

BUY M. & W. COAL

And see how much easier it is to be satisfied than coal indiscriminately selected. M. & W. Indian is selected with the greatest care and known to be SUPERIOR. Phone 130.

Carolina Coal & Ice Company

FOR FINE WATCH REPAIRING AND OPTICAL WORK

Go to

H. M. FROST,
50 Patton Avenue.

Fancy Evaporated Apples

1 lb. Cartons
15 Cents

E. C. JARRETT

FANCY GROCER,

Phones 192 and 358.

12 N. Pack Square.

GUARANTEE SHOES

Mean comfortable feet, and the "wheels in your head" working smoothly, for where's the man that can do work well with tired aching feet. A great special at \$2.50 and \$4.00.

Guarantee Shoe Store

No. 4 South Main Street

Victors

are the best.

Easy Terms

at the Lowest Cash Prices

at

Dunham's Music House

JELICO LUMP COAL

\$5.00 Ton

Jelico Blue Gem \$3.25 Ton.

JELICO COAL CO.

J. B. SHOPE, Manager.
Office over Citizens Bank.
Phones 1128 and 510.

Get Married Now

Don't let the question of house furnishing worry you. The I X L with its splendid stock of tin and enamelware, glass and chinaware and silverware at smaller prices makes "go in" to housekeeping "easy."

I. X. I. Department Store

S. E. MICHALOVE, Sole Prop.

38 PATTON AVE. PHONE 197.

AN APPEAL TAKEN IN POLICE COURT

The Young Case, Involving Constitutionality of Three-Quarter Mile Limit, Taken up Today.

FACT OF MEAT DELIVERY ADMITTED BY DEFENDANT

The Case, It is Now Thought, Will Go to the Supreme Court for Adjudication.

The constitutionality of the three-quarter mile limit ordinance, in force in Asheville, prohibiting the delivery of meats inside the limit by dealers on the outside, is in a fair way to be tested before the highest court in the state. The test case in which Kelee Young, an "outside" meat dealer is the defendant, was started this morning before Judge Cooke when after hearing the evidence the court held the ordinance valid and the case was appealed to Superior court. It is expected that the case in Superior court will be taken up Wednesday, and in the event the city police court decision is sustained, which, in all probability will be the result, notice of appeal to the Supreme court will be given and a final test of the law made probably in May.

The hearing this morning before Judge Cooke was short. Mr. Young was charged with a violation of the ordinance and pleaded guilty to a delivery of meats from the outside limit into the inside limit but not guilty, for the purpose of the test case, to a violation of the law. The first witness was E. F. Shook, foreman of The Gazette-News office. Mr. Shook said that he lived on Spruce street; that last Friday afternoon he purchased steak from Mr. Young and that Mr. Young delivered the meat to his home; that Mr. Young's prices were 2 1/2 cents cheaper per pound on roast and 5 cents per pound cheaper on pork steak than prices in Central market, and that he purchased from Mr. Young. Patrolman Blackstock made the arrest when the meat was delivered. No evidence was put on by the defendant and the court held Mr. Young guilty and for the purposes of the hearing fined the defendant \$1 and costs. An appeal was taken and appeal bond fixed at \$25.

DECISION IS AFFIRMED IN LOWENBEIN CASE

Appeals Court Holds That the Bankruptcy Discharge Was Legal.

A private message received in the city this afternoon from Clerk Meroney of the United States Circuit court of Appeals, now sitting at Richmond, announced that the court today handed down a decision in the case of W. S. Peck & Co. against Julius Lowenbein, affirming Judge Boyd's decision. This means that the appellate court has held that Judge Boyd was correct when he granted Mr. Lowenbein his discharge in bankruptcy at the same time he refused to grant a discharge to J. L. Owens.

Messrs. Owens and Lowenbein, it will be recalled, conducted the Mason Blanche, a dry goods store, in the Oates building about two years ago, and after being in business for a few months, the company was placed in the bankruptcy courts.

In rendering his decision granting a discharge to Mr. Lowenbein, Judge Boyd held that under recent decisions of the Supreme court, the fraud of one partner should not prohibit the other one from being granted a discharge in bankruptcy, if that one acted with no fraudulent intent. W. S. Peck & Co., one of the creditors, alleged that the firm had made to them a statement to obtain credit, which statement was false. Judge Boyd found as a fact that while the statement was false, Judge Boyd found as a fact that while the statement was made, that Mr. Lowenbein, who had very little capital in the business, he furnishing the experience, while Mr. Owens furnished the capital, the statement was furnished at the instance of Mr. Owens, and that Mr. Lowenbein had no fraudulent intent in making the statement, he not knowing that it was a misrepresentation. W. S. Peck & Co. appealed from this decision and the matter was argued in December before the Circuit court of Appeals. Jones & Williams represented Mr. Lowenbein and Mark W. Brown the creditors. This is an important decision in bankruptcy matters.

Pastors Accused of Heresy.

Kansas City, Mo., Feb. 21.—A lively interest is manifested in Universalist church circles in the inquiry to be conducted here this week into the heresy charges brought against the Rev. Paul Jordan Smith, pastor of the First Universalist church of this city, and the Rev. Dr. G. E. Cunningham, secretary of the Missouri Universalist churches. The charges against the two ministers grow out of their alleged liberal ideas as expressed in addresses which they delivered at the Universalist convention in Detroit last fall, in which they advocated a union of the Universalist and Unitarian churches and also, it is said, declared themselves in opposition to revival services as a means of increasing the membership of the church.

Cigarette Ignites Dynamite; Ten Hurt, Three Fatally.

Pittsburgh, Feb. 21.—Ten men and a dog were injured, three fatally, when sparks from a cigarette ignited two cans of dynamite.

Chambers & Weaver, Livery, Phone 15

The Motor-Hire Paint Co., Lewis Palace

WANTED 50,000 FAMILIES

to know this wonderful home protector and saver of suffering and sickness, Vick's Croup & Pneumonia Salve. Without a doubt it is the most useful discovery of the age.

25c, 50c and \$1.00. For Sale at Carmichael's Pharmacy.

CITY NEWS

All the banks of the city will be closed tomorrow, Washington's birthday anniversary.

Born to Mr. and Mrs. William L. Freeman of Asheland avenue, twins, a boy and a girl.

Zeb F. Curtis was the speaker at the Y. M. I. men's meeting yesterday afternoon, delivering an interesting address to the colored people on "The Law of Service."

The "Musical Art" of the Y. M. I. after several months rehearsal has planned to give its first recital at the Y. M. I. hall tomorrow night. The proceeds of this entertainment will be given to the building fund.

The funeral services over the remains of Miss Marion Champion, whose death occurred Friday afternoon, will be conducted this afternoon at 3:30 o'clock from the late residence on Chestnut street.

L. B. Ford has purchased the interest of R. F. Longbottom in the tonorial business of Longbottom & Ford, at No. 1 Patton avenue; and the place will hereafter be known as "Ford's Barber Shop." Mr. Longbottom will remain with Mr. Ford. The latter has been engaged in the barber business in Asheville for a long time and is well and favorably known.

John Boyd and Frank Matthews, two negroes, who engaged in a knife duel Sunday afternoon, were given a hearing before Judge Cooke in city police court this morning and each fined \$25 and costs. Both defendants were cut several times but not seriously. Another person, Annie Bell London, was also cut and likewise another peace-maker. None of the knife wounds were serious.

The triennial convention for the superintendents, assistants and traveling agents of the Metropolitan Life Insurance company will be held in Charleston this week. Supt. J. V. Martin, Assistants Gray of Asheville, Embler of Marion and Faulkner of Canton left yesterday for Charleston. B. H. Taylor and T. E. Rhyme won the honor of being the leading agents and left with the party to attend the convention.

The Postal Telegraph-Cable company has made arrangements to open a temporary office in the building formerly occupied by Dr. James Sawyer and now leased by the Asheville Printing and Engraving company on Church street. The company will remain there until it can get a place on Patton avenue. The office will probably be ready for business March 1. The company will have two wires connecting at Knoxville and Spartanburg with the other lines of the company. A manager and one or two operators will be placed here at the opening and the force will be increased as business demands.

The Secret of Your success is assured in making desserts if you use Blue Ribbon Vanilla and Lemon Extracts.

THE WEATHER.

Foggy until 8 p. m., Tuesday, for Asheville and vicinity; Unsettled weather with rain tonight or Tuesday, followed by colder Tuesday.

For North Carolina: Rain tonight or Tuesday; colder Tuesday; moderate variable winds.

Parliament Opened by King and Queen.

London, Feb. 21.—Parliament was opened formally this afternoon by King Edward, who was accompanied by Queen Alexandra. The state opening was marked by pomp and pageantry.

WANTED

WHEN IN HENDERSONVILLE stop at the Hotel Majestic; remodelled throughout; all outside rooms; private and connecting bath; special rates for February and March by week or month; only 21 miles from Asheville; Western Union and long distance telephone in hotel. Address C. L. Boyte, Mgr 9-6t

MRS. L. D. TILLER has moved her dressmaking over Asheville Barber Supply Co.'s store, 23 North Main street, where she will be pleased to serve her old customers as well as the new ones. Prices reasonable. 11-1f.

WANTED—People to know that Baker's Peanut Butter is sold at No. 14 North Pack square.

McKISSICK REAL ESTATE CO. Fire Insurance. Special facilities for placing large line. American Nat. Bank, (second floor.) Phone 682. 11-7t.

IMMEDIATE SAL.—7-room dwelling, close in, bath & lights, all time rented \$21.00. Owner leaving city February 1st. will sell at bargain. Cash \$400, balance terms to suit. McKissick Real Estate Co., American Nat. Bank, (second floor.) Phone 682. 11-7t.

WANTED—Man familiar with stock to feed and attend to stable—rooms at stable for family—apply with reference, Citizens Transfer Co., 48 Patton Ave. 11-3t

WANTED—Solid white gloves and kid slippers to clean and make white and smooth again. Also silk waist and skirts. J. C. Wilbur, On the Square, Phone 133.



Hugh Chalmers writes the following letter to Chalmers agents:

"I went to the Detroit Show and looked over all of the cars there with the utmost care. And I came away convinced that if we could only teach people that they should examine our cars carefully point by point in comparison with the other cars, that it would be an easy thing for us to make sales.

"There is absolutely no doubt that we are offering, by a large margin, the very best automobile value, dollar for dollar, that is being offered in this country today.

Our cars are way ahead of other cars which sell near the same price. Not only do we lead in the fundamental things, such as design, materials construction, motor, endurance and all that, but in all of the little things that mean comfort and satisfaction to the owner, we are even further ahead.

"We offer absolutely reliable and beautifully finished cars—real automobiles—for medium prices."

Suppose you investigate.

ASHEVILLE CYCLE AND AUTOMOBILE CO.

Phone 1310. 15-17 S. Lexington Avenue.

Globe-Wernicke Book Cases

The Globe-Wernicke is the pioneer in sectional book-cases, and the best. With a top and base you have a complete book-case, whether you have one or half a dozen units. Each unit has a drop glass door.

ROGERS' BOOK STORE

39 Patton Avenue. Phone 254

Remember You Were a Child Once Yourself.


Take a package of our pure home made candies home with you for the youngsters today. "Taffy, Kisses, Caramels, Fudge, etc. etc."

Candy Kitchen NEAR POSTOFFICE

BLOMBERG'S CIGAR AND SPORTING GOODS STORE,
On the Avenue.

The most inviting store of the kind in the state. Everybody is invited. Plenty of room to make my store your headquarters. Telephone to the public. I am always ready to give you any information about our city.

BLOMBERG, on the Avenue.



A GOOD SIGN

That you have a fastidious palate and appreciate the health of yourself and family is when one sees our delicious and wholesome Bread, Rolls, Buns, Pastry, Cakes and Pies at your table. Our high grade of goods is made from choice material. We use Heinz Mince Meat in our Mince Pies. Phone 622.

Asheville Steam Bakery

A Hint

Electric Heating Pads
Piedmont Electric Co.

64 Patton Avenue. Phone 478. Opposite Postoffice.

Purest and Best

Rumford Baking Powder

IRISH POTATOES

20c Per Peck

One lot not strictly first class at this price.

Clarence Sawyer

53 PATTON AVE. PHONE 21 or 136.

At least one bargain every Saturday.

HOTEL BERKELEY

POOL ROOM

The most attractive Pool Room in the City. : : : A complete line of Imported and Domestic Cigars.

"IT'S DOWN STAIRS"

J. E. Carpenter JEWELER

32 Patton Avenue

Fine Watch Repairing a Specialty.

WE ALWAYS TRY TO PLEASE OUR CUSTOMERS

Everyone who has ever favored us with an order of MEAT OR POULTRY has been the means of building up and advertising our business. Quality meat foods holds the trade.

W. M. Hill & Co.

Phones 4 and 359.

City Market,

MINING COAL

And the marketing of it has been our special study for the past nineteen years. We KNOW the product of every mine in the Jellico district,—some are good and some are not so good.—there are a great many grades. M. & W. Coal is the result of our 19 years' experience in getting the BEST. Phone 40.

Asheville Coal Co.

Let us give you an estimate on that electric wiring. Our work gives satisfaction.

W. A. Ward

ANYTHING ELECTRICAL

10 N. Pack Sq. Phone 449.

JOHNSON & TREXLER,
Sheet Metal Works.

We do all kinds of Roofing, Slate, Asbestos Slate, Metal Shingles, Tin and Iron Roofing, Gutter and Conductor Work, Hot Air Furnaces, Steel Ceiling and Skylight Work a Specialty.

Shop and office No. 7 South Lexington Ave. Phone 325.

\$1,500.00 **Maxwell** \$1,500.00

The "Great Economy" Car

This is a "Big Car" the wealthiest man will be proud to own... and the man of moderate means can afford to maintain. Economy in upkeep is a great point in "Maxwell" cars. We will be pleased to have you call to see this car.

Coston Automobile Co.

Phone 244. No. 95 and 97 Patton Ave.

Ask your Grocer for "COLONIAL BRAND" FLAVORING EXTRACTS Because Best.

A New Photographic Creation

Specimens on display in our street show cases and at our Studio, corner Patton & Asheland Aves.

HAGE & KOONCE

Makers of Portraits That Please.

\$25.00 Worth Baseball Goods Given Away

Boys and Captains of Teams invited to call between 4 and 5 this afternoon and get particulars.

Asheville Hardware Co.

SOUTH PACK SQUARE and 25 N. MAIN ST.

Citizens Transfer Company

JULIAN WOOD COCK, Owner.

48 PATTON AVENUE. TELEPHONE 25.

FURNITURE MOVING

Prompt Baggage Transfer Service

Endorsed by U. C. T. and T. P. A.

S. STERNBERG & CO.

FOR SALE—For immediate delivery, all kinds of second hand machinery in first class condition.

STEAM BOILERS, ENGINES OF ALL KINDS.

Pulleys, Hangers, Bearings, Boxes, Shafting, Band Saw Mill complete; Steam Engines and Boilers, of all sizes and makes; Laundry outfit complete; new and second hand Piping, all sizes; one 4-ton Chain Hoist.

CORRESPONDENCE SOLICITED.

Large Safe For Sale

We have one Mosler Safe, over four feet high, with double doors. This is a real safe. Cost \$138.00 cash. We want \$100 for it, or would exchange for small one. If you need a safe this saves you the difference. Cash or time.

Green Bro.'s Furniture Store

45 PATTON AVE. PHONE 75.