

THERE IS NO COAL
More satisfactory to consumers than
M. & W. INDIAN COAL
Contains more than 95 per cent carbon, and burns long and well.
Carolina Coal & Ice Company
H. A. MILLER Manager.
Phone 130.

FOR FINE
WATCH REPAIRING AND
OPTICAL WORK
Go to
H. M. FROST,
50 Patton Avenue.

We are selling some
cooked Tongue which
is very fine at 50c lb.
E. C. JARRETT
FANCY GROCER.
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THE INSIDE
Of Guarantee Shoes are like
the
OUTSIDE
Of your foot,—that's why
Guarantee Shoes are so comfortable and satisfactory in every respect. \$2.50 to \$5.00.
Guarantee Shoe Store
4 SOUTH MAIN ST.

The
World
Renowned
"Standard of Highest Merit."
FISCHER
PIANOS.
at
DUNHAM'S MUSIC HOUSE

For the Best Livory in the City
which includes the finest stock, most up-to-date rigs and thoroughly experienced drivers, see
W. A. WEBB & SON,
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KODAKS TO LOAN—FREE.
Films for sale, printing and developing at reasonable prices
J. M. McCANLESS,
Studio 7 and 9 Patton Ave.

If You're Putting
up Preserves
And Jellies, you'll need preserving kettles, jelly glasses and jars. Get them HERE!
Jelly Glass, with covers, 2c ea. All others at equally profit saving prices.
L. X. L. Department Store
I. H. NICHALOV, Sole Prop.
22 Patton Ave. Phone 107.

**OLD DISPENSARY
IN COURT AGAIN**

Petition of Attorneys for Commissioners
Argued Before Judge J. C. Pritchard.
Judge Pritchard began the hearing this morning of the petition of attorneys for W. J. Murray, John McSweeney and Avery Patton, the commission appointed by the court to wind up the affairs of the South Carolina Dispensary, asking that the court dismiss the case from the United States Circuit court under a mandate of the Supreme court of the United States, and asking further that a special master be appointed to assess damages against the bonding companies, who furnished the receiver's bond, pending the final determination of the injunction. The commissioners were represented by R. L. Abney and W. L. Stephenson, while counsel for the distilling companies present included Alf. S. Barnard of Asheville, Mr. Travers and Mr. Mordeseau, who objected to the appointment of a special master.

There was considerable argument as to whether Garrett & Co. were a party to the matter, as they had only come in as intervenors, and were not named on the record. Mr. Abney stated that he had notified only those who were named in the record to be present at this hearing. Mr. Mordeseau stated that he, finding that Mr. Abney had failed to do it, had sent notices to all the companies, and that he was here representing them. There were only two questions before the court in this matter; first, who are liable, and who, by intervention, are liable. After finding that all the companies were represented, the motion was taken up.

Mr. Abney reviewed the case, showing that it had been carried to the Supreme court by writ of certiorari and there the Supreme court ordered a mandate that the suit be dismissed for want of jurisdiction, and further that it ordered that the case be dismissed with costs from the Circuit Court of Appeals and from the Circuit court, and said they were now asking that the case be dismissed as per the mandate of the Supreme court and that the court appoint a special master to assess damages against the American Bonding company which furnished the injunction bond for the Wilson Distilling company, J. K. Crayton company, Gallesher & Burton, Anheuser-Busch Brewing company and others. This bond amounted to \$7,500 and the one by the Fleischmann company to \$7,500.

Mr. Mordeseau objected to the appointment of the special master upon the grounds that the court had no jurisdiction to assess costs; that if the court has the power to assess costs it was a matter for the court to decide the amount, and that if the injunction bond was given in good faith, the Supreme court said it could not assess damages on an injunction bond. Mr. Barnard argued that after the Supreme court had ordered the case dismissed for want of jurisdiction, then the court had no power to appoint a special master to assess damages. Mr. Abney replying stated that the court could appoint a special master to take evidence and then the court could determine from the report the amount of damages that should be assessed. He said that it was a strange doctrine that when the mandate of the Supreme court said "dismissed with costs" that the court had no power to assess the costs. He then cited a number of opinions bearing on this matter, and the way these costs and damages are assessed. At the conclusion of Mr. Abney's argument, the hearing was further postponed until tomorrow afternoon, as Judge Pritchard is somewhat indisposed today. The hearing was held this morning at Judge Pritchard's residence, as he felt too unwell to come down to his office.

**ANTI-TUBERCULOSIS
LEAGUE, FOR NEGROES**

Plan Meets With Quick Response—A Number of State Associations Organized.
Washington, Aug. 9.—A plan for the organization of a negro anti-tuberculosis league in various states, proposed recently by the United States public health and marine hospital service, has met with quick response. Already five state organizations have been formed and the movement has received endorsement of state and territorial boards of health. State leagues have been formed in Georgia, Louisiana, Mississippi, North Carolina and Virginia. One of the principal features of the plan is the issuance of a large certificate of membership to each supporter of the movement. Branches of the leagues are to be established in various negro churches and membership certificates have printed on them information relative to the cause, prevention and cure of tuberculosis.

WHEAT AND CORN CROPS
Report of Condition of the Cereals Issued by the Department of Agriculture.
Washington, Aug. 9.—The condition of the corn crop is 84; winter wheat, 98.3; spring wheat, 91.5. The winter wheat yield is estimated at 422,929,000 bushels.
This was the report issued by the Agricultural department today.
MARRIAGE LICENSE.
D. E. Sluder and Miss Hester De-weese of Buncombe, white.
Claid Gentry and Miss Viola Month of Buncombe, white.
The Miller-Rice Paint Co. Laces Paints

CITY NEWS

The drum corps will meet in the Army this evening at 8 o'clock.
Nineteen cases were tried before Judge Cooke in city police court this morning, and out of the 19 defendants five were charged with being drunk.
The summer tourist season is now at its flood tide in Asheville. Many of the hotels and boarding houses report business ahead of this time last year. The Battery Park hotel has about 200 guests, with bookings that will greatly swell the number this week.

The remains of John H. Bunting, who was shot and fatally injured at Black Mountain Saturday morning and who died at the Mission hospital yesterday, were taken to Wilmington last night for interment. Many handsome floral offerings were placed on the casket before it left the city.
Sam Eisenstein and wife today sold through the real estate agency of J. M. Campbell and company a piece of property on South Main street between Park square and Earle street, for a consideration named in the deed of \$5,500. The property was sold to Thomas F. Wren of McDowell county.

**LIQUOR SELLING CASES
IN THE SUPERIOR COURT**

John Hermann Fined \$200 and Costs
—Two Larceny Cases Disposed of.
Superior court began its second week this morning and several cases of minor importance were taken up and disposed of. The first case called was that of John Hermann, charged with violation of the prohibition laws. The state alleged that he had sold whiskey. Mr. Hermann was fined \$200 and costs.
John Caldwell of color was tried on the charge of larceny of \$10 from another negro, and was found guilty and sentenced to three years on the county roads.
Essie Cooper, a negro girl, was found guilty by the jury of larceny of a shirt waist, and other clothing, and upon the recommendation of the jury that the court have mercy upon her, Judge Adams sentenced her to serve four months in the county jail.
At the noon recess, court was engaged in the trial of John Ward, who is alleged to have violated the prohibition laws.

**TWO EXCELLENT SERMONS
AT CENTRAL METHODIST**

Eloquent President of Trinity Delighted Two Large Audiences Yesterday.
The attendance on the morning and evening services at Central church Sunday, were more than delighted with the music and sermons. Rev. Dr. John C. Kilgo, president of Trinity college, Durham, preached as fine sermons as were ever delivered from that pulpit. This is strong language, when it is remembered that many of the most eloquent and able divines from bishops down the list, have preached to audiences from Central pulpit during the long years of its history. Stenographic reports would be gladly read and preserved by the unusually large audiences that taxed the capacity of the church at each service.
Dr. Kilgo is too well known to the Southern Methodists to require any praise as a pulpit orator or classic scholar. His manner is pleasant, his diction perfect, and he held his listeners spellbound from the reading of his text to the finish. All regretted that he did not lengthen his sermons. His tribute to Gen. R. E. Lee at the close of the morning sermon was beautiful and happily received, by the large audience—some of the ladies saying it was with difficulty they could repress a hand-clap—the church only restraining them.
An attempt at a synopsis would be unfair to this distinguished divine.
The fine choir was greatly augmented by the solo singing of Mrs. James Wallace Dean, who has been often heard with much pleasure at Central. Mrs. Dean is visiting her husband's parents on Asheland avenue, and hope is expressed that she may be heard often during her stay in the city.
Chambers & Weaver, Livory, Phone 14

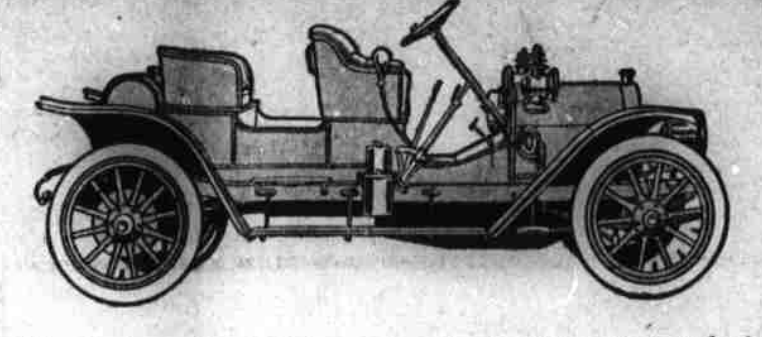
WANTED

WANTED—Tin shop foreman. None but good, steady man need apply. Address Box 922, City. 157-31
MISS MARGARET ATKINS, Arts and Crafts Studio, will give lessons in Stenciling, Tuesdays and Fridays. 150-201
WANTED—Visiting ladies in Asheville to know about my perfect cleaning and dry-dyeing process. Cleanse everything no matter how delicate, and dyes any light colors a shade or more darker than original. J. C. Wilbar, Phone 289, on the Square.

STOP—LOOK READ—TAKE NOTICE—THEN ACT QUICK—Best

Coal Oil, 12 1/2¢ per gallon; Quaker Oats, 10¢ per package; Kellogg's Corn Flakes, 10¢ per package, 3 for 25¢; Quaker's Wheat Berries, 10¢ per package, 3 for 25¢; Quaker's Wheat Flakes, 10¢ per package, 3 for 25¢; Post Toasties, 10¢ per package, 3 for 25¢; Grape Nuts, 2 for 25¢; Wheat Hearts, 2 for 25¢; Puffed Rice, 10¢; 5 gallons Gasoline \$1.00. G. D. Allison, Phone 31. 157-61
WANTED—First class cook. Must be neat. \$5 a week. 20 Oak street. 151-31
WANTED—Good experienced cook. Address with particulars Box 877, City. 157-41
BARGAIN—Furnished room for rent. Maxwellton building. Address "Z. 2," this office. 157-21

1910 Chalmers-Detroit 30 \$1500



The Chalmers for 1910 has no mechanical changes over last season's car, none being found necessary; but the wheel base has been increased to 115 inches, five inches larger than last season's, and the wheels increased to 34x3 1/2, which means still greater tire economy over last year's Chalmers and last season's expense was remarkably small. Investigate the Chalmers before you make up your mind. Do it now.

ASHEVILLE CYCLE AND AUTOMOBILE CO.
Telephone 1310. 15 & 17 S. Lexington Ave.

PRINTING NEATLY DONE.
All jobs of the smaller kinds done in the most artistic manner by a prize winning printer. We give you what you want when you want it, at fair prices. Let us make estimate on your stationery needs.

The Rogers Press
39 Patton Avenue. Phone 254

Lady Shoppers
Will find our refreshment parlors an ideal rest room during the heated hours of the day, where a light luncheon or other refreshments can be had at small cost.

Candy Kitchen HAYWOOD STREET NEAR P. O.

L. Blomberg Leads in Cigars Tobaccos, Smokers Articles and Sporting Goods. 17 Patton Ave.

MISSION FURNITURE. The latest and best made to order in artistic designs at reasonable prices. **JOHN CATHEY,** 9 East College St. Phone 303.

Why not let us put in an electric fan for you this hot weather. **W. A. WARD,** Anything Electrical, Phone 449. 10 N. Pack Sq

A New Line of Electric Fixtures and Art Glass Domes Just in **Piedmont Electric Co.** 64 Patton Avenue. Phone 478. Opposite Postoffice.

Live Right DINE PROPERLY—AND ENJOY HEALTH
In hot weather it is essential to the health of your household that fruit be served as frequently as the family purse will permit—Hence this reminder.
WE HANDLE—Oranges, Peaches, Lemons, Grapes, Bananas, Apples, Canteloupes, Water Melons, etc., and a full line of canned and Dried Fruits.
NOLAND & McINTYRE ON THE SQUARE AGENTS FOR CHASE AND SANBORNS TEAS AND COFFEES PHONES 151 AND 360. "QUALITY GROCERIES."

Citizens Transfer Company 48 PATTON AVENUE JULIAN WOODCOCK, Owner. TELEPHONE 25.
FURNITURE MOVING
Prompt Baggage Transfer Service Endorsed by U. C. T. and T. P. A.

Quality in all things counts. Why not in Photographs?
HAGE & KOONCE Successors to N. BROCK & CO. Studio corner Patton and Asheland Aves.

Spring Felt Mattress
Ventilated, Sanitary, Durable, Restful. Price \$12.50 and \$15.00. Better than a Box Spring with mattress. Let us show you.
BEAUMONT FURNITURE CO. 27 South Main St. Phone 1002.

BATTERY PARK BANK ASHEVILLE, N. C. J. T. SAWYER, President. T. C. COXE, 1st Vice-President. E. SLUDER, 2nd Vice-President. J. E. RANKIN, Cashier. Capital... \$100,000.00 Surplus and Profits \$130,000.00 TRANSACTS A GENERAL BANKING BUSINESS Special Attention given to Collections. Four per cent interest paid on time deposits. Phone 1569
The Winn School for Boys. JAMES A. WINN, A. B., Head Master. Wilmore, N. C. Individual attention to individual needs. Eighth session opens Thursday, Sept. 20th. Number limited to fifty local people and twenty boarding pupils. For catalogue containing full information address Head Master, on or after Sept 1st. P. O. Box 573, Asheville N. C. Phone 1569

Clearance Sale
of all my Low Shoes; one-fourth to one-third off regular price. Now's your chance to get a bargain. Avail yourself of this exceptional opportunity at once.
GEO. W. JENKINS, 29 South Main. Phone 125.

The Bath
Department of Dr. Carroll's Sanitarium is Open to the Public.
Trained attendants are present at all times, prepared to intelligently administer Turkish, Russian, Cabinet, Electric Light and Medicated Baths, Salt Glow, Alcohol Rub, General and Special Massage.
Ladies will find the accommodations and attendants unusually pleasing, and may make special appointments by phone. Sunday treatments only by appointment. Phone 431-12

Tender Steaks
Sirloin, Tenderloin, Porter-house, Hamburger, etc. Native and Western Meats.
THE STAR : : Phone 66

2,000 POUNDS OF COAL Guaranteed to each ton. Dry Stove Wood. Prompt Delivery.
Blue Ridge Coal & Wood Co Office in Green Bros. Furniture Store. 45 PATTON AVENUE. TELEPHONE 463

PHILADELPHIA ICE CREAM— in all flavors. Glasses and spoons sterilized. **ROGERS & STOUT,** 78 Patton Avenue, Opposite Postoffice. Phone 510.

The artistic case design and the magnificent tone of the Becker Bros. Pianos will appeal to the most critical buyer. It will be worth your while to see these beautiful pianos at
FALK'S MUSIC HOUSE, "The House of Quality!" No. 21 South Main Street

Purest and Best Rumford Baking Powder

1000 Feet Above City
OVERLOOK PARK

Overlooking Asheville and Western North Carolina
Finer View than Pikes Peak.
Take Charlotte Street Car.

Extra Furniture
Hotels and Boarding Houses can find all the Beds, Mattresses, Blankets, Cots, etc., at GREEN BROS. We have on hand all furniture needed to handle the large crowds coming to the mountains. You take the people; we will supply the furniture. Cots, \$1.75; Blankets, \$4.00 and up.
GREEN BROS. Phone 75 45 Patton Avenue

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Buy your coal now for next winter.
Asheville Coal Co. F. M. WEAVER, Mgr. Phone 40.

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You always look better with clean, perfectly laundered linens. We do our part.
Mountain City Laundry, Phone 426.

QUENCH YOUR THIRST WITH A BOTTLE OF **Hires** WHEREVER SOFT DRINKS ARE SOLD. BOTTLED BY H. S. HASKELL, 217 Haywood St. Phone 170. Prompt delivery.