermon, make a great

speech and tell the foes of righteous-

ness what he thinks of them. He is

ent incumbent.



· ON

CLOTHING

A ND

ONE-FIFTH OFF

This Discount Sale began Saturday and will last all week. Remember, we carry a high grade of Men's and Boys' Clothing-none better up to \$25.00 a Suit in the city, and our Oxford; are second to none up to \$3.00 for Ladies and \$6.00 for Men. All go at the

above discount for

CASH ONLY.

alive, ever recurring. ard restraining the operation of the swer this question, who is to be the For Said cunning old Fury. "I'll try the whole cause

orders or simply go out of business. der the American system might be

RIVAL FARMER ORGANIZATIONS. Says the Article Reproduced From a All who know anything about the whose name is rather misleading- To the Editor of The Observer Farmers' Union-an organization the Southern Cotton Association, purporting to be copied from a Louis- cause or not. There appears to be only jealousy and ville paper, was a misrepresentation

Davis made this fling to an Atlanta Journal reporter:

proud.

or may hereafter exist, between our body or may bereatter exist, between our body and the Southern Cotton Association. I may state, however, that we will have no kind of affiliation with them. We will tue our affairs in our ewn way, and they can run theirs seem to be different. In any and the say the say in the most positive to real at the Observer has been more than fair to Young Hawley. Each and every time the newspaper stories that lean to his side have been used. If there is any one who does not believe there is any one who does not believe the tet him call at the Observer of-

ed state of affairs is very unfortun- about the item in question "purportate, but at present a remedy is not ing to be copied from a Louisville paper;" it is too common to notice. no more have dealings with each oth- fice who would say that a statement er than would the Jews of old with the Samaritans. had come from a paper when it had not. There is a senable way to look at this affair. Young Hawley is in

There is a good chance to make Kentucky papers are against him. history in North Carolina." remarked The Observer said at the beginning The Washington Post of Saturday, "and from this conflict may come a "and from this conflict may come a aramount political issue-States'

ghts, That would be a relief. The A Rare Distinction. country is tired of the octopus chase." Greensboro Industrial News. History was made, but it was so made bury, formerly Representative in Con-Hon. Theodore F. Kluttz, of Salisthat States' rights are likely to be- gress from the eighth North Carolina been a most successful session in every come a paramount issue in the States district, spent several hours in the themselves nather than in a national city yesterday afternoon on business, themselves rather than in a national returning home upon the evening train. For our part, we don't train. Mr. Kluttz, after serving two favor giving the trusts any very great or three terms in Congress, voluntarrelief. It is true that "the country is ily retired from the race for re-nomitired of the octopus chase," but we been quite conspicuous at the time. find comfort in the thought that the Mr. Kluttz was succeeded by a Re-octopi themselves are more tired still. publican. (Mr. Blackburn), but there are lots of folks in the eighth who Let not the chase lag. will always believe that Mr. Kluttz

would have been re-elected had he The Montgomery Advertiser is simp- run, so great was his popularity. ly wasting its valuable time when it However this may have been, he enwarns The Norfolk Landmark to quit joys the distinction of having volunhopelessly fighting the noble verb "forecasted" and get on the track of Salisbury Post, the train comes along. Good advice is Salisbury Post, The Charlotte Observer thinks forecasted" and get off the track ere relativ grammatical reactionaries ing an individual who originates a te The Landmark. In point of fact, damaging report such as that which The Landmark has already been run Thursday. The common law provides ver and now presents the appearance a once robust sentence which has been analysed into its minutest parts.

Charlotte did not get the next anat convention of the American ton alanufacturers' Association, but the whole county would have been in-iuriously affected. In this instance we part company with anti-Pro Law Society and endorse our contamporatton Glanufacturers' Association, but a convention of 1909 may well be

by the constitution as affording relief, among which is this great writ of right, and it does not follow by any DR. HAWLEY COMPLAINS. means that every one who invokes protection does so in a sound cause, Louisville Paper is a Misrepresen-tation of Facts-Accuses The Obbut he must have the opportunity to show whether or not he has a good cause, and until he has had his day in court and the question tried it can-The article in The Observer and know that it does not affiliate with in The Chronicle, of Saturday last, not be known whether have as a just

"The decision of Judge Pritchard is dislike between them. The Hon. Tom of facts, at least in part most impor-tant. We have never heard before but it is dignified, considerate and whoever makes and whoever makes and Watson's Weekly Jeffersonian, which that W. W. Meadows sued for di- breathing that spirit of comity which makes much of the Farmers' Union hammers on the Cotton Association as if it were an anvil. During the re-cent State convention of the Georgia has ever been served on my son. Shel-North Carolina since Judge Pritch-bas ever been served on my son. Shel-North Carolina since Judge Pritch-tying somebody any gray the third sides and somebody any gray the third sides and the important Farmers' Union State Lecturer G. M. bourns and Smith are not the attor- ard's decision of carrying the cases neys of Meadows, they are my son's. forward on appeal to the Supreme If you would be more careful in Court of the United States, and there ing what is constitutional rests with The souther and the souther a contrast, between our body in the souther a contrast, between our body in the souther a contrast to the decision of the contrast (The Observer has been more than States.

fair to Young Hawley. Each and "It must not be overlooked that wholly every time the newspaper stories that the authority of the United States States. lean to his side have been used. If Court, now invoked by the railroads for their protection, has but recently event, I want to say in the most positive manner that we will have nothing to do with this organization." this let him call at the Observer of-fice and see the Fulton paper in which an account of the norse whiching to do an account of the horse-whipping roads. The wheel of fortune is con-It is needless to say that this divid- appears. As to Dr. Hawley's fling stantly in revolution, the side which ts up to-day may be down to-morrow, and while it is natural for people to complain when they are on the under at hand. The Farmers' Union and He knew when he made it that there side, they had better endure it with the Southern Cotton Association will was not a man in The Observer of calmness, as it may bring them to the top at the next turn."

F. H. AULL. WAYNESVILLE CONFERENCE.

Last Day's Session Held Sunday-Much Interest Taken in Missions and Sunday School Work-Resolution Passed. Special to The Observer.

West Asheville, July 29 .- The sessions of the Waynesville District Conference held at Balm Grove church same to a close last night. This has

respect and especial interest has been taken in missions and Sunday schools. It is believed that the entire mission assessment will be raised in full. The entertanment given the delegates and visitors by the people of Baim Grove church has been all that could be desired.

All visitors who attended the Sunday school yesterday were highly pleased. This is one of the best in the conference. Bishop Atkins claims schools in Southern Methodism.

At 11 o'clock Rev. C. F. Bherrill preached an excellent sermon on the Church. Presiding Elder Sherrill is He was one of the pallars upon

there should be enacted a law reach-"Rev. C. F. Sherrill, our beloved he was presiding elder, is now nearing the close of his quadrennium on the a frier against persons who maliciously damagainst persons who maliciously dam-age the property of another and we should think this would apply in such a case. The Observer's plan is best, howsver, for it provides for certain punisimment. Had the Wachovia bank been forced to close its doors the whole county would have been in

Capt. R. S. Sugg, of King's Mountain Special to The Observer. King's Mountain, July 29.-Capt. R. S. Sugg died at his home here at 1:30 o'clock yesterday morning. He was 72 years old and one of first settlers of the town. He came here from Edgcombe county a while after the war and went into the drug business, in which he con-tinued until January, 1899, when he

was stricken with paralysis. Since that time he has been an invalid, it is one of the best country chools in Southern Methodism. At 11 o'clock Rev. C. F. Sherrill with all his pain he was never heard

greatly beloved by the preachers and laymen of the district. The following resolution of appreciation was unan-imously adopted by the conference;

judgment of the Federal government or of any of its departments, was allowed to be final in the matter, that such judgment would thenceforward become the measure of constitutional power and not the constitution. If I have the right of judging and deciding how much money you should be paid for your work my judgment is the measure of your wages and not the justice of the matter. Whoever decides this question what is constitutional nullifies the judgment and opinion of all other parties. If

summed up thus:

loyal to his political party, devoted to all the advancements of the interests the Federal government thinks some of the State, beautiful in his home act is constitutional and some State life, and ever the genial, consistent Christian gentleman. Fortunate is the whoever makes good nullifies the oth-Commonweath that has such a man in its highest place of honor and responsibility.

But according to the terms of the constitution when Governor Glenn has finished his term of office a new incum fying somebody, any way the thing is bent must be chosen to accupy his arranged. If exclusive right of judgchair. What manner of man should the next Governor be? All things the State, the State nullifies the Fedconsidered what ought to be the domeral power. If the Federal power, through any of its departments, ininant element of the succeeding ad ministration? cludes this exclusive right of judging After the splendid work done in

what is constitutional, then it seems the uplifting of the educational stand-ard of North Carolina by the wise, acto me the Federal power nullifies wholly the rights and powers of the complished and eloquent Governor States. Now in such a view it might be argued that the Federal govern-Aycock: and after what Governor Glenn is now doing, the worthy suc ment, by its officers and administracessor of such men as these, need not tors, has been nullifying the constitube, as they are, a college graduate, tion for 60 years or more. Her nullification in heaps and bulks. Here is an able lawyer, and of eloquent speech; be he should be a man of consummat Yet it goes almost unnoticed, and on the business ability. other hand the little temporary

It is the one thing needed for the amount of South Carolina nullification future of North Carolina, namely Governors who shall be masters of on the other side still continues the spject of more than occasional rheteconomics-men practically knowing orical bombardment and attack. how to lead the people in the develop-As how ween two, say Tweedledum and Tweedledee, the thing might be ment of their own material resources that is, how to produce, preserve and distribute the State's largest possibl wealth.

"If my will prevails over yours, if I decide I nullify you. That is liber-ty, haw, progress and civilization. "If you nullify me, that is amarchy, rebellion, treason. The educational and ethical welfare of the people must of necessity he promoted; for without intelligence and character all hope must be abandoned But so far as the State is concerned "It is wicked to discuss treason. these should be means to an end-an end that would lift North Carolins Therefore, if you name nullification, I will nullify even your effort to name it. I shut off debate. I put you in jail." out of her material infancy, into actual manhood. The State is great in territory-50,000 square miles of land -the bulk of it largely non-produc-GUSTAVUS M. PINCKNEY. tive; with a handful of population-THE DEATH RECORD. less than 40 people to the square mile. It is a matter of public talk by the press of the nation, the growing prosperity of the South. For example, the

Southern cotton mills, in the last ten years have increased their output from \$40,000,000 to \$100,000,000. In the general advance North Carolina stands well in the front. But its possibilities the are in the future, and the realizing of them is purely a business question. That is the work of the governmen of North Carolina, if there is to be true normal development of farm, fac. tory, mill, merchandise, and all re sources, must be the conduct of busi ness on a very large scale.

Who, therefore, should be the next Governor of North Carolina? I ans-wer, that splendidly-equipped business which the town with its various in-stitutions was built. Generous, man, Mr. Ashley Horne, of Johnston county.

magnanimous and strictly honest in all his dealings with his fellowman, be was known and loved by all the fown. A man of few words, but nomics, he is one of the foremost men Mr. Horne has acaleved a fortune presiding elder, is now nearing the close of his quadrennium on the Waynesville District and according to the law of our Church he snust leave us at the sporoaching annual Confer-ence. His administration has been very successful and the district has made great progress during the part four years. Bother Sherrill has won his way to the hearts of preachers and laymen all over the district and we wish to assure him that our prayers shall follow him wherever he may go

The state is fortunate in its pres- Get busy and save big money this week. I have heard his

STRAW HATS HALF

not a superior in the chief executive All Boys' and Mens' Straw Hats up to \$1.50 inclusive go at half price, and all Panamas at one-third off convictions, boldly on the side of what former prices.

COAT SUIT DEPARTMEN? Special Reduction in Wash Fabrics

Handsome line of Summer Suits in wash materials-Linine and Cotton Poplin; White, Pink and Blue; Eton and Pony effects; neatly trimmed in bands of material and insertion and edging; regular price from \$5.00 to \$10.00. Special, \$3.69, \$4.89 and \$6.75.

SEPARATE JACKETS

Separate Eton and Pony Jackets of White Linen and Linine, a jacket that you can wear with any of your white skirts; regular price \$2.50 to \$6.00. Special, One-Fourth Off.

SHIRT WAISTS

Lawn Shirt Waists, nice, sheer quality, neatly trimmed; all sizes. Prices 43 and 69c.

Another lot of Waists, many different designs and trimmings; pretty quality of lawn and trimmings; worth \$1.00 and \$1.25. Special, 79c.

SEPARATE SKIRTS

White Linine Skirts, four styles; full made skirts, at

88c.

White Brilliantine Skirts, two styles, plaited and tucked panels; regular price \$4.00. Special, \$2.43. Handsome line of Voile and Panama, new designs, finely failored. Prices from \$7.50 to \$18.50.

