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ROYAL BAKING POWDER CO., NEW YORK.

STATE NEWS FROM RALEIGH

The Sensational Railroad Commission Case.

Effect of the Forcible Taking Possession of the Office.

The Supreme Court's Decision That the Act for Imprisonment for the Non-payment of Taxes is Invalid—Heavy Christmas Travel.

Raleigh, Dec. 25.—The railroad commission case continues to be the sensation here. After the Supreme court late rendered its decision ousting the two Wilsons from the bench of the commissioners, the sheriff was ordered to take charge of the office and turn over all the effects to the new commissioners. This was done quickly enough to suit the Russell appointees so at midnight they took possession themselves. The door was barred, but they forced an entrance. This was done in the face of the fact that the chief justice refused to sign the judgment of the court. There was a writ of error and supercedas granted to the chief justice, and filed with the clerk of the United States court in a \$10,000 bond. The forcible taking possession of the office by Messrs. Caldwell and Pearson may cause them to be held for contempt of the United States Supreme court. This writ of error was to act as a stay of execution. This also means that there be a practical abolition of the office for at least the next six months, or longer unless the old commissioners are allowed to exercise the duties of the office.

The Christmas travel this year is particularly heavy. The trains have to be run in two sections sometimes to carry the passengers.

Judge Cable has been appointed by the governor to hold a special civil term of Federal court beginning January 10. Judge Robinson is to hold a special term of Guilford court January 3.

The new commissioners declare they are not acting in contempt of Chief Justice Faircloth or of the United States Supreme court, that they were not notified of that writ of error.

It is said that the governor personally advised the picking of the locks so as to let his men into the commissioners office, but that he told the sheriff not to force the door. The only commissioner left on the bench has said that he would not serve with Messrs. Caldwell and Pearson. He is out of town and so it remains to be seen what he will do.

The two morning papers here take opposite sides on the commission matter.

There was quite an exodus here of state officials yesterday going off for Christmas. The weather is very cold, but clear.

Yesterday afternoon, Caldwell and Pearson were formally cited to appear before the United States Supreme court January 20. Each of them drew \$500 from the State Treasury as a salary since September 24, the Supreme court having declared that their term of office began that day the one on which Governor Russell appointed them. Counsel for Maj. Wilson will as soon as possible apply to the Federal judiciary for action in the premises.

Rather a novel sight this morning was a drove of 100 turkeys which had been driven for thirty miles here—some of them were of the big "brange kind and worth \$5.

The Supreme court decides that Sec. 28 of Revenue act regarding the imprisonment of non-payment of taxes is not lawful.

State Treasurer Worth has just sold a lot of North Carolina 4 per cent. bonds for \$5.

It is most gratifying to note the number of rather the per centage of the recoveries of patients in the insane asylums. This per centage is greater than in any other state. Questions as to why this is

came from the board of charities in Massachusetts.

The negro who yesterday in Garner killed another has been brought here to protect him from the murdered man's relatives. It was decided by the justices that the killing was in self-defense.

The state board of public charities has been in session here several days. The report of the superintendent of the Soldiers' Home is as follows: During the year just ended a chapel costing \$635 has been built. Twelve of the old veterans have died and there are now 112 invalids at the home. The home receives \$8,500 as a state appropriation and \$350 in rents. They raised there last year or since the last report, 2,406 pounds of pork. In the report from the various counties it was shown that the county homes were in bad condition in the following counties: Bladen, Burke, Dare, Brunswick and Jones. There are no homes for the poor in Currituck, Clay, Currituck, Graham, Harnett, Lenoir and Polk. It was found that in one county the poor were farmed out to the lowest bidder at \$2.12 1/2 per month. Many jails are reported as in very bad condition. The fact that crime is on the increase in the state was largely discussed. The penitentiary furnished no report to the board. The constitution provides that when the proper time comes that a home for idiots and inebriates must be provided. It was decided that the proper time had come for these unfortunate are confined in the county homes.

In the appointment of the new force in the United States marshal's office some people have been given places that are held by persons under the civil service law. It remains to be seen whether the places can easily be obtained.

There is to be another hearing of the North Carolina railroad case before Special Master Kerr Craige at Salisbury January 7. The ante-Russells will then have a chance.

The populists are now working in concert to defeat Butler and end his power. There is no presidential prospect for him in 1908.

Chavis, the murderer, was given a hearing to-day before a magistrate and returned to jail to be tried in January for murder.

In this North Carolina conference there are only thirty-two Epworth Leagues with 1,475 members.

The papers are rather rough on Rev. Mr. Tuttle, the Methodist minister at Beaufort, for putting on a bathing suit and immersing ten converts.

NEED OF AN AUDITORIUM.

Editor of the Gazette: A few years ago a visiting correspondent of a Charleston paper wrote from Asheville of its progress, citing its many and varied improvements and made the broad assertion, "that it had every thing that a city of three times its size was expected to have and if it was suggested that it ought to have something it didn't have, it was at once ordered!" Now this might as a rule, be true, but "it is said that the exceptions to a rule prove the rule." The purpose of this article is to point out the exceptions. It has been conceded, and to some extent a discussed fact, that the two great needs of Asheville are, an accessible "public park" and an "auditorium." Almost every week are we made conscious of the very great need of the "auditorium"—the assemblies, the conventions and numerous meetings of one kind and another that "Asheville" might capture, had it an "auditorium room" suited to the demands of such occasions, would be surprising in one year, possibly losing enough to nearly pay for the cost of the "auditorium" building. The places where "Park and Auditorium" could be had together, are very scarce, and as this is exceedingly desirable, why should not steps be taken at once to carry out the idea and perfect the plans? The sites can never be purchased as cheaply as now, nor can labor and materials ever be gotten for as little money. Now is the accepted time, "if we will but accept it! I hope to hear of a meeting called at an early date to move in the matter."

ONE OF ASHEVILLE'S OLD-TIMERS.

SHOOTING AFFRAY.

Sylvan Valley news: Pink Williams alias Archie Young, a negro who was serving a sentence for house breaking, escaped from the guards in charge of the county prisoners a few days ago, and a reward of \$15 was offered for his capture. Mr. Hester followed and overhauled him almost inside the corporate limits of our quiet town. A call to surrender only caused a foot race and two shots were fired with the hope of bringing him to a halt. The only effect produced was to accelerate his speed and a third shot was fired with the intention of crippling him, but he gained the woods above Kings mill and was soon lost to sight.

Mr. Hester, feeling certain that his last shot had wounded the retreating fugitive returned to town to await developments. On Friday morning the report reached here that a negro bearing the description of Williams was met on the railroad track about six miles below town, limping painfully in the direction of Hendersonville. Feeling gratified that he had not killed his man, and that he had probably scared him into territory too distant to be a menace to the citizens of Transylvania, Mr. Hester returned to his home in Pickens empty handed and without his \$15 reward.

—During the past year the watchman of the Baltimore Fire Patrol and Despatch Company found 492 doors open at night, 322 windows open, 40 fire shutters open, 3 safes not locked, 128 gates open, 155 lights burning when they ought to have been out and 102 not burning when they ought to have been burning. Forty-one incipient fires were discovered and sixteen cases of burst water pipes were found. In twenty-three cases goods were found left outdoors and sixteen persons were found, burst water pipes were found. In twenty-six instances the family wash had been left in the yard for thieves to pick over.

Biltmore Dairy

The herd, consisting of high bred Jerseys is under the daily inspection of a qualified veterinarian, formerly inspector for the New Orleans board of health.

All the cows have been tuberculin tested and are in perfect health.

No expense or labor spared to secure cleanliness through all operations connected with the milk.

To do all the above costs money, and lots of it; but we have the satisfaction of knowing that we are supplying customers with pure milk.

Perhaps you can buy milk a little cheaper, but just think it over.

Crays made from any Photograph, Tin-type, etc., with Frames from \$2.00 up.



J. O. Houser, Solar Printer, No. 28 Patton Avenue, Asheville, N. C.

AT THE CHURCHES.

Y. M. C. A.—O. B. Van Horn, secretary. Address at 4:30 by Rev. H. L. Askins. All men invited.

FIRST BAPTIST.—Dr. J. S. Felix, pastor. Services at 11 a. m. and 8 p. m.

WEST END BAPTIST.—Rev. A. B. Brown, pastor. Services at 11 a. m.

CENTRAL M. E.—Dr. C. W. Byrd, pastor. Will preach a Christmas sermon at 11 a. m. Service in the evening at 7:30.

HAYWOOD STREET M. E.—Dr. Dan Atkins will preach at 11 a. m. Services in the evening at 7:30. The quarterly conference of this church will be held Tuesday evening at 7:30.

NORTH ASHEVILLE M. E.—Rev. E. L. Bain, pastor. Services at 11 o'clock a. m. and 7:30 p. m.

BETHEL M. E.—Rev. J. R. Moore, pastor. Preaching at 11 a. m.; Sunday school, 3 p. m.

FIRST PRESBYTERIAN.—Dr. R. F. Campbell, pastor. Services at 11 a. m. and 7:30 p. m.

SOUTH SIDE PRESBYTERIAN.—Rev. H. M. Parker, pastor. Services at 11 a. m.; Sunday school, 3:30 p. m.

OAKLAND HEIGHTS.—Rev. F. M. Fox, pastor. Services at 11 a. m.

CHRISTIAN CHURCH.—Rev. W. S. Cook, pastor. Sermon at 11 p. m. and 7:30 p. m.; Sunday school, 10 a. m.

GOSPEL CHAPEL.—No 20 Vance St.—Rev. Joseph Cadwallader in charge. Service every Tuesday at 11 a. m. Christians of all denominations invited.

ST. LAWRENCE CATHOLIC.—Father Marion, rector. Mass and sermon at 11 a. m.; Sunday school, 4 p. m.; benediction, 8 p. m.

TRINITY CHURCH.—Rev. McNeely DuBose, rector. Holy communion at 8 a. m.; morning prayer at 11 a. m.; special service for the Sunday school at 4:30 p. m.

TRINITY CHURCH.—Rev. McNeely DuBose, rector. Fourth Sunday after Advent. Corporation communion of the Brotherhood of St. Andrew, 8 a. m.; sermon by Bishop Dudley, 11 a. m.; Sunday school, 3:30 p. m.; evening prayer, 4:30 p. m.

ST. MATTHIAS.—Rev. H. S. McDuffy, rector. Morning prayer and sermon, 11 a. m.; evening prayer and sermon, 4 p. m.; Sunday school, 9:30 a. m.

ALL SOULS.—BIRMINGHAM.—Rev. R. R. Swope, D.D., rector, services at 11 a. m. and 5 p. m.; Sunday school 3:30 p. m. All seats in the church are free and the public is cordially invited to attend the services. —First Sunday after Christmas.—

Professional Hymn 60—"Regent Square"..... H. Smart
Vente, exultemus Domino, Tone 8, 1st Edition..... Gregorian
Feaster—26th Day..... J. Gos
Te Deum laudamus (A.)..... J. Gos
Jubilate Deo (A.)..... J. Gos
Hymn 59—"Prince of Peace"..... J. B. Dykes
Hymn 45—"Coronation"..... O. Holden
Anthem—"Take Silver Lamps"..... J. Barnby
Recessional Hymn 476—"Innocents"..... Anon
Evening.

Professional Hymn 60—"Regent Square"..... H. Smart
Feaster—26th Day..... J. Gos
Magnificat (C.) (Unison)..... J. Barnby
Nun dimittis (C.) (Unison)..... J. Barnby
Anthem—"O Jerusalem, Thou That Brings"..... Dr. H. S. Outler
Hymn 462—"Alleluia Perseus"..... W. H. Monk
Recessional Hymn 476—"Innocents"..... Anon

TO ADVERTISERS.

Hereafter advertisements for the Gazette must be received at the Gazette office before noon, in order to receive publication in the issue of the following morning. An early edition of the Gazette is to be issued to go out on the mid-night trains, east and west, and in order that all advertisements may be inserted in this edition which will have a large circulation in addition to that now possessed by the regular edition of the Gazette it will be necessary that advertising copy shall be in the hand of the type setter at an early hour.

FUN FOR THE TABLE.

At a musicale and supper Mrs. DeForest suggested that the watermelon might aid the chorus. Scooping it out would make it holler.

"Pa," asked Johnny, "what grows in a beer garden?" "The head, my son," groaned Mr. Jagway, applying some more pounded ice.

There is only one thing which is said to be worse than being called upon unexpectedly to make an after-dinner speech—that is to prepare an after-dinner speech and not be asked to deliver it.

In a Paris cafe, says a writer, I asked the maid whether she did not think the name on the menu: "Derhi tasse cafe au lait frappe-a la glace" was very inflated for such a small cup of cold coffee and milk. "Yes, madam," she replied, "it occupies the mind as well as the stomach."

MUNYON ON TOP.

He Selects the Best From All Schools of Medicine.



While Munyon recognizes Homeopathy to be the most successful and logical school of medicine, he utilizes the best discoveries of all schools. Munyon and his large and learned staff of physicians are constantly delving into the mysteries of the medical world. The confidential correspondence with leading scientists throughout the world is embodied in the Munyon Remedies. Druggists report that Munyon's Improved Homeopathic Remedies effect the most cures and are most extensively sold. Munyon has a specific for each disease.

Mr. H. C. Fain, of 5 Whitehall Street, Atlanta, Ga., writes: "I have been greatly troubled with Rheumatism for a long time, and despaired of ever being permanently cured, as I tried all sorts of remedies. I obtained a small vial of Munyon's Rheumatism Cure, and began taking the little pellets. I had no faith, but a few doses convinced me I had found the true cure. They acted like a charm. I could feel the pains disappearing from the first dose, and in less than a week I was completely cured."

W. H. Squires, 175 Royal Street, New Orleans, La., says: "I had used many remedies for my complaint—rheumatism and chronic rheumatism—without receiving any relief. But I took a few doses of Munyon's Rheumatism Cure, according to directions, and I have not had a rheumatic pain since."

If in doubt, write to Professor Munyon, at Philadelphia, and get medical advice free.

NOVELTIES IN THE STORES.

Iridescent crystal shades for lamps.
Various plaitings of chiffon and lace.
Celluloid baskets decorated with ribbons.
Immense circular buckles of steel for hats.
Glass jewelry boxes with a satin or plush cushion top.
Velveteen waists, plain, dotted, plaided and checked.
Ready-made scrolls of colored braid edged with gold ore.
Black embroidery or passementerie combined with silver.
Handsome gold and rhinestone buttons for fancy silk waists.
Black net blouse fronts patterned with jet and red or green spangles.
Black and white neck ruffs edged with a cluster of vari-colored stripes.
Braid blouse fronts with tiny buttons over alternate rows of the braid.—Dry Goods Economist.

TO CLASSIFY AN ARTIST.

If he paints the sky yellow and the grass purple he is a colorist.
If he paints the sky blue and the grass green he belongs to the realistic school.
If he paints the sky green and the grass blue he belongs to the impressionistic school.
If he paints the sky black and the grass red he is an artist of great decorative talent and may make posters if he perseveres.

STATEMENT OF THE CONDITION OF THE BATTERY PARK BANK.

OF ASHEVILLE, N. C.,
At close of business December, 15, 1897.
(Condensed.)
RESOURCES.

Time loans and discounts	\$258,508.02
Demand loans	3,842.57
Overdrafts	13,957.28
Banking house and other real estate	19,300.82
Furniture and fixtures	3,106.67
Bonds	1,600.00
Merchandise	5,643.21
Cash in banks	129,845.30
Cash on hand	40,983.80
Total	\$475,417.75

LIABILITIES.

Capital	\$100,000.00
Surplus	15,000.00
Profits	7,119.26
Due to banks	10,157.16
Bills payable	16,683.30
Deposits	326,458.03
Total	\$475,417.75

I, J. E. Rankin, cashier of the above named bank, do solemnly swear that the above statement is true to the best of my knowledge and belief.

J. E. RANKIN, Cashier.
Subscribed and sworn to before me this 22nd day of December, 1897.
R. T. DENISON, Notary Public.
Correct—attest: JAMES P. SAWYER, C. RANKIN, E. P. M'KISSICK, Directors.

THE CAROLINA WINE and LIQUOR STORES

19 N. Main St.—7 & 7 1/2 W. College St.

ARE HEADQUARTERS FOR FINE WINES AND LIQUORS,

And for everything usually kept in a first-class LIQUOR STORE. Come in and get prices before going elsewhere. I keep the best stock of Whiskies, Etc., in the State. Goods shipped to all parts of the country, free delivery in the city and vicinity.

Frank O'Donnell, Prop.

Live 100 Years

Drink Pure Water aerated with sterilized air—the only absolutely pure water—and you may.

The Sanitary Still

For family use distills pure water. Made of copper, lined with block tin; easily cleaned; simple as a tea kettle; fits any gas, oil, coal or wood stove. Four styles, \$10.00 and upward. Write for booklet.

The Cuprigraph Co.
105 North Green St.
CHICAGO, ILLS.

A Paradise for Santa Claus.

where he makes his headquarters during the Yuletide festivities, is the establishment that makes the finest display of rich and delicious bon-bons, caramels and chocolates. He finds it here. We have an array of exquisite confections put up in tempting boxes, handsome packages suitable for Christmas gifts and the adornment of the Christmas tree.

Asheville Candy Kitchen,
L. M. THEOBOLD, Prop.
PHONE 110.

THE CITIZENS' COAL CO.

SELLS ALL GRADES OF ANTHRACITE AND BITUMINOUS COAL.

Anthracite, \$9.00 per Ton.
Lump, \$4.50 per Ton.
Domestic Nut, \$4.00 per Ton.

FULL WEIGHTS GUARANTEED.

Uptown Office Room 3, Drhumor Building. Phone, 238.
Yard Phone, 33.

ELECTRIC CARS PASS THE DOOR HOTEL BERKELEY

Cuisine and Appointments Unsurpassed

Location Central.

The Berkeley is an up-to-date hotel. Has all the comforts of a modern home and is Equally Desirable for Families and Transient Guests.

FRANK LOUGHRAN, Proprietor.

THE SWANNANOA

The popularity of . . .

The Swannanoa is due to its central location, its home-like atmosphere, the excellence of its cuisine and its very moderate price. Steam heat, gas and electric lights. Large sample rooms.

F. A. LINCOLN & CO.,
Asheville, N. C. Proprietors.
Main Street—On Car Line.

BOARD.

12 STARNES AVENUE.
Furnishings almost entirely new. Table supplied with the best.

Mrs. Mary S. Sevier.

WANTED.
Four refined, healthy boarders with vigorous appetites, for the winter at Esmeralda Inn, Hickory Nut Gap, situated amidst the finest scenery and climate on this continent.—Thomas Turner.

BOARD.—Desirable rooms with board may be had at Mrs. A. C. Ray's, Ramoth, N. C.

THE GROVE HOUSE.

MRS. KOPELBERGER,
31 Grove street, Asheville, N. C.
House nicely papered and furnished throughout. Halls well heated. Baths, hot and cold water. Modern conveniences. Northern cooking. Near street car line.

KENILWORTH PARK.

Private Board.
Rates from \$5.00 to \$6.00 per week; open fires; near Biltmore street car line; excellent situation.

Mrs. A. Z. Cooley.

"Swapping Dollars."

Being so often accused of the above we are led to believe that we are selling goods daily for less money than others are willing to take for them.

Now we do not mind such criticisms. Really they are our best advertisements. Three cars Flour and Feed this week with another arrival Monday.

Come right along for while the dollar swapping goes on we save you money.

H. C. JOHNSON CO.,
36 & 38 North Main.

New England Home

102 PATTON AVENUE.
Board \$3.50 to \$5 Per Week.