BINDIUM CASE LAST MIGHT.

BEACHLY BOARD Reserves Annous company through a taking away of the light to fix a minimum rate upon the use of its pawer.

MINDIUM Today Concerning its Pindings as to Right of Charlotte Power Company to Levy Minimum Charge of \$1 Per Month For Electric Lighting Service—Hearing of Much. Discussed Alexander Case Narrowty B-caped Fourth Postponeuront—Itemized Statement of Company's Lighting Expenses to Be Submitted by Mr. W. S. L.—Be Submitted by Mr. W.

trical data for the inspection of the the council chamber was cleared. board

the citizens of Charlotte a charge of \$1 per month for lighting purposes. cort. This quastion has been the subject of municipal debate in many cided in our favor." cities of the country and the object of much discussion in the city since its appearance several months past. The three times postponed hearing fourth assignment into the dim fu-

attendance of my witnerses tonight, year's total. and if possible I request that the hearing take place this evening. ALL WERE READY.

Upon being interrogated by Mr. Brenizer as to his position in the matter, Mr. Norman Cocke, attorney Special to The Observer. for the defense, aid that the defendants were prepared to set forth their had been filed by Mr. Alexander, together with answer which had been. returned by the power company, were read aloug by City Treasurer

The document prepared by the complaint set forth among other included in a contract whereby each sked that the company be called be- this city tomorrow morning.

ed that the charge which had been interesting wife had made during their short residence here. ingsthe convenience of electric light-"-ing was without gain to the combespany. The document asserted that it least such an amount was monthby ly expended by the company in each sence of having the power at hand; during the entire 24 hours, It was to await his execution, commend that such an amount was sunk in the cost of placing wires, of maintaining a force of meter read-

ers, of purchating transformers and of the many other electrical instruments which are required for the installation of each addition. It was month, that the cost to the company for the maintaining of service would be at least \$1 for the 30 days. WITNESSES PRESENT.

Mr. Alexander placed several witnesses before the board, among whom were Dr. J. E. S. Davidson and Messrs. Gresham, Hagood and Porter, all of whom testified to personal knowledge of the existence of a \$1 minimum rate. After examining these witnesses in the capacity of an attorney, Mr. Alexander then went through a chrysalis stage and became a wit- before the cars are making regular ness himself. His statement was practically the same as had been set forth in his official complaint, with the addition of several letters which he had received from a number of cities concerning the minimum rate which was maintained in the various places. All of this evidence was ruled out by Mr. Brenizer, when an objection was this evidence was ruled out by forthcoming from the defendants. At the announcement of the plain-

tiff that the case was closed in so far as he was concerned, Mr. Cocke requested that the case be dropped. upon the ground that Mr. Alexander had failed to demonstrate that a minimum rate of \$1 per month was exorbitant. This was denied by Mr. Brenizer, who stated that the plaintiff had at least made out a prima facie case, and that any evidence for the defense which was available should best be placed before the board.

POWER COMPANY HEARD. The remaining hour was consumed in speeches from Messrs. Cocke and Z. V. Taylor, president of the Charlotte Power Company and former at-torney at law, and Mr. Alexander for the plaintiff. Mr. Cocke read a decision which had ben handed down from the New York State bench upon a matter very similar in character to one which was under discussion in this city. This judgment decided that the corporation was within its rights in the placing of a minimum rate of \$1.50 in New York City. Like decisions from other States of the Union were also produced by the attorney r the power company. Mr. Taylor confined himself to a

A MAIL CARRIER'S LOAD

At the conclusion of Mr. Alexander's speech, there was a second It was a we and bedraggied ex- motion .rom the defense that the af-ecutive board which wended its way fair should be dropped upon the homeward last night after an even- grounds of insufficient evidence. It ing spent in a hearing of the much- was at this stage that City Attorney discussed rate case against the Char- Brenizer suggested that time might lette Power Company. At the conclube saved by an executive session, in which the board could discuss the evidecision had been reached in the mat- dence which had been submitted by ter and an opinion will hardly be the plaintiff, and if finding this suffiforthcoming b fore this afternoon, clent cause for further investigation when Mr. W. 3. Lee, chief engineer that the evidence of the de endant for the Southern Power Company, might then be submitted. This plan will have submitted an array of elec- met with approval on both sides, and

"We are confident that we can pro-The question at stake was the right duce before you any number of the power company to exact from prominent lighting experts," said Mr. Taylor before departing, "but we ask that the board require Mr. Alexander when the individual has not used an to post an indemnity bond, in order to amount of electricity to total this cover our expenses in securing these men, in case that this affair be de-

"If this matter is to become financial Issue between Mr. Duke and myself." returned the attorney, "I will call it off at once."

The decision of the board will be came within a shade of receiving a awaited with much interest by those citizens of the city who have watched ture, when it was discovered upon the progress of the controversy since the convening of the executive board its origin some time past. It will be that Mr. T. J. Davis was out of the watched with especial interest by the city. Mayor Bland had already an officials of the Charlotte Power Comourth postponement, pany, to whom it means a large sum which he stated as being done at the of money. It is estimated that this which he stated as being attorney, who company now has contracts for the suggestion of the city attorney, who company now has contracts for the held that the rules of that body pro- lighting of some 3,000 homes and ofwided that such a hearing should fices in the city. With a minimum take place before a full membership tax of \$1 per month, a total of \$35,of the board. On the year is involved. While "But. Mr. Mayor." protested Mr. many of these patrons use an amount "the rule which provides of "juice" in excess of the \$1 limit, for a full attendance is not a State and are consequently not disbursers law nor even a city ordinance. It is upon the minimum charge clause, the simply an individual rule of this body number which use an amount of lightwhich can be set aside and reinstated ing under the minimum charge are of without difficulty. I have been to such proportions as to involve a conconsiderable difficulty in securing the Siderable amount of finances in the

SALESMAN DROPS DEAD.

Representative of International Harvester Company Dies Suddenly.

Hickory, Nov. 8 .- Mr. F. A. Gordan, traveling representative of the side of the controversy but were will- International Harvester Company, ing to accede to the wishes of the fell dead in this city this morning board in the matter. The four mem-while preparing an exhibit of his bers of the con mittee who were pres. company's goods for the street fair ent announced that an immediate which is now in progress here. Mr. trial was suitable to their taste and Gordon was engaged in putting to-the reading of the complaint which gether a harvesting machine when he suddenly fell backward and was dead before bystanders could reach Drs. Menzies and Blackburn him. responded to a call for physicians but life was extinct before they reached him. Mr. Gordon came here with his wife three months ago and complaint set forth among other charges that the defendant had placed a minimum charge of \$1 per month for electric lighting, which was number of relatives. The included in a contract whereby each body was turned over to the Shu-maer of the company's power bound ford Undertaking Parlor where it himself for a period of a year to will be prepared for burial. No use the light of that corporation ex-preparations for the funeral will be clusively. It was upon the minimum made until the arrival of the unfortucharge clause, however, that the prin- nate man's father and brother from cipal stake hinged. The complainant Fairbury. They will probably reach fore the board for the purpose of Gordon was said to have been one demonstrating that such a charge was of the best salesmen with the Innot exorbitant and without the ternational company. His death throws a gloom over a large throws a gloom over a large number of friends whom he and his

Beattle Taken to Penitentiary.

Richmond, Va., Nov. 8 .- Henry Clay Beattle, Jr., condemned to die November 24 for the murder of his individual case, for the conveni- young wife, was removed early today from the city jail to the penitentiary

The Supreme Court, with which Beattle's appeal from the verdict of the Chesterfield jury was filed last Saturday, convened this morning Should the Supreme Court decline to grant an appeal, Beattie's only hope lies with Governor Mann to whom a said that if the property owner not strong plea for executive elemency so much as used a light during the will be made.

Lights For Raieigh Country Club.

Special to The Opperver. Raleigh. Nov. 8 .- The Raleigh Country Club enjoyed electric lights tenight for the first time, the just being completed from the city out there. The street cars will running to the club station very soon The first car is to carry the judges and the Raleigh bar associa tion to the club grounds Saturday for a big barbecue. It may be two weeks

It is the duty of every expectant mother o prepare her system for the coming of her the one; to avoid as far as possible .he suffering of such occasions, and endeavor to pass thro h he crisis with her health strength unim aired. Tais he may do hrough the use of Mocher's Friend, a remedy that has been so long in use, and accomplished o much good, hat t is .n no sense an experiment, out a preparation which always produces the pest results. It is for exernal -prilication and o penetrating in its lature as to thoroughly Inbricate every suscle, nerve :na tendon involved curing the period before baby comer. It aids nature by expanding the skin and tissues, elieves tenderness und oreness, and perfectly prepares th system for natural and safe motherhood. Mother's Friend has been used and endorsed by thousands of mothers, and its use will prove a comfort and a benefit to any woman in need of such a remedy, Mother's Friend

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TRAINS LEAVE CHARLOTTE-EF EFFECTIVE JULY 10, 1911. NO. 40-5:00 a, m. through tmin for Wilmington with parlor car attached Connects at Wamlet with No. 38 for Portsmouth and Norfolk No. 66 for Raleigh. Washington, Baitimore, Philadelphia and New York. Dining car service and vestibule coaches to Washington. Pullman sleeping cars to Jersey City. 48—7:30 a. m. for Monroe, connecting to all points south.

133—9:55 a. m.—Local for Lincolnton. Shelly and Rutherfordton.

NO. 133-9:55 a. m.—Local for Lincolnton.
Shelly and Rutherfordion.
NO. 47-4:45 p. m.—For Lincolnton. Shelly Rutherfordion and points west.
NO. 44-5 p. m.—For Wilmington and all local stations
NO. 132-7:25 p. m.—Hundles local sleeper for Portsmouth. Norfolk: connects at Monroe with No. 41 for Atlanta and Southwest with through sleeper to Birmingham; at Monroe with No. 22 fast train with sleeper to Portsmouth and Norfolk and Jersey City. Connects at Hamlet with No. 24 with through vestibule coaches to Washington Dining car Richmond to New York. Pullman sleepers to New York.
TRAINS ARRIVE AT CHARLOTTE:

TRAINS ARRIVE AT CHARLOTTE: NO. 46-9:55 a. m. from the west. NO. 45-12:01 n. m. from the west.

NO. 12-7:05 p. m. from the west.

NO. 49-7:25 n. m. from the east.

NO. 39-10:50 n. m. from the east.

C. B. RYAN G. P. A.

Partmenth Va.

Portsmouth, Va.

JAMES KERP T P A.

Charlotte N C.

H S LEARN D P. A.

Raleigh, N C.

N. B .- The following schedule figures published only as information, and are not guaranteed:

2:30 a. m.—No. 22. daily. Birmingham enertial for Atlanta and Birmingham Pullman drawing room sleeping cars. Observation cars and day coaches to Birmingham. Dining car service.

3:30 a m.—No. 8, daily local for Dan-ville. Richmond and all intermediate points. points.
5:10 a. m.—No. 31 daily, the Southern's
Southeastern Limited for Columbia. Savannah, Aiken. Augusta and Jacksonville.
Pullman drawing room sleeping cars for
Aiken. Augusta and Jacksonville. Day

Pullman firawing room sleeping cars for Aiken. Augusta and Jacksonville. Day ecoches to Jacksonville. Dining car service.

6 a. m.—No. 44. daily. local for Washinston. D. C.
6:40 a. m.—No. 25. daily. local train for Columbia and intermediate points.
7:50 a. m.—No. 16. daily. except Sunday. local for Statesville and Taylorsville. consecting at Mooresville for Winston-Salem 16:06 a. m.—No. 37. daily. New York Atlanta and New Orleans Limited Pullman drawing room sleeping cars and observation cars New York to New Orleans, Atlanta and Macon Dining car service. Solid Pullman train.
10:5 a. m.—No. 38. daily. United States fast mall. for Washington and points North Pullman drawing room sleeping cars. New Orleans and Birmingham to New York. Day coaches to Washington. Dining car service.
10:20 a. m.—No. 12. daily. for Winston-Salem. Roanoke and local points.
11:10 a. m.—No. 11. daily local for Atlanta and intermediate points.
3 p. m.—No. 48. daily. local for Atlanta and intermediate points.
4:50 p. m.—No. 41. daily. except Sunday. local for Seneca and intermediate points.
6 p. m.—No. 41. daily. except Sunday. local for Seneca and intermediate points.
6 p. m.—No. 41. daily. except Sunday. local for Mooresville. Statesville, and Taylorsville.
7:15 p. m.—No. 32. local for Atlanta.
7:20 p. m.—No. 33. daily. New York, Atlanta and fintermediate North Drawing room eleculus cars. observation cars for New York Dining car service. Solid Pullman train.
9:50 p. m.—No. 36. daily. United States for Atlanta. T. Since Total Pullman train.
9:50 p. m.—No. 36. daily. United States for Atlanta. T. Since Total Pullman train.
9:50 p. m.—No. 37. daily. Inited States for atlanta. T. Since Total Pullman train.
9:50 p. m.—No. 38. daily. United States for a pull for Atlanta. T. Since Total Pullman train.
9:50 p. m.—No. 86. daily. United States for a pull for Atlanta. T. Since Total Pullman train.
9:50 p. m.—No. 86. daily. United States for a pull for Atlanta. T. Since Total Pullman train. caches to Jacksonville. Dining car ser-

New York Dining car service. Solid Pullman frain.

9:30 n m No M daily. United States fast mall for Atlanta. Birmingham and New Orleans. Pullman drawing room alcening cars. New York to New Orleans and Riemingham Day coaches Washington to New Orleans. Dining car

Washington to New Orleans. Dining car service.

10:M n m.—No M daily the Southern's Southeastern Limited. for Washington New York and noists Yorth Pullman Asswing room sleening case for Year York The coaches to Washington. Dining ar sarvice.

10:M n m No. & Sally for Atlanta and noists Sauth Handles Pullman sleening oar Baleigh to stington. Day coaches Workington to Atlanta.

11:M s m No. & daily. Rismingham in a m No. & daily. Rismingham for washington and Yew York Pullman frawing room Sleening cars cheepington cars to Yew York Day coaches to Washington Dining on service.

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6:25 pm Ar Roanoke. Lv 9:15 am
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