## VOL. XXIV.

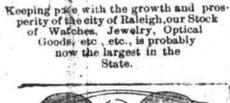
Absolutely Pure. this powier never varies. A marvel f purity, strength and wholescmeness.

fore economical than ordinary kinds and annot be sold in competition with the nultitude of low test, short weight, alum or phosphete powders, sold only in sans. Royal Baking Powder Co., 106 Wali Street, New York. Sold by W. C. & A B. Stronach, and & R Ferral & Co.

**POWDER** 

EDWARD FASNACH,

RALEIGH, N. C.





To our usus line of goods, we will have on exhibition st our Store, commenc-

IN ADDITION

ing Wednesday, the 19th, 100 Solid Gold Watches,

21 Dismond Rings from 1-16 to 1; karat, all gems of great beauty.

Latest styles and designs of Solid Gold

MEDICINES. Specialties of the Season

·Braceleta,

-AT-

JOHNSON & CO'S

Opposite Postoffice.

LEE. JOHNSON & CO'S CELEBRATED-

## **MILK SHAKES**

Limeste and Grape Phosphates, SODA AND MINERAL WATERS,

In greater variety than elsewhere

PURE DRUGS AND MEDICINES.

Special fittention given to prescription day and night. Patent medicines of all kinds. Fine selection of fancy goods and everything usually kept by large

We have the Finest Soda Fountain in

JUDICIOUS ADVERTISING.

One of the most important thing to know in conducting business is, How, When and Where to advertise. We have often heard it said that the business men of Raleigh are not liberal advertisers, but in our opinion, it would be hard to find the same number of business men that advertise more than those in Raleigh. A great deal of it strikes us as useless, and so much thrown away, but we are not in the position always to know what is best. And then too no one system will suit all classes of

But there are some things that every well-regulated business must have. For instance ;

Neatly printed Letter or Note Heads, Bill Heads, Envelopes, Cards, with obcasional Circulars, Posters, Announcements, &c.

First-slass set of books for the Book-keeper.: An advertisement in the Traveler,

one of the best printed papers in the United States, and which is distributed on every passenger train going out of and coming into Raleigh daily. All these you can get by calling on us at onte

EDWARDS & BROUGHTON, Frinters and Binders. Raleigh, N. C.

## WINETROB

FASHIQNABLE

MERCHANT TAILOR,

15 S. Wilmington Street,

Invites friends, customers and the general bust public to call and examine his stock of gents' dress goods, from which selections can be made quickly and satisfactorily. Something to suit every ody's taste and purse. First-class goods! First-class work

west pricer I. Winetrob, " . Wilmington St.

THE LEE MONUMENT AND THE GOV-ERNOR'S GUARD.

North Carolina should be well represented at the laying of the corner- OVER ALL THE LAKE REGION. stone of the Lee monument in Richmond, Thursday. What shall we hold in honor if not the memory of the peerless Lee! Our Raleigh boys -members of the local military company, wish to attend and will attend in a body and in such fine style as will do credit to the city if they find that they can get away from their business. Most of them are employees. Will noe their employers cheerfully give them permission to go? Will they not encourage them to go? It is an inconvenient season for such a thing, it is true, but surely we can make a slight sacrifice of convenience for the sake of the memory of the South's great soldier. We see that our State is to be given a post of the highest honor at the ceremony in Richmond. The capital should be well represent ed there. Our boys should be sent by all means to do us credit by their fine appearance. Let us see that

Letter From Hon. Jefferson Davis. In reply to a letter written by Mr. I F. Dorich, at the request of the Goldsborp fair managers inviting Hon. Jefferson Davis to attend the Confederate re-union in Goldsboro this week, he writes as follows:

BEAUVOIR, MISS, Oct. 7th, 1887.

I. F. Dortch, My DEAR SIR:-Yours of the 28th has just' been received. I have often had occasion to remark upon the gallantry and steadiness of the N. C. troops in the war and sometimes to express the opinion that they had received less of popular commendation than was their due. It would give me great pleasure to meet again the

old soldiers of your State. Under the circumstances I cannot accept your invitation, though my heart most cordially responds to it.

Please give my kindest remembrance to your father whose friendship for me has been one of the pleasant memories of my public life; and here permit me to add that since the war between the States has closed, though I have been pursued by the her free press and public men, has never swelled the chorus, nor failed upon proper occasion to do justice and to maintain the creed for which so many of her best and bravest bled and died.

Please accept assurance of the regard with which I am Faithfully your friend, JEFFERSON DAVIS.

Court met yesterday at 11 o'clock. Appeals from the fifth district were called and disposed of as follows: Royster vs. Commissioners from

Haywood for defendant:

Devereux for defendant. Scott vs. Bryan and Spence Smith; put to the end of district. Barbee vs. Railroad; dismissed on motion of Mr. C. M. Busbee of counsel for defendant, for failure to have for creating a disturbance in Westrecord printed in time for the argu-

Oakley vs. Van Noppen; argued by Mr. E. C. Smith for defendant; no

counsel contra. State vs. Wilkerson; put to end of district.

State vs. Brewer; argued by Attorney General for the State; no counsel Opinions were filed in the follow-

Cuthrell vs. Hawkins. Error, new

Rogers vs. Clement. No error. Grimes vs. Taft. Affirmed. McLawhorn vs. Worthington. No Beavans vs. Goodrich. Affirmed.

In the matter of Griffin (contempt case) no error. Mobley vs. Watts. Error, new trial

Millhiser vs. Erdman. Error, new trial. Robertson vs. Council. Error, new Car Co. s. Bundy.

against defendant for costs. State vs. Roberts. No error. State vs. Foy. Error. Appeals from the 6th district, will be called in the following order on

next Monday : 209-Koonce vs. Sanders. 210-Harvey vs. Brevard. 211-Harvey vs. Rich. 212-Perry vs. Peterson. 213-Powell vs. Morisey. 214 Straus vs. Frederick. 215-Cumming vs. Barber. 216-Simon vs. Manning.

217-Bank vs. Bridgers. 218 -State vs. Debnam. 219-State vs. Morgan. 220-State vs. Morgan. 221-Wooten vs. Hill. 222-Rountree vs. Brison 223-Harvey vs. Meares. 224-Harvey vs. Meares. 225-McDaniel vs. Allen 226-Brooks vs. Allen.

227-Corbett vs. Keith. (Pet. for certirari.) 2 8-Orrell vs. Vollers.

Prof. Loisette's Memory Discovery. Prof. Loisette's new system of memory training, taught by correspondence at 237 Fifth Ave., New York, seems to supply a general want. He has had two classes at Yale of 200 each, 250 at Meriden, 300 at Norwich, 100 Columbia law students, 400 at Wellesley College, and 400 at University of Penn., &c. Such patronage and the endorsement of such men as Mark Twain, Dr. Buckley, Prof. Wm. R. Harper, of Yale, &c., place the claim of Prof. Loisette upon the highest ground.

- Prince Bismarck's attempt at mediation between the Pope and the King of Italy has failed.

THE OPERA COMIQUE DISASTER. GREAT GALES

AND WRECES IN CONSEQUENCE -THE DAM

AGE ON LAND AND WATER-OTHER

NEWS BY WIRE.

CHICAGO, Oct. 24.—There was a heavy wind all yesterday and last night blowing with almost the velocity of a storm and much damage to exposed vessels may be expected. It extended over the entire lake region, and at midnight had a velocity of about forty miles. Beyond one or two trivial accidents no injury to shipping was reported in the local uarbor and the few vessels which arrived from outside suffered nothing worth mentioning.

Gale on Lake Michigan.

MILWAUKEE, Wis., Oct. 24 .- The gale that prevailed Saturday night on the lake is reported to have been the severest of the season by vessel-men. It continued last night, with flurries of snow. The wind blew 45 miles an hour all day yesterday and a large fleet was in the harbor for shelter. At 4 o'clock this morning the schooner Maine, of Chicago, was wrecked here and is a total loss. She struck 150 feet off shore and for half an hour the six men comprising her crew clung desperately to the rigging while the seas broke clear over them. A life saving crew rescued them in a nearly exhausted condition. No other

wrecks reported. The Gale in Michigan.

MARQUETTE, Mich., Oct. 24.—The storm is almost the exact parallel in intensity and direction of wind and amount of snowfall as that which caused such havor here on November 17th last year. It set in at daylight yesterday. The wind blew from northeast to north forty? miles an hour all day, while a blinding snow-storm raged, making the gale doubly dangerous for vessels.

Great Gales at Buffalo. BUFFALO, N. Y. Oct. 24.-Great gales swept over this city this morning, the wind attaining a maxim velocity of sixty-six miles per hour. One house was blown down and slings and arrows of detraction, the shade-trees, signs and windows sufreported from the lake.

A Wreck at Cleveland.

CLEVELAND, O., Oct., 24 .- A large vessel is going to pieces on the beach at Noble village, about ten miles east of this city. The crew are lashed to tions were actually made and decided the rigging. The life-saving crew have rowed to the scene in their boat. but also upon the character of these pathy, have arrived at Mitchelstown, distinguished, honored and worthy Word of the disaster has just reached questions, so that we may determine where they met with an enthusiastic sons of Carolina to the important and

Skipped the Country. PHILADELPHIA, Oct. 24.-A local

paper this morning states that Chas. Granville; argued by Mr. E. C. Smith L. Phillips, president of the defunct for plaintiff, and Messrs. Haywood & Columbian bank has left the country, having sailed for Havre from New Perry vs. Adams (two cases); ar- York, Saturday morning. His degued at last term. Papers handed up. parture was sudden and the belief is Knott vs. Taylor, from Granville; ar- general that he left the country to gued by J. W. Hays (by brief) for escape criminal prosecution for the plaintiff and Messrs. Batchelor & part he took in the bad management of the broken bank

A British Brawler Fined. LONDON, Oct. 24 .- In Bow Street Court today, one of the men arrested minster Abbey yesterday was arraigned. He gave his name as George Budgett, aged 23, by occupation an ostrict feather cleaner. The charges against him were brawling in West-

minster Abbey and assaulting the po-Canon Prothero, whose sermon was interrupted by the mob which invaded the edifice, testified that the prisoner. who had previously been noisy, shouted when the sermon was com menced. When the police removed him he kicked and struggled and made an uproar. Pudgett was fined

five pounds. Varying Views. London, Oct. 24 .- The Times expresses the hope that Sir Wilfred Blunt, who was arrested at Woodford, County Galway, Ireland, yesterday, will be treated as one of the pub-

licans or gombermen who usually do the work for the national league. The Daily News says in reference to the arrest of Blunt: "The conduct of the government was absolutely lawless; the meeting at Woodford having been called by the English home-rule association

The Standard, says Sir Wilfred Blunt has unintentionally done good service for the government by showing the English fomenters of disturbances in Ireland that they are to be treated exactly the same as native agitators. Says the Standard: "We are bound to admit that but for his most opportune challenge he would have escaped scot-free." The police merely stopped the meeting.

Grovesteen & Pell. New York. Oct. 24 -At a meeting of the creditors of Grovesteen & Pell. the Exchange Place brokers who assigned some time ago, there was a large attendance this afternoon. The committee of creditors had appointed John Byrne, an expert, to examine into and report the condition of the Rome & Decatur railroad, which formed part of the assets of the firm, as well as the East & West Alabama.

Mr. Byrn handed in his report in regard to the former road and it was ead today to the creditors assembled. Mr. Byrne states that in justice to the property the road could not safely be completed under the Pell contract. An indebtedness entirely excessive in comparison with the character of the road would result.

Mr. Byrne's report of the condition another of the firm's assets, is already not yet submitted to the creditors. Another meeting of the creditors vill be held in a few days

held in that city.

RALEIGH, N. C., TUESDAY MORNING, OCTOBER 25, 1887.

Almost Criminal Carelessness in the Management of the Theatre.

veloped at the inquest into the great loss of life attending the burning of the Opera Comique and the nature of manager, and other officials, has just been published through alleged journalistic indiscretion. The evidence taken indicates almost indiscribable carelessness and want of system in the management of the theatre. Mr. Carvalho gives a version of the cause of the disaster which he claims will exculpate him from all blame. He three cases of the United States, ap. an experience of surpassing delights,

The Anarchists' Case. WASHINGTON, D. C., Oct. 24.-In the Supreme Court today Chief Justice Waite read the formal order in the anarchists case, of which notice was given Saturday and which provides argument upon the anarchists' peti-

tion for writ of error. Attorney-General Hunt, of Illinois, who was present in the court-room. asked whether the court desired to hear argument in behalf of the State. The Chief Justice replied that the court merely wished to notify him that a hearing would be given on that day in order that he might take such action in behalf of the State as he should think best:

"If I wish to make an argument in behalf the State," asked Mr. Hunt, "shall I be permitted to do so?" "You will," replied the Chief Jus-

Following is the text of the order: Following the precedent in Twitchell vs. Commonwealth, 7 Wall, 321, we have permitted this motion to be made in open court at the suggestion of Mr. Justice Harlan to whom the application was presented on account of the urgency of the case and its importance. But, as we said in that case, writs of error to State courts have never been allowed as of right; that is to say, as of course, and it is the duty of him to whom an application of such writ is made to ascertain from an examination of the records of the State court whether any question cognizable here on appeal was made and decided in the proper court of voice of North Carolina, attered by fered terribly. No serious damage is the State, and whether the case in face of the record will justify allowance of the writ.

Deeming that proper practice, we will hear counsel on Thursday next in support of this motion, not only upon the point whether any federal questhis city and no particulars can be whether they are such as to make it reception. Sir Wiltred Blunt and Mr. exalted position referred to, yet a

In the Shadow of the Gallows.

Sples Says he is Ready to Die. Chicago Special to the New York World.

"There is nothing for me to say, said Spies, as he came up the cage this afternoon and found the World reporter waiting for him. "I don't say this to be disagreeable, mind. I appreciate the enterprise of the World in sending one of its staff out here to see us, but our case is well known and there is nothing to add to it. We have done what we could to secure justice. If we cannot get it we must die, as others have died whom the law has murdered. We

are prepared in either event." Fielden almost repeated Spies's words when he was asked for a statement. The others turned on their heels and walked away when the obect of the reporter's visit was made mown. When they were free and arguing the case of bombs and blood

The jail is a big brick building in a the arrest of the murderer. dismal part of the section of Chicago across the Chicago River. The place Irwin of the whereabouts of Holly hanged November 11, unless the Su- in search of the murderer. They present plans are carried out all seven will be hanged at once.

As the time for the execution draws near extraordinary precautions are being taken by the police to guard against an outbreak or a rescue by the anarchist sympathizers. Two policemen stand all day at each corner of the block around the jail, and an extra squad is on duty inside. At night their numbers are doubled. Every person who approaches the jail is carefully scrutinized. If he stops to look at the building he is told to move on. If he acts suspiciously he is run in. A narrow alley separates one side of the jail from the rear of a block of stores. Danger is particularly feared from that quarter. Detectives prowl around the

stores every day and make frequent inspections of the cellars for bombs. The anarchists have been very quiet of late, but few persons in Chicago believe that they will let the executo adhere strictly to this resolution. tion take place without a demonstra-

A young Albany lawyer, who has sought diligently but vainly to work up a practice, was trying a case not long since and was much annoyed by of the East & West Alabama railroad, the constant objections interposed by the opposing counsel. The young in the hands of the committee, but lawyer, finally angered by the repeated interruption and the frivolous objections of his opponent, turned to "Why do lowed.

PUBLIC LANDS. THE PLEASURES OF HANGING

PARIS. Oct 24 - The testimony de- DECISION IN U. S. VS THREE SOUTHERN STATES. having been more or less hanged,

the indictment against Mr. Carvalho, IN THREE CASES-BROUGHT TO RECOVER INDEMNITY-THE DECISION OF THE COURT OF CLAIMS SUSTAINED -OTHER TELEGRAPHIC NEWS.

his statements when the case comes iana, Alabama and Mississippi. These gazing upon the most beautiful scen-up for trial. were suits brought in the Court of ery. The immediate sensation of cent of the net proceeds of the sales swamp lands purchased by individuals, the proceeds of w'ich were by statute pleasure. for a hearing on Thursday next of directed to be applied, as far as necessaly, to the reclamation of such lands by seans of levees and drains. The United States maintained that the the claims were barred by the statute of limitations and that the United States was entitled to make set-off or counter-claims on account of unpaid direct taxes due from the States of Louisiana, Arabama and Mississippi.

> claims could not be allowed. This court affirms the judgment.

Under the act of August 5, 1861, the

Coart of Claims decided that it had

Opinion by Justice Field. Stoppage of B. & O. Telegraph Business. CHICAGO, Ill., Oct. 24.-As a consesence of the recent sale of the B. & telegraph system to the Western Union Telegraph Company the wires in all the offices of the former in this city were disconnected yesterday and the B. & O. ceased to do business. Early this morning linemen of the W. T. Co. visited the office on the corner of La Salle and Washington streets in the old Board of Trade building and soon all the wires running out of that station were attached to instruments in the Western Union office. A clerk was left in charge to notify customers of

the change in affairs. Conspicuous Arrests in Ireland. DUBLIN, Oct. 24. -Two Scottish members of parliament, sent to Ireland by the Scottish Liberal Associain the Supreme Court of the State. tion to assure the people of their sym- ward the elevation of either of these oper for us to bring the case here Roche, a poor law guardian, who were for review. We have caused the At- arrested at Woodford yesterday, were of worthy and honored Carolinians, torney General of Illinois to be in- taken from Loughran jail to Wood- who have faithfully and zealously batformed that the motion will be heard ford today, under a strong escort. At the for the cause of right and deat the time stated. the courthouse. Both the prisoners hearing. Sir Wilfred Brunt refused

to give bail and was again sent to jail. Another Proclaimed Meeting Held. cut the telegraph wires.

Kentucky Murderer Arrested in Asheville While Trying to see the Preident,

Knoxville Journal. On October 6th, Frank Holly, a well known colored man of this city, Gen. Ransom, personally, intellectushot and willed Wm. Artharson, a they had cordial batred of policemen, white man, and seriously wounded a public officers and reporters. That colored youth at the Kensee, Kenfeeling has not been softened any by tucky, coal mines. The Kentucky officials offered a large reward for

The first of the week W. H. Overcalled the north side. It is a mile man, an E. T. V. & Ga. freight train from the business centre of town and conductor informed officer Barney where the seven anarchists will be The two left Wednesday morning oreme Court or the Governor inter- made a careful search at Paint Rock feres, is a dark, narrow court in the on the State line but saw nothing of extreme northeast angle of the build- their man. A look through the coning. It is remote from the cells and vict camps at Ivy resulted in a failcannot be seen from any of them. ure when the men walked ten miles Eight murderers have perished there to Alexander. There they found no since the jail was built. A seven-fold trace of the murderer and took the scaffold is being built to go along the train for Asheville. At that place southern wall of the court. If the yesterday morning, in a crowd of several thousand people who were look-ing at President Cleveland, the officer and railroad man found Holly and arrested him on the spot. Fearing that a requisition would be required, the prisoner was spirited away to the French Broad hotel, and there kept until train time. Holly was brought to Knoxville,

reaching here at midnight.

Boycotting at Davidson College. A very enthusiastic meeting of the students at Davidson College was held in the Greek room last Thursday afternoon to consider the best means of promoting the interests of the Davidson Monthly. The students almost universally agreed not to patronize any business house either in Davidson or in Charlotte that does advertising in the pages of the college journal. The students intend

In dyspepsia and indigestion the use of Dr. J. H. McLean's Strengthening Cordial and Blood Purifier strengthens the exhausted coats of the stomach, promotes a healthy flow of gastric juice, which is the solvent of the food, and impels the organs which secrete it to perform their functions vigorously and with regu-

THE WEERLY NEWS AND OBSERVED IS constantly object to my frivolous an eight-page paper, full of good istan, and is preparing a revolt in the functional demogratic convention be tators joined in the laugh which follings—and sells for \$1.25 a year. It Herat and Afghan-Turkestan. in the State.

Death on the Gallows Believed to be Painless and Enjoyable. From the London Lancet.

If those are to be believed who,

have been resuscitated and have nar-

rated their experiences, the muchcommiserated victim of the law's extreme penalty is not wholly miserable. It would seem that even death "sus. per coll." has its ameliorating conditions of circumstances. One sufferer in the religious cause in France is Washington, D. C., Oct. 24 - A desaid to have "complained" because he cision was rendered by the Supreme Court of the United States today in was called back to consciousness from promises to prove the accuracy of pellant, against the States of Louis. in which he enjoyed the pleasure of Claims by the States named to re- pain is momentary; and it would apcover from the United States five per pear not unlikely that in our anxiety away. for the avoidance of needless annoyof public lands within their limits, ance to those we put to death judiand also to recover indemnity for cially, we may be actually increasing their sufferings and diminishing their

The instantaneous deaths have all the pain and little or none of the pleasure. Slowly induced congestion of the brain may be the least Court of Claims had no jurisdiction painful, and if only the blood presto determine a cause in which a State sure be effectually reced at the cen-sued the United States; that part of ter that sees, the beautiful light and charming scenery are enjoyed in the creasingly deterrent; but it is right six-sighths of all the councilmen." that both sides of a question which the late Mr. Whalley once excited the clause wholly disables the members jurisdiction; that the disputed items were not barred by the statute of limitations and that set-off or counterat all costs.

Spirit of the State Press. North Carolina has a good and sufficient quantity of Gubernatorial timber for her Democracy to select from for the campaign next year. It is rather early to suggest the names of candidates, but we notice that the names of some of our most brilliant men and distinguished statesmen have already been mentioned by several of our leading Democratic exchanges, chief among whom are the Hon. Octavius Coke, Judge Walter Clark, Col. W. L. Saunders, Lt.-Gov. Stedman, Col. R. F. Armfield and a host of other good and pure Democrats, and of whom either would make our good Old North State a Chief Magistrate of whom she would feel justly proud and who would add lustre as well as reflect credit upon the honored position. And while it would afford us inexpressible pleasto wield what influence we may possess to-

casual glance over a list of the name Rowlands and Sheeky, members of Perconstruction, very forcibly reminds parliament, who led the procession, us of the fact that our good old and the band, which followed them to county of Northampton was sons, whose services have been rendered were remanded until tomorrow for a the democratic party and whose claims to any position within the gift of her people should not be entirely ignored. First and foremost among the worthy sons of our county, as Dublin, Oct. 24 .- The League well as our State, stands Capt. Robmeeting amounced to be held at ert Bruce Peebles, of Jackson, who Kilrush on Sunday was proclaimed has fought with a high hand and by the authorities. The Leaguers, outstretched arm for the principles however, outwitted the police and six of his party ever since he divested thousand of them marched with himself of the armor of a warrior for bands and banners to a spot a few the defense of his country, and who miles from Kilrush and held the possesses all the elements requisite meeting. To prevent the authorities for a chief magistrate of our beloved from summoning help the Leaguers State, and who is in every respect worthy and well qualified. Surely Northampton has as good guberna-

torial timber as can be found in the

State. - Seaboard Reflector. While we believe that there are numbers of men in the State equal to ally, and worthy almost of any posion in the gift of the people either of the State or the nation, yet we believe there is no one who can render the State and country such service as Senator Ransom has been enabled to render, by time and experience, as a member of the Senate branch of the national Congress. He has been faithful to duty, wise in council and able in speech. His course has been marked by the press of the country with pride and satisfaction, and his aloquent defence of his people has been almost matchless. We remember his memorable defense of Gen. Lee and others of the gallant hero's comrades in war against the aspersion with which a certain Northern fanatic in the Senate was want to impress the people. We remember his zeal for truth, for honor and for the reputation of his people, and we remember the handsome recognition he received at the hands of the conservative representatives of Northern papers, in which he has been proclaimed an orator unsurpassed. has ever had the ear of the President and has been influential, even amid his political opponents, in securing such legislation as has inured to the good of his State. And in his votes and by his influence he has guarded the best interest of the government with the jealous care of a patriot obstruct the exercise of the functions been found and respecting his general capability no complaint can be made. Therefore we ask, why change him for another who, notwithstandand especially with the intricate routine work of legislation will be equal to the requirements necessary to efficiency? The longer a man is in the Senate the more useful he becomes, set the seal of decrepitude upon him. when to himself as well as to others

Fisherman and Farmer. According to advices received at London from Merv, Ayub Khan, who was recently reported to have perished in a desert, has assumed the direction of the insurgents in Afghan-

lightful chew. Try it.

EXPLOSION

OF A BATTERY OF STEAM BOILERS.

KILLING FOUR MEN-AND WOUNDING TWENTY OTHERS-PARTS OF THE BOILERS BLOWN HALF A MILE-OTHER NEWS BY WIRE.

IRONTON, O., Oct. 24 .- At eight | From Tobacco. o'clock this morning a battery of six steam boilers in the Lawrence Iron Works exploded, killing Thomas | away that pasty cigar, it's making me and Mike Dwyer and two others and sick. wounding twenty persons. Parts of the boilers were blown half a mile compliant: ("Me too."

Yellow Jack. WASHINGTON, D. C., Oct. 24 .- A elegram was received at the Marine aospital bureau today from deputy of the most complicated and wonderful collector Spencer, saying that there things in existence. It is easily put out were some new cases of yellow fever, but no deaths since last report. He easterly breeze.

SUPREME COURT DECISIONS.

Digested by the News and Observer. Gardner cs. City of New Berne: highest perfection. The subject is a Construction of charter requiring that grim one, and we are not sure that "no appropriations shall be made, exthe new view of hanging experience cept for the necessary expenses of the tends to make the death penalty in- city and but by a concurring vote of

The plaintiff insists that the above merriment of the house of commons of the board to appropriate any monby describing as "a poor man's ques- ey in the treasury to pay any but the tion" should be carefully considered necessary expenses of the administration of the city government, and as to Small Boy-"Say, Johnny, give me these the appropriation must be made a piece." "Naw, I won't coz you axed by the concurring action of six of the The defendant construes the section | didn't want any."- Providen Jouras excepting unconditionally what are termed the necessary expenses from the operation of the previous sweeping provision, and a limitation upon the prohibition whereby by such a vote of six members in favor of an expenditure outside of the necessary expenses the appropriation may be made. It must be admitted that the phraseology used in the enactment is somewhat obscure and its provisions difficult to arrive at satisfactorily; in other words, to tell whether the concluding words restrain action in regard to necessary expenses-or qualify the extent of the preceding inhibitory clause.

Our reflections, aided by the able argument of counsel, lead us to the adoption of the construction put upon the section by the defendant, which eliminates appropriations for necessary expenses from the previous prohibitory words and attaches to the latter the qualification in the closing This leaves the city in the precise condition and in possession of the

the Constitution, which indirectly but not less explicitly permits the exercise by making the dies of the power of making provision for necessary expenses free from the restraints in other cases. This conceded constitutional right is denied in the charter when inter-

powers specified in sec. 7, art. 7 of

preted as contended by the plaintiff. The construction now adopted places these provisions in harmony. It is not entirely correct to say as does the plaintiff's counsel that the Constitution imposes the restraint upon outside expenditures, and therefore the restrictive words, if confined

to them, would be without force and meaningless. The Constitution prohibits the contracting of a debt or the levying of any tax except for necessary municipal purposes, without the sanction of a majority of the qualified voters; but does not extend in terms to the disposition of funds in the treasury of position of funds in the treasury of the corporation, while the charter has

reference to the latter. The one antagonizes the contract ing of debts for the forbidden objects; the other, the improper appropriation of money without the assent of the specified number of members of the board. And further, when the popular vote approves the proposed expenditure and legalizes the borrowing of money and the levying of the tax, the charter does not permit the withdrawal of it, unless on the conditions specified in it.

If the restriction was intended to be universal, why was it necessary to insert section 50, which specifically requires a contract for work and material for the city, exceeding \$700, to be made with the concurrence of the six members? If all contracts and all appropriations are forbidden even for the city's necessities, why are these contracts singled out and the disabling clause applied to them? We think a fair and reasonable construction of the charter is that while necessary expenses are wholly excepted and severed, the clause was intended to qualify the general restraint and permit other expenditures, not forbidden in the constitution, when six members should favor and sustain them.

A contrary view meets with numer ous and almost insurmountable difficulties, for it might enable a minority well nigh to paralyze the operations of the city government, and to totally and a statesman. In him no fault has of its officers in matters involving the public welfare. There is error.

Save money and time by having Laxa ing his ability, must spend years ere dor always on hand, and using it for the his acquaintance with men and things numerous diseases which more or less trouble families at times. Sold everywhere. Price only 25 cents a package Music-They had been to the opera and heard the finest music by the leading talent. They went home to hear the baby's wild solo until it was quieted with unless he shall stay until old are has a dose of Dr. Bull's Baby Syrup, which can suit you in almost anything you at once removed the flatulence.

THE WEEKLY NEWS AND OBSERVER IS his life is of little avail .- Edenton an eight-page paper, full of good things-and sells for \$1.25 a year. It is the best and cheapest weekly paper in the State.

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Why She Avoided Him. From the Lincoln Journal

"Darling," he muttered hoarsely,
'I reformed for your sake. Because you asked me, I have forsworn the saloon and its pleasures. Still you avoid me and keep me at a distance." "I am sure, Charlie, you were quite

heroic in doing so much for me. "Then why do you draw haughtily away from me?

"Because I can't bear the smell of cloves.

Resolute Old Lady on the ferry:) Young man, I wish you'd throw

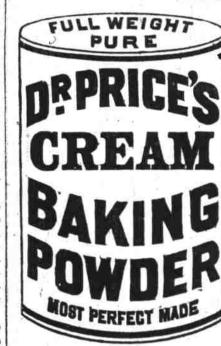
In Brief, And to the Point

Dyspepsia is dreadful. Disordered liver is misery. Indigestion is a fee to good nature. The human digestive apparatus is one

of order.
Greasy food, tough food, sloppy food, says the weather is warm with southwhich onght not to be, have made the American people a nation of dyspentics. But Green's August Flower has done a wonderful work in reforming this sad business and making the American people so healthy that they can enjoy their

meals and be happy. Remember -No happiness without health. But Green's August1 Flower brings health and happiness to the dyspeptic. Ask your druggist for a bottle. Seventy-five cents.

Three small boys, one manipulating a long stick of molasses candy by inserting it into his osophagus and bringing it to view again. Second me. Third Small Boy-"Say, Johnny, members to be effectual and valid. I didn't ax ye." "Well, I seed you



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