



A Happy New Year to everybody is the greeting we send to all from the RACKET STORE. We are going to do all we can to make everybody happy, and if you will intend to do and what we tell you to do you will master the multitude of life's ills : 'Keep out of debt. Till your crops with a hoe and be the owner of every hill of corn or cotton

or tobacco you grow, unless you have

for President. -New Year's Day four years hence will begin the year 1889 with a total eclipse of the sun. -If it is right to divide Dakota it

NEWS OBSERVATIONS.

-The French may not always have

meat for dinner, but they still have Grevy

-Congress reassembles today.

would be perfectly proper to divide Texas. The Republicans had better not make a precedent. -The discovery of another new

NEWS

comet shows that the Democratic party is administering affairs in the interest of both science and economy.

-The old Tory London Standard sighs to think that peerages, baronetcies and ather titles are becoming as cheap i.. England as in France and Germany. -Chief Justice Charles P. Daly, of the New York common pleas court, is bout to retire from the bench after a continued service as judge for nearly forty-two years.

-China proposes to adopt Western civilization to the extent of incurring a of the robbers. The woman detected debt of \$175,000,000, borrowed from the voice of a boy attempting to speak European capitalists, to build railways like a man. She refused to give up her and increase her armament.

-It may interest word-finders know that in the "revised edition" Webster the names "Boycott" and "Dude" are to be found. Let us therefore boycott the dude.

-The manner in which steel is superseding the use of iron in various directions is further illustrated by the use, at present, of hardened and tempered steel wire upon cards for cotton and wool.

-Among the many articles United States Senators had charged to the government last year were a number of corkscrews. Now, what under the blue dome of heaven could a United States Senator want with a corkscrew ?

-It is discovered that in a single province in Russia more than 3,000 persons are employed in the manufacture of accordions. Yet people pretend to wonder that rebellious Russians are always ready to assassinate somebody. -A Vermont man has sold his wife for six dollars. The weakness of the preponderance of women in the New England States, the supply largely ex-

ceeding the demand.

enjoy the greatest bless- had been lost. Encour ging Liverpool advices caused futures to advance here 10al1-100, but as this brought in April 9.57, 100 September 972. Unbe expected; on the other hand even Well, the credit system is a bad syst the advanced price, 5d. for middling uplands, is still below the Southern markets and as to the New York quotations they are much too high for export, with an accumulated New York stock of 226. 000 bales. Futures closed steady, 7 to 9-100 higher than last Thursday.

APTLY ILLUSTRATE THE SWAY OF THE DIME NOVEL.

BOY BURGLARS

They Plunde Escane Un

Harrison road just outside the city limits of the rooms at the capitol and, denyat an early hour Sunday morning, the ing himself to all callers, devoted himburglars being mere boys, who wore self to the completion of his task. Unmasks and conducted themselves in reg- less something unforeseen should hapular dime novel style. Theodore Wolfe lives in a small honse a little apart from his neighbors. His wife, who was alone in the house, was abed and asleep. She was awakened by a knock at the front

door, accompanied by the summons, "Open this door, or we'll break it down. We are robbers." While the woman almost fainted with fear, the threat was executed and the masked marauders

and your silverware?" demanded one valuables and one of the ruffians threw

her upon the floor. The other went through the house, scattering everything right and left and pocketing whatever struck his fancy. When the house had been thoroughly rifled the two youthful robbers made good their escape and have not yet been arrested. Their

identity is unknown to Mrs. Wolfe. When Wolfe returned, scarcely a half hour after the robbery had been committed, he found his wife nearly overcome with fear, and she has been dangerously ill ever since.

A VERY IMPORTANT DECISION

Filed by the United States Suprem Court. WASHINGTON, D. C., January 4 .- A

decision was rendered by the supreme court today in the case of John M. Stone and others, composing the railroad commission of the State of Miss., against the Farmers' loan and trust company; appeal from the circuit court of the market quotations in this line of trade is district of Mississippi. This is one accounted for by the great numerical of the Mississippi railroad commission cases. It was brought by the Farmers' loan and trust company, of New York, to enjoin the railway commission of Missis-

sippi from enforcing against the Mobile : Ohio the provisions of a statute of NEW York, January 4 .- The Post Mississippi passed in 1884, to provide says : Cotton opened for future deliv- for the regulation of freight and passen- a request for additional information ex-March 9.45a9 46, April 9.57, May 9.67a 9.68, July 9.89, August 9.97a9.98, Oc-toher 9.55. The sales were 10,200 bales. After the opening call the market was firm and prices were further advanced 3 to 4 points, but at noon about one half of this last improvement had here lost. Encourtering Light and the market of the substitution of the substitu credit crop fails you are sold out and all many sellers, 5-100 of the advance was iodically to the commissioners. giving to the Indians each year the in-lost again. At the third call 400 Janu- The officers of the roads are made liable terest on the bonds for their support. ary brought 9.25, 300 March 9.46, 400 to a fine for violation of or non-compli- The general gives a summary showing der the existing circumstances a solid which fine may be collected through the the cases of the various reservations and improvement at Manchester is hardly to courts. This and certain other acts re- the tribes located thereon, and conthe railroads of the State are cited at | missioners appealed. The argument in support of the decree is that the statute under which the commissioners are to act impairs the obligation of the char-

What the two Houses have Before Them WASHINGTON, D. C., Jan. 4 .- The most interesting and important feature of the present week in the House will

be, of course, the announcement of the Blizzard memberships of the various committees. which will formulate the work to be done by the 49th Congress. Through-

RALEIGH, N. C., TUESDAY MORNING. JANUARY 5, 1886.

CONGRESSIONAL WORK.

out the holiday recess speaker Carlisia CINCINNATI, O., Jan. 4 .- A daring has been busily engaged in forming and unique robbery took place on the committees and today he occupied one pen, the result of his labors will be announced to the House tomorrow, immediately after the reading of the journal. Then, in obedience to the order of the House, the call of States for the introduction of bills and resolutions will be resumed at the point where it was interrupted by the adjournment for the holidays. The call will probably not be completed until late Wednes lay stood before her. "Where's your money noon. The 1,004 bills introduced the day before the recess were introduced by eighty-nine members, an average of over eleven bills to each Representative Should this average be kept up, nearly additional measures will 3 000 be referred Tuesday and Wednes-

day to the newly appointed committees. Mr. Hoar's presidential succession bill remains upon the speaker's table. morning. They were not molested by and, though an attempt may be made to the strikers. pass it by unanimous consent, it will

almost certainly be referred to the com-A Bailway War in Michigan. mittee having jurisdiction over its sub-Howell, Mich., Jan. 4.-There is ject-matter. Should this be done, the iable, to be trouble here over a railroad House will find itself Thursday without war between the Toledo, Ann Arbor & any business before it, and an adjourn-North Michigan and Detroit, Lansing & ment until Monday will probably be Northern railroads. There has been a taken to enable the committees to ordispute about the right of the former ganize and to consider and report the road to cross the latter's truck in exproposed legislation. A bill to fix the tending its line. The case was brought salaries of the judges of the District into court and appealed. It is now pendcourts and a resolution of inquiry with ing on an appeal to the circuit court. regard to the action of the authorities Yesterday morning a force of 150 Tolof Dakota are the unfinished business of edo, Ann Arbor & North Michigan the Senate. The committees of the employees were brought to the point of body are expected to begin work in the projected crossing and began the earnest during the week and it is exwork of digging under the Lansing road. pected that not much legislative work They made a cut, braced up the tracks will be undertaken in the Senate of the Lansing road and constructed a other than the consideration of the two line of the Toledo road under it. The measures named. Probably a large part workers were protected by an of the time of the Senate will be spent armed force, which left when the work with closed doors in an endeavor to diswas completed. This morning about pose of the great number of accumulated nominations.

building here.

WASHINGTON, Jan. 3 .- In response to

SEVERE STORMS GREATLY INTERRUPT TRAVEL IN THE FAR WEST.

JBSERVER.

THE SCHOOL TAX CASES. The Opinion of the Supreme Court in the Sampson County Case.

The following is the opinion as delivered by Chief Justice Smith in the case of Barksdale vs. Commissioners, from Sampson county:

Library Of Congress

The general assembly shall levy a CHICAGO, 111., Jan. 4.- A severe snow and sleet storm which has been raging throughout the Northon each to the tax on property valued west since Saturday has scriously at three hundred dollars in cash. The existing before the adoption of the coninterfered with the telegraph wires commissioners of the several counties sitution by virtue of the constitution of may exempt from capitation tax in spein all directions. All lines west may exempt from capitation tax in speof here are down and communication cial cases, on account of poverty and in- limitations do not apply to other muni-East is very uncertain. A dispatch from firmity; and the State and county capi-tation tax combined shall never exceed Sioux City, Iowa, last night reports a blizzard there It has been snowing and blowing steadily since Saturday and sec 1.

there is already snow to the depth of a foot on the ground and no signs of the storm abating. At Omaha heavy snow storms are reported. A St. Paul dispatch reports similar storms throughout Minnesota and Dakota. The cold wave signal is flying from the signal service

The strike at Maxwell Bros.' boxfactory is spreading. This morning twenty-five men employed in the planing mill refused to go to work. They poses imposed under the act of 1881, of the Reports, page 659, exists in no have no special grievance and their action was based on sympathy with the valued at one hundred dollars, and the action of the general assembly in its ing mill refused to go to work. They striking nailers. Thirty-five non-union thirty seven and a half cents on the poll, course of legislation for the public good, nailers went to work in the factory this

> auestion. carry out the mandate to keep up the to the poll tax, because the fund raised public schools in the county for four from this source is appropriated exmonths of the year without laying an clusively to two objects, the support of additional tax of thirteen and one-third the poor and the providing the means of cents on the property and forty cents on free education, but it was impracticable the poll, and accordingly the commis- to foresee the needs of the State for sioners have made this further assess- moneys for its future management. ment as they are expressly required to And it is to be observed that the equado by the amendatory act in regard to tion is only to determine the measure of public schools passed at the session in the personal or poll tax so long as it can 1885, chapter 174, section 23. This see- be levied for the special objects mention is in these words:

If the tax levied by the State mode of interpretation would have for the support of the public avoided all the difficulties growing schools shall be insufficient to out of the want of power to tax maintain one or more schools in each and escaped the present conflict. 500 men were brought on the scene by school district for the period of four But we are bound by continuous adju-

has been asked and obtained. Broadnay vs Groom, 64 N. C. 244; Simmons vs. Wilson, 66 N. C. 336; Mauriev vs. commissioners, 71 N. C. 486; Trull vs. commissioners, 72 N. C. 388; French ys. commissioners, 74 N. C. 692; Cromartie vs. commissioners, 87 N. C. 184.

NO. 46

These cases settle the extent of the capitation tax on every male inhabitant taxing power, when exercised by the of the State over twenty-one and under county authorities, and allow its refifty years of age, which shall be equal straints only to be disregarded when the tax is needed to meet obligations cipal corporations created by law.

Our decision rests upon the interpretatwo dollars on the head. Cons., art. 5. tion heretofore repeatedly given to the clause that directs the imposition of a Each county shall be divided into a poll tax equal to that imposed upon convenient number of districts in which property valued for taxation at \$300, by one or more public schools shall be main- which the taxes are both thus associated tained at least four months in every and arrested when on the poll they year; and if the commissioners of any reach the maximum of \$2. If the conyear, and if the commissioners of any county shall fail to comply with the aforesaid requirements of this section, they shall be hable to indictment. Art, 9, sec. 3. The State and county taxes among the Commission of the constitutional provision were an open question we might pause to than limit the taxing power apon property, a restraint found, as Mr. Justice Rodman says in his separate opinformer of which is a tax for school pur- ion at the end of the 66th volume of which taxes in the county of Sampson and disables it, for want of means, to do were up to the full measure of the limits many things which the constitution refixed in the constitution as interpreted in quires, such as providing for the internumerous adjudications. There is also a est on the State debt and a sinking fund special tax of small amount in excess to discharge the principal, to do which levied with the special approval of the it has been necessary to break through general assembly under article 5, sec- the restraints to discharge an obtion 6, whose legality is not drawn in ligation to creditors and not impair the contracts from which they spring. It is found to be impracticable to There was a propriety in fixing a limit.

tioned and up to its fixed limits. This the Lansing road people, for the purpose months, then the board of commission- dications to which legislation has been ers of each county shall levy annually a adjusted and we are not free to unsettle special tax to supply the deficiency for them. But as the repugnance of the the support and maintenance of said provisions under consideration is manischools for the said period of four f st, the commissioners must refrain months or more. * * * The said from assessments, however necessary for tax shall be levied on all property, schools, which pass the bounds of con-credits and polls of the county; and in ferred power. We therefore sustain the SMITH, C.

eans of your own to do otherwise. the credit system took and made you pay double for all you got? Keep out of you have must go, while you and your family are left destitute.

man who way is simply an object of pity, as a rule; because the number who cannot pay and those who will

not pay force him to charge such prices to those who do pay that he is actually ashamed of himself

much happiness to anybody. It is all physicians and a host of friends. He as "hope " deferred." The RACKET not suffering any pain and insists that STORE comes to you with the new and he will appear Tuesday night. His better way; with a live cash business right arm and shoulder are paralyzed based on quick sales and small profits. and his face is drawn to the right. He Six months of Racket life has done can speak only in whispers. It is probmuch to develop the advantages we are able that he will recover from this at. able to give you. Six months has de-tack, but it is certain that he will not be weloped the fact that Racket values able to resume the duties of his profeshave mastered the field and placed it in sion as he expects. the lead of the trade in Baleigh. Six months has decided that it pays to have our buyers always in the market, gathering bargains from the slaughter-pens of credit, and six months has decided hared a resolution which he will offer that our efforts to supply the people in the House of Representatives upon with the greatest value for the least the first opportunity for the appointmoney has met their approval and tells ment of a committee of nine members to us in thunder tones the determination of inquire into the manner in which the the masses to free themselves, from the civil service law has been executed and bondage of the credit system and that to suggest such modifications and imhenceforth they will use the ready doliar instead of paying double for their merchandise,

Beeswax. AS BUYERS OF BEESWAX WE WILL matil further notice pay 25c per or railroad W. H. BOWDLEAR & CO.,

Actor Keene Paralyzed.

KANSAS CITY, Mo., Jan. 4 .- Thomas W. Keene, the actor, was stricken with paralysis at a reception tendered him last night by a local lodge of the order equal protection of the laws and de-The credit system don't bring very of Elks and is now attended by able process of law; that it confers both legislative and indicial powers nant to the constitution of Mississippi,

Mr. Belmout Desires to Inspect the C.vi

WASHINGTON, Jan. 4.-Representa

pared a resolution, which he will offer provements therein as may prove beneficial to the service.

The Atlanta Liquor Cases. ATLANTA, Jan. 4.-Today Judge Clark in the superior court dismisse the petition of the liquor men for a man damus compelling the ordinary to hear the contest over the prohibition election. The case will now go to the supreme court.

County tommissioners. This board met yesterday and transacted considerable business, much of it

relative to roads. A number of accounts void on its face. * * were andited. John R. Upchurch Argument on this branch of the controwas appointed constable for Raleigh versy contains much that might have township, vice Thomas Manly. The latbeen useful if addressed to the legislater, who has for years been a constable, is in declining health. The board will final enactment, but we find nothing in indigestion draweth nigh. Dr. Bull's Balti-row.

erdising a certain degree of supervision \$1.25 per acre and with the proceeds over the roads. Companies are requir- purchase government bonds, to be held at \$57,000, with \$51,000 insurance. ed to make certain reports per- in trust by the interior department, ance with the provisions of the act, the workings of the method proposed in lating to the chartering and control of cludes as follows :

"The Indian reservations of the Unilength in the opinion. The circuit ted States contain about 200,000 square court rendered a decree allowing an in- miles; their population is about 260, iunction and from that decree the com- 000; 2,600 square miles 'would locate sets are unknown. each family upon half a section and leaving a surplus of about 140,000 squ re miles, which according to the plan I have proposed, would produce anter contract of the company; that it is nually 4,480,000. This amount exceeds a regulation of commerce among the by about \$660,000 the entire sum ap-States; that it denies the company the propriated for the payment of their an-Miss., until 1877. nuities and for their subsistence and prives it of its property without due civilization. The policy advocated in my report would be most advantageously applied gradually, the general govern-

members.

after the disaster.

ment of Indians being continued according to the methods now in upon the commission and is thus repugand that it is void on its face by reason vogue or such improvement of of its inconsistencies and uncertainties. them as time and experience may suggest. The ultimate development of the The supreme court finds that the charter of the company contains no contract obsuggested policy would, as the Indians ligations which are in any way impaired advance in civilization and intelligence, by the statute under which the commis- result in the return to them of the prinsioners are to act. It finds that the cipal derived from the sale of their lands commission is in express terms prohibi- which, until such measures were author-

ted by the act of the State legislature ized by act of Congress, would be held from interfering with charges of the com- as interest for their benefit and the inpany for the transpoctation of persons come applied to their support." or property through Mississippi from

one State to another. The commis-A New Assistant Treasurer for New York sioners have as yet undertaken nothing in WASHINGTON, Jan. 4 .- It is said at conflict with the constitution of the the treasury department that the United States. The great purpose, it President will probably nominate an assays, of the statute in question is to fix sistant treasurer for New York city tothe maximum of charges and to regulate morrow or next day, with a view of having the new appointee, if he shall have been confirmed by the Senate, asgeneral scope it is constitutional, and it sume charge of the sub-treasury uext applies totally to all persons or corpor- Monday. The count of moneys, and securities, which began this morning, will be continued without interruption until completion, and it is hoped that the formal transfer of the office to Acton's successor can be made during its pro-

Over 13,000 New Postmasters,

WASHINGTON, Jan. 4 .- The number of commissions issued to fourth-class uncertain as to render it absolutely postmasters since March 4th last a. 13,425.

When the disorders of babyhood attack your baby use at once Dr. Bull's Haby Syrup. Price ture while considering the bill before its 25 cents.

none ever wake to weep !

Ann Arbor men, however, drove them away and then cut the telegraph wires

Miscelluneous Telegrams.

the assessment of the amount on each ruling of the court belowthe commissioners shall observe the con-Columbus. Jan. 3 .- The warehouse

stitutional equation of taxation; and the fund thus raised shall be expended in the county in which it is collected, in purned in Opelika, Ala., yesterday was the property of Hudman Bros. & Co., and was occupied by G. P. Cole & Co. such manner as the county board of edu-Between 1,500 and 2,000 bales of cotcation may determine, for maintaining con were destroyed. The loss is placed the public schools for four months at least in each year. NEW YORK, Jan. 4 .- The Dunlap hat

In executing this legislative mandate manufactory, Nos. 70-78 Nostrand aveto raise by assessment the additional nue, Brooklyn, was burned this mornsum required to maintain the public ng. The loss is estimated at \$250,000; schools for the prescribed period under insurance \$200,000. The fire was caused the constitutional provision which has by the overturning of a can of oil by a been recited, the aggregate amount of the taxes levied is eighty-eight and one-CHATTANOOGA, Jan. 4 .- S. Rosenthal, third cents on the one hundred dolars dealer in liquors, has assigned. His worth of property and two dollars liabilities are about \$15,000, due chiefly and sixty five cents on the poll. Inasin New York and Cincinnati. His asmuch as these provisions of the consti-

tution are in conflict in their application FARGO, Dak., Jan. 4.-Hon. John B. to the facts in the present case, the one Raymond, ex-delegate to Congress from commanding under a penalty to be done this Territory, died yesterday, of tythat which the other withholds the phoid-pneumonia. Mr. Raymond setmeans of doing, the question is presentiled in the South after the war and pubed, if they cannot upon any reasonable lished the Mississippi Pilot, Jackson, construction be reconciled, which shall

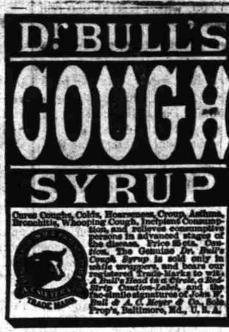
prevail, and which must yield. The PARIS, Jan. 4 .- DeFrevenet has concourt below ruled that the tax levied cluded to form a new cabinet and is now under the act of 1885, overstepping the limits of the taxing power conferred, alengaged in the task of selecting the though necessary to a compliance with the directions as to the schools, is not COLUMBUS, Ga., Jan. 4 .- The steamer W. D. Chipley, which was sunk in Chatwarranted by the constitution and cantahoochee river Sunday night, had on a not legally be enforced. The correctness of large quantity of miscellaneous freight this ruling; is before us on the appeal. and 300 bales of cotton. Many passen-While reluctant to declare a legislagers clung to the cotton and to pieces tive act unconstitutional, and the courts of the wreck until picked up by the will only so adjudge in a plain case, ad-

steamer Maid, which came along soon mitting of little or no doubt, yet a most imperative obligation rests upon them to uphold the fundamental law where In Memoriam. they are in irreconcilable conflict and to Cor. of the NEWS AND OBSERVER. declare the former inoperative and void. Died, in Durham, Sunday, Dec It is an incontrovertible proposition that 27. Charles D. Snow, aged thirty-five

when in the same instrument a restrictyears. Seldom has an announcement ed authority is conferred and an act brought greater sorrow to many hearts. be so done under it to which that au than the one written above, for the subthority is inadequate, it is only necesject of this notice was inexpressibly dear sary to do what can be done within the to a large circle of friends and kindred. prescribed limits. The duty then of Although ayoung man, he was unusually keeping up the public schools, devolved successful in business, and in every reupon the commissioners, is performed lation of life he was universally beloved, when all the resources open to them are esteemed and respected. Possessed of employed and exhausted in the effort to rare personal attractions, gentle and remaintain them for the designated period. fined as a woman, warm-hearted and Within the limits of the power to tax true as steel, he filled a place peculiarly given the commissioners the schools his own, and it has often been said of must be kept up and the mandate is arhim that those who knew him best loved rested when those limits are reached. him best. Nor was this all. Mr. Snow's Action beyond is not only not required, mind was of the highest order. He had but is void if attempted.

studied much and read much, and surely The levy finds no support in section no one was ever more delightfully con-6 of art. 5, for this is not one for a versant than he on all literary subjects. "special purpose and with the special His death was a great shock to all his friends, but we feel sure that it is well approval of the general assembly' ' for with him. Quietly and sadly he is laid county purposes. The enactment is at rest, but his many virtues of head general, applicable to the whole State, and part of the general State and heart live after him, and though legislation in furnishing facilities for with keenest bitterness and sorrow we yield him up, we feel assured that his the education of its people. It cannot find shelter under any of the numerous is indeed a "blessed sleep, from which

adjudications sustaining the power to tax beyond the assigned restraints and



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Lee Johnson & Co sors to Pescud. Lee & Co.)

WHOLESALE AND RETAIL DRUGGIST CORNER PATETTEVILLE AND MARTIN STS. (Opposite the Postoffice.) -KEEP ONLY PURE AND FRESH-

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in some matters of a police nature the use of the railroads in the State. In its ations owning or operating railroads in the State. The supreme court of the State of Mississippi has already declared that the statute is not repugnant to the State constitution, and in this opinion the supreme court of the United States concurs. "It is difficult to understand," the opinion says in conclusion, "precisely on what ground we are expected to decide this statute, so inconsistent and

