Weekly, one year, "
six months No name entered without payment, and no paper sent after the expiration of time paid for.

WEDNESDAY, JANUARY 20, 1886

A well known business man of Pe tersburg has fallen heir to \$600,000 We advise him to come to the growing city of Raleigh and invest his money.

SECRETARY WHITNEY has directed that a vessel of the Pacific station be sent to the Samoan Islands. So Germany may be politely requested after all to say why she has assumed sovereignty over these "summer isles" to which she is no more entitled than are we or any other people.

The Richmond Whig has been pur chased by a company of Richmond gentlemen, among whom we notice Mesars. James B. Pace, A. S. Buford, P. H Mayo and A. Y. Stokes, and will be revived as a democratic power in the land. Long may it last as such.

And now they say that our coldes weather is to come. Think of that The argument is that according to the weather record of the last forty years, the coldest weather has come as early as January in one or two instances only. Almost invariably it has occurred in February or March. We may as well therefore continue to list our doors and lay in large supplies of fuel.

It is not generally, understood that the demonetization of silver would stop not only silver mining but one of the principal supplies of gold as well. Must of the great silver mines of the world contain a large percentage of gold. The average amount of gold in the ores of the Comstock, for example, exceeds forty per cent of their value. If silver mining is stopped it will not pay to work the so-called silver mines for gold alone The silver mines will be closed down, and a source of supply which furnishes a large percentage—perhaps one-half— of the annual product of gold in the world will be cut off.

HERE is a floating item which will be of interest to North Carolinians, particularly those who live in the neighbor. hood of Wilmington: "In a police court in Chicago the other day, H. E. Scott and Mary Scott were arraigned for being drunk and sleeping in a barn. The testimony showed that Scott had been State senator in North Carolina for three terms. He recently landed in Chicago with \$6,000, and in the course of a few months spent it in drink and dissipation. It was alleged that the woman was not his wife, but Scott said they had lived together as man and wif for five years in the Carolinas and Illinois. The wretched couple was fined and sent up."

THE Delaware farmers boldly declare in spite of the attitude of Senator Gray that "no well-informed man, who is not influenced by the bondholders, can justify, by reason or good argument, the attempt to contract the currency of the country at this time. The great interest of the country is the agricultural interest, and the agriculturist is not today receiving prices for his products that will pay the cost of producing. Any contraction of the volume of the currency, will undoubtedly still further reduce the price of all farm products, and completely destroy the farming interest of the whole country. Therefore the farmers and their true friends ought to be and are opposed to any measur that looks like a contraction of the cur-

It has generally been supposed if no hoped that the claim of Mrs. Myra Clark Gaines for the greater part of the city of New Orleans would pass out of existence with the death of Mrs. Gaines. This does not seem to be so, however. The lady litigant was very successfu towards the end of her life and had made out her title to some of the most valuable tracts of land in the Crescent City, so that a proposition had been made by the city to compromise the This she would never accept though it would have yielded her a for tune free from any difficulties or incum brances. She died poor, insisting or the equity of her whole claim and her six heirs who have now united to prose cute the claim in its entirety. As the city of New Orleans is reputed still anxious to settle the matter the proposition for compromise heretofore made will probably be renewed and this time

GEN. S. D. LEE, president bi ef Mississippi Agricultural and Me haring Collège, is doing a grand work, it is a ported, with comparatively limits means. He has four hundred state of already under him and therefore has refuse applications constantly for was of room. He writes to a prominent gentleman in Washington: "I am real! alarmed as to the future of our farme boys The cream has been taken o our lands by their fathers and gran. fathers, and now, when they cannot make moncy off them they will the them over to their boys, like a squeezed lemon. Without training and eru tion, these boys can do no better, teumust do worse, because they have poorer lands. As a consequence, strangers, who have been educated in Europe I for a temperature of 60 degrees;

or at the North, will gain possession of our soil. They will know how to restore it, and our poor boys, for lack of preparation, will be their laborers. The problem now facing the farmers of the South is no new one; it has confronted every older nation. It has been deferred with us, because we have been blessed with the best lands and climate any people ever had. We have had our troubles, and now must show some of the pluck exhibited in the war, rising above all obstacles, and retain our lands for our Southern boys. I don't hate other boys, but like our boys best. There is the warning, and it is as apt cable to North Carolina as to regions in a immediately under the observation of Gen. Lee. It remains to be seen whether or not we will longer let, it go unheeded and the board of agriculture is alone in the position just now to express our conclusion. It is to be hoped that the decision will be in favor of the youth

delay, having already lost more time in the matter than we could afford to lose. THE BOARD OF AGRICULTURE AND

THE INDUSTRIAL SCHOOL.

of our land as against the trained indus-

try which we must expect from other

quarters of the globe. We should

provide for such instruction of our own

boys as shall enable them to hold their

own in the industrial world against all

comers, and we should do this without

We trust the board of agriculture which meets today, will see its way clear to prompt and final action on the industrial school question. The argent necessity for the school has been made clearly apparent to all, so that it is hardly worth while to go over the ground now so well trodden. It only remains for the board to establish the institution in accordance with the wish of the people as expressed through the general assembly. We think it will appear that they can do so legitimately without further delay. They have exercised due and proper caution in the consideration of the matter and can certainly act without fear of censure as hasty and care less public servants. We think it will appear also that Raleigh's proposition in order to secure the location of the school here will be so much better in every way than any other that the location can hardly be made anywhere else. We hope therefore for the early establishment in this city of the institution which is evidently so much needed and the necessity for which we place again today in a clear light furnished by Gen. Lee, president of the Mississippi Agricultural and Mechanical College.

HONOR TO WHOM HONOR IS DUT. Mr. T. K. Bruner is emitted from the State Chronicle's list of those 'in cmployment at New Orleans," who did so much to advance the State's interest and reputation at the great exposition last year. Mr. Bruner is a bandsome fellow. as well as a very accomplished man and there is no doubt that he had his boots well blacked, his shirts decently laundried, and his board bills promptly paid, that no act, or want of act, of his, should disgrace the State he so well represented. He did the State admirable service, and the Naws and OBSERVER thinks, and is free to say, that its friend and neighbor, the State Chronicle, is over modest in omitting him from the list of honored names, simply because he has been "it's own correspondent," perhaps one of the Chronicle Publishing Company, and now an editor in control of an excellent and influential newspaper The NEWS AND OBSERVER likes editors, and when a neighbor is too modest to blow its own horn, why the NEWS AND OBSERVER has that esprit du corps, which prompts at least a toot, in lieu of its neighbor's usual blast.

THE DRUMBERS' LICENSE TAX.

The decision of the United States su preme court with reference to the taxation of drummers, reported yesterday, does not affect our North Carolina law touching the same valuable class of businces men. It applies only to those States whose statutes are discriminative as between home and foreign drummers The North Carolina tax does not thus discriminate, but applies impartially to drummers for houses established within the State and those operating from points beyond its limits. The law is not unconstitutional and therefore stands untouched, as it will continue to stand.

THE late lamented cold wave extended even to Nassau, the city in th Bahamas to which the blockaders used to run and which is south of the southernmost point of Florida. A correspondent of the New York Times writes therefrom under date of January 11th It is cold, bleak, disagreeable weather -a regular Manitoba blizzard in the tropics; such a blizzard as is not seen here three times in a century. And how we are all shivering, and suffering, and rubbing our hands, and searching through old trunks for the very thickest elothes we can find! With the thermometerat" -. What do you suppose he says, gentle reader-20, 30 degrees Oh, no. Shades of the departed snap he says ''60 degrees! and a strong. cold, piercing wind blowing from the northwest, it is actually uncomfortable to be out of doors. Consequently here, where everybody is used to constant sunshine and warmth everybody who can remains in the house. And nearly everybody can, be cause here, you know, in this land of repose, there is hardly anything that cannot be done just as well tomerrow us today. The city of Nassau looks like a deserted village: for when we can't e outdoors here we are nowhere. Ther are no appliances for keeping out col or for warming up what heat is inside The chap who in happy homes saw the light of household fires gleam w.rm and bright' was not in Aussen. The only household fires are in the kitchens, and they are always out before dark; for the

cooks religiously go home as soon as supper is over.' How many Raleigh

thig cat of Opinions of the Supreme tours остовив типм, 1885. From Advance Sheets of Attorney General T. F. Davidson's 93d N. C. Reports. State vs. Brower.

1. The bond of a deceased administratur cannot be charged, in any action by the administrator de bonis non, with solvent notes, which went into the hands of the administrator de bonis non. and could have been collected by him. 2. Where, in a series of findings by a referee, some are proper, an exception

to the whole will not be allowed. 3. Where, in a book in which the d ministrator kept his account with the estate, a certain note note due to the estate is marked "paid," but the entry bears date before the death of the intestate; Held, not a proper charge again-t the administrator, in the absence of evidence that the amount was paid to

4. Where, in his inventory, an ad ministrator returned the receipt of a deputy shcriff for four bonds due the estate of his intestate as being in his hands, which receipt was found among the papers of the estate at his death Held, that he was not chargeable with the manual of the bonds.

5. Where there is no evidence of the solvency of a note due the estate, found uncollected among the papers belonging to the estate, after the death of the ad ministrator, and it is found by the court below that even if solvent the collection was delayed and impeded by the stay laws and the general disturbed condition of the country, the administration bond is not responsible to the estate for the amount of the note.

6. Where one partner dies, the surviving partner has the right, and it is his duty to settle up the partnership matters. So, where, on the death of partner, his administrator did not have settlement with the surviving partner of his intestate's interest in the firm, his bond is not liable for the amount of such interest in an action by an administrator de bonis non, in the absence of evidence that any detriment came to the estate by the failure of the first administrator to have a settlement. In such case the right to enforce the settlement 7 In the absence of evidence to the

contrary, each partner is presumed to be equally interested in the joint business. 8. Where an intestate was possessed of a large number of slaves at his death, and other real and personal property more than sufficient to pay all of his debts, and his administrator, who was one of the next of kin, had the slaves divided among the distributees, but took no refunding bonds; Held, 1st, that this was technically a devastavit although the creditors of the intestate had a right to follow the property and subject it to their debts; 2d, that by the emancipation of the slaves by the sovereign, the condition of the refunding bonds, had any been taken, would have been fullfilled, and therefore, that as the creditors have suffered no harm from the devastavit, they cannot recover

therefor out of the administration bond, 9. Where an administrator pays taxes out of the funds of the estate, assessed against his intestate as guardian, it is an improper disbursement and his bond is liable therefor.

10. Where an administrator pays debts of inferior dignity, he is liable, unless he had funds of the estate in his hands sufficient to pay all the debts. Norfleet vs. Hawkins.

1. In the execution of a power, except simply to effect a sale, no consideration is neccessary.

2. There is no contract between the dones of the power and the appointee; the latter takes the estate as if it had been conveyed directly to him from the

3. The doctrine of presumption of fraud arising from fiduciary relations has reference to contracts between the parties, and applies to contracts between husband and wife.

1. In the application of the doctrine of presumption of fraud to the execution of a power by a married woman in favor of her husband, there is a distinction between a power appendant and power collateral. The former is where the execution of the power affects some interest or estate of the donee; the latter is a mere naked power, which does not affect his interest, but enables him to create an estate independent of his

5. Where there is a contract between the parties, or a feme covert, in the execution of a power in favor of her husband, affects some estate or interest of her own, there is presumption of law that the transaction is fraudulent, and the burden of showing that it is fair and conscientious is on him who seeks to suppott it. But when the transaction is the execution of a mere naked power, the law raises no presumption of fraud, but it is a question of fact to be decided by the jury upon the facts and circumstances of each case.

Witt vs. Long. 1. While is better and more convenient to have the record printed as soon as the case is docketed in the supreme court, and this practice is commended by the court, yet it is a compliance with the rule if the record is printed when the case is called in its order for argument.

2. Appellants should be careful to see that the rule is duly observed in repeet to the parts of the record required to be printed, as it is intimated that a mere colorable compliance will be treated as no compliance at all, and the appeal dismissed.

3. The statute does not require that justification of the surety on the undertaking on appeal should state that he is worth double the amount of the undertak ng, above his liabilities and his homestead and exemptions allowed by law. It is sufficient if it state that he is worth double the amount therein spe-

4 A judgment by default final is irregular in an action on an open account for goods sold and delivered, where there is no express contract alleged in the complaint, but the plaintiffs only seek to recover on the implied contract the reasonable value of their goods. In such case the judgment should be by default and inquiry. 5. A judgment by default final can

veritind.

people during the recent frigidity would 5. A judgment by default final can have given any number of tons of poal only be rendered when the complaint is

Some Dots from "the Mill." Cor. of the NEWS AND OBSERVER.

CHAPEL HILL, Jan. 18, 1886. It has been so long since you have received a communication from the "Hill" that it may be necessary to say that we are all still alive, and all well, except those who have broken their noses, skinned their knees and marked themselves in various other ways on the ice. We had skating here from the 8th to the 15th inst. inclusive. One pond afforded a stretch of nearly a mile, though it was harrow. The ice was very firm and hence very few broke through. The professor of Latin was one of those poor unfortunates. There is still some sleet and snow on the ground, as sev ral church-goers today, who entertained the public with their

feats, realized. We have not received, as many new tudents as usual at the beginning o the second term. Three-fourths of them are from the eastern part of the State All of the professors are here, and work has begun in earnest. We have been somewhat disappointed by our professor of French not bringing a wife back after the holidays, as it was reported he would. The public lecture by Prof. Henry before the Mitchell scientific society should have been given Saturday night, but was postponed a week be-cause of the bad weather.

The two literary societies have elected the following officers for commencement Chief marshal (Phi C. F. Smith. Phi sub-marshals: B. F. Tyson, M. H. Pal mer. F. M. Harper and A. Brasswell, Jr. Di sub-marshals: W. H. McDonald, H. F. Schaffner-Kell and-Bethel Phi. representatives: J. C. Johnson, A M. Simmons and W. S. Wilkinson. Di representatives: C. Dockery, W. E. Edmonson and C. C. Gidney. Chief ball manager (Di.) J. C. Engelhard Phi. sub-ball managers: L. M. Bourne and R. F. Burwell. Di. sub-ball managers: J. W. Atkinson and R. S. Holt

I forget to say, Mr. Editor, that we had a pleasant Christmas. The students had a big bon-fire and pyrotechnic display and the law class contributed a passed to the administrator de bonis ladies were visiting in the town during the holidays, among whom were: Miss Alice Williams, St. Mary's; Miss Grace Mangum and Miss Sallie Lunsford, Flat River, and Miss Nora Philips, Washington, D. C. Many pleasant returns

> The late Judge Westbrook, of the Supreme Court of New York, said: "An experience of several years, during which time Pond's Extract has always been used as a remedy for Wounds, Bruises and Strains, enables me say that in all such cases it has proved to l wonderfully efficacious.

> It will control any kind of Hemorrh ge and subdue all inflammations. Ask for Pond's

The bang is a Turkish invention.

Mr. I. B. Noxon, Cashier of First National Bank, of Sing Sing. N. Y. . suffered greative from costiveness and dyspensis, due to overwork and want of regular exercise. After wasting much time and money in seeking a remedy, he began taking the old reliable Brandreth's Pills, two every night for three weeks. He now as a good appetite and capital digestion and will answer my written of personal inquiry regarding his remarkable

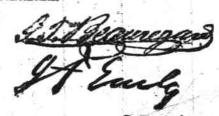
A bright red bird on a black or brown bonnet is fashionable.

29. CAPITAL PRIZE # 3,000 TO



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T	tions, in Fifth-		
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2	Prizes of	6,000	12,0
5	44	2,000	10,0
10	. 44	1,000	10,0
20	44	500	10,0
100	66	200	20,0
300	44	100	80,0
500	44	50	25,0
,000	"	25	25,0
	APPROXIMAT	TON PRIZES.	III 7 6
		£4	

9 Approximation Prizes of \$750 1,967 Prizes, amounting to

Application for rates to nade only Orleans. For further information write clearly, giving full address. POSTAL NOTES, Express Money Orders, or New York Exchange in ordinary letter. Currency by Express (all sums of \$5 and upwards at our expense) ad-

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Highest awards from all the World's great fairs. The last medal received is for First De-gree of Merit, from the late Exposition held at New Orleans. While scores of patents have been found

worthless, the principles of the Glove-Fitting have proved invaluable.

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ree on application.
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OF SWEET GUM AND MULLEIN. The sweet gum, as gathered from a tree of the same name, growing along the small streams in the flouthern States, contains a stimulating expecturant principle that loose'rs the phlegm producing the sarly morning cough and stimulates the child to throw off the faise membrane in croup and whooping cough. When combined with the healing muchinginous principle in the mullein plant of the old fields, presents in TAYLOR'S CHEPOKES REMENT OF SEVET GUM AND MULLEIN THE AREA KNOWN remedy for Coughs Croup, Whooping cough and Consumption and so palsatable, an initial pleased to take it. Ask your druggist for it. Price the and \$1. If he does not keep it, we will pay, for one time only express charges on large size bottle to any part of the U.S. on receipt of \$1.00

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2,000 lbs small Hams, Magnolia 3,000 lbs mixed Hams.

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100 bbls, in 1, 1, 1-16 sacks. 100 sacks fresh Haxail Meal. 100 sacks Petersburg Meal.

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He also has many other articles in his stori
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Foremost Southern Health and Summer

And presents a better opportunity for suc-essful and profitable management than any notel in America. The hotel, with cottages, will accommodate 750 guests, has about 250 sleeping spartments, mostly EN SUFFE, and all handsomely furnished to ash or cherry, with water, gas and electric bells in each room.

The ball room, one hundred feet square, is the finest in the South, and the dining room is simply grand.

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For illustrated pamphlet, "Morehead City 29 as a Summer Resort," and other imformation apply or write to JAMES MOORE, or SPIER WHITAKER, Raleigh, N. C

SALE OF VALUABLE LAND.

doction.

Under and by virtue of the power conferred in a certain mortgage deed executed by A. T. Sater and wife, on the 24th day of January, Sater and wife, on the 24th day of January, 1880, and recorded in book 56, page 640, register of deeds' office, Wake county, and at the request of said mortgagors, we will an Monday, the 25th day of January, 1886, at the court house door in Raleigh, N. C., at 12 o'clock m., expose to sale to the highest bidder, the tract of land described in said mortgage deed, recorded as aforesaid, being a tract of land situated about four miles east of Raleigh, on the Turbore road, adjoining the lands of Sidney Partin and others; containing 360 scres, more or less. The tract will be sold as a whole or in separate parcels, as may be determined on

er in separate parcels, as may be determined on one third cash and balance on a credit of one and two years, with interest at eight per cent. Parties desiring to to negotiate for a private sale may call on A. T. Sater on the premises. GRAY & STAMPS,

Attorneys for Mortgages.

VITUE OF SALE A valuable House and Lot for sale in the

very heart of Raleigh. N. C. Under authority invested in me perior court of Wake county in a decree in the special proceedings entitled R. C. Frieman and other, ex parte. I will sell at public auction, to the highest bidder, at the court-house door in the city of Raleigh; N. C., taturday, the 6th day of February, 1886, that very desirable property, consisting of one house and lot located on the corner of Martin and Salisbury street in said city and running back 68 feet to B M. Moore's line. Sale at 12 o'clock m. Terms one third cash and the balance in one year, with interest at 8 per cent.
R. C. FREEMAN,

PACE & HOLDING, Attorneys. January 6th, 1886, dtd.

SALE OF VALUABLE LAND

This is to give notice that under and by virtue of an order of the Superior court for the county of Wake, made in the civil action of R. W. Wharton, ad inistrator of David M. (arter, d ceased, and others against Moses A. Bledsoe and others, I will sell at public auction, tion to the highest bidder, at the court house door, in the cit of Raleigh, the 22d day of February, 1886, at 1 o'clock p. m., a certain tract of land containing about two hundred acres, which Wm. H. Scott conveyed to said Moses A. Bledsoe by deed dated the 15th day of November, 1866, registered in the office of the register of deeds for the county of Wake, in book 25, at page 97, the 28th day of January, 1867. This land will be sold in parcels to suit

For plot of the same, persons who may con-template becoming bidd-rs are referred to col. A. W. Shaffer. The terms of the sale are: One-third of the purchase money in cash, one third in twelve months and one-third in twe years, with interest from the day at sale at the rate of eight per

cent per aunum, payable annually, and the title to said land to be retained until the full payment of the purchase money. All persons who contemplate purchasing will please make their examinations of title before the day of sale. SPIER WHITAKER.

. Commissioner. M ORTGAGE SALE. Pursuant to authority contained in a mort-

gage deed executed the 11th day of January, 1884, by R. K. Ferrell and Mary A. Ferrell and C. M. Rusbee, trustee, to secure the payment of a debt to Geo. W. Norwood, deceased, I will sell, at the court-house door in the city. of Raleigh, for cash, the 22nd day of Febru-ary, 18%, a tract of land in Barten's Creek of Wm. Lassiter, J. J. Hunter, W. G. Allem and others; it being the land whereon R K. Ferrell and wife now live, and containing 1454 acres. The deed is registered in book 79, page 82.

GEO. NORWOOD, Executor of GEO. W. NORWOOD, dec'd.

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