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From the Raleigh Sentinel. Fraud Commission.

Yesterday, (25th April,) as previously announced, this Commission convened, with Attorney General Shipp as Chairman. We learn that the case of the Cape Fear Navigation Company was taken up, Messrs. G. V. Strong, Esq., of the firm of Brazg & Strong, and A. A. McKoy, Esq., appeared as counsel for the individuals alleging fraud in the sale of the State's stock in the company and impeaching its validity.

WEDNESDAY, April 26, 1871.—Commission to investigate charges of fraud and corruption met at 10 a. m. in the Senate Chamber.

Mr. W. G. Hall testified that his father's estate was a stockholder to the extent of about 100 shares in the Cape Fear Navigation Company; that 82 shares was sold to T. S. Lutterloh for 10 dollars per share, and the sale was made immediately after the purchase of the interest of the State, Mr. Hall sold, as executor of his father, and was induced to the sale by the belief and representations that the stock would become valueless. And in case he did not sell, Lutterloh would purchase enough from another party to give him a controlling interest in the stock, which when obtained was to be sunk.

Col. E. D. Hall testified: That he was a Senator in the Legislature from New Hanover in 1866-67, and was chairman of the joint committee to investigate the affairs of the Cape Fear Navigation Company. Much testimony was taken and filed, which cannot now be found after the most diligent search among the other papers, and there is every reason to believe it has been spirited away. The labors of the committee resulted in a resolution requiring the Solicitor of that district to file an information in the Superior Court of Cumberland county. There had been much complaint for a number of years against this company for its exactions in tolls and neglect to carry out the real objects of its existence.

That he was a resident of Fayetteville, and engaged in the mercantile trade, and also a member of the People's line of Steamboats. He had a conversation with Mr. Lutterloh in May, 1869. Mr. Lutterloh showed him a receipt for the State's stock in the Navigation Company, and said that that gave them the control of the river. They did not intend to use it, but that other lines would have to conform to certain rules of freight.

Witness thought that the aggregate amount of tolls which the Company would receive in a year would be between \$25,000 and \$30,000. There were six boats on the river, whose average of tolls would be near \$5,000. He thinks the stock of the Company on this exhibit would be worth \$200,000. The rates previous to the appointment of the Commission was 20 per cent. on the whole amount of freight, which has since been reduced 50 per cent. At the time the notice was served by the Cape Fear Navigation Company on the People's Line for arrears of toll due, Mr. T. A. Byrnes was in Fayetteville. Witness told him the Navigation Company had served said notice upon his line. Byrnes replied, "they can't do it. I engineered the whole business for them. I got the Board of Education together and got them to make the sale."

In a conversation with Mr. Lutterloh about a month ago witness said, "Mr. Lutterloh you bought that stock from Mr. Byrnes and not from the State. He replied that he did not, that Byrnes only acted as his agent or Commission merchant." Witness said, "you paid him \$500." Said he, "Near that sum."

In another recent conversation with Mr. Lutterloh in reference to the suit which had been pending against the Navigation Company, the latter proposed to witness as representative of the People's line to purchase into the Navigation Company, and witness replied he had rather see it broken up as it was always a nuisance. Lutterloh said it was impossible to break the charter, that he had the suit brought to depress the stock, that he might buy it up, and had run for the Legislature.

The examination of witnesses in the Cape Fear Navigation Company case was resumed. Mr. A. P. Hurt was called to the stand. An abstract of a deposition made by him to be used when the suit against the Company in the Superior Court of Cumberland was to be tried, was read and pronounced, by him, substantially correct, and which was intended to show that at that time the Company had forfeited its charter by neglect to obey its requirements and provisions. After the sale of the State's stock in 1869, the Company had gone to work with due diligence, had put on boats and proper appliances and work was as vigorously prosecuted as circumstances would admit. Mr. Hurt did not concur with Mr. Slocomb in opinion that navigation had been improved, but thought the river was in much better condition. Does not know how much money has been expended, but the cost has been considerable, and including boats and appropriations may amount to 3,000 or 4,000 dollars. Does not know whether any return has ever been made by the Cape Fear Navigation Company to the Cape Fear Navigation Company for tolls under the new charter. Mr. Lutterloh came to Raleigh as a general agent for all the Steamboat Companies, and bought as such agent. Boats had been run from August, 1865, to time of sale, in 1869, without paying toll, because no work had been done. Tolls were claimed to the extent of nearly \$25,000. Had sold his own stock in both Cape Fear Steamboat and Navigation Companies, at a lumping trade, at \$65. Navigation stock was \$5 per share then.

T. S. Lutterloh testified that he was a steamboat owner at the time of the purchase of the stock of the State; that he purchased that stock through Mr. T. A. Byrnes as his agent or attorney. Mr. Byrnes was the Clerk of the Senate, the Legislature at that time, however, not being in session. He employed Mr. B. at the last advertising of the stock. He had made the visit to Raleigh in connection with the purchase of the stock, but recollects no conversation with Mr. Byrnes about the passage of the bill for the sale of the stock. He employed Byrnes about three hours before the sale took place, upon his suggestion that he alone could get the board together; that some were absent, and the Attorney General, Coleman, could not be got to the sale unless brought in a carriage as he was sick or something of the kind.—Mr. Lutterloh paid Byrnes \$500 for his services.

Does not know whether the Attorney General was present at the opening of the bids or not. Mr. Ashley informed witness that he was the successful bidder. The only service rendered by Mr. Byrnes was getting the board together. He only acted as agent that day, and gave no reason for any special influence he could use. Gov. Holden, Ash-

ley and the Attorney General duly persons remembered as present at opening of bids: Paid no money to any one else. None to Mr. Ashley. J. D. Williams gave witness a letter of credit for \$4,000, the stock cost \$2,500. Witness put in a second bid, though he was informed the first one had been favorably considered, because he feared the first would be overlooked.

Mr. Williams had paid in the neighborhood of \$400 more on account of the purchase of this stock. In answer to question as to what account he gave to Mr. Williams about that money, witness did not recollect exactly what he had said, but that Byrnes had told him to run up the stock, and one dollar on the share would be necessary to buy him off. Don't know that he told Williams that he had paid this amount to secure the stock. Witness may have told Williams to induce him to pay the \$400 more—that he wanted to have the dollar a share ready to pay if necessary.

Witness had put in his first bid at \$300. Was not refused admittance to the place of sale to make a second bid, but as door was closed, did not like to intrude and therefore paid \$5 to have his bid taken in. Witness acted in the purchase as his own agent, and that of J. D. Williams and D. G. Worth, and the stock was purchased for the benefit of steamboat companies. Does not think Mr. Orrell had anything to do with making arrangements with Byrnes. Witness and Orrell had been together and had talked together, but formed few plans. They went together to see Mr. Ashley, to induce him to make the sale, and he was at first much displeased at the interference, but afterwards concluded to recommend the sale. In answer to question as what inducements he held out to members of Legislature to vote for the bill, witness said they wanted to improve the river and thereby make their railroad of some use. Did not remember saying he wanted to make the river a free river, nor that he wanted to sink the stock, nor does he remember saying to Mr. Slocomb or any one else that he had sold out such inducements to members of the Legislature. Such were never the intentions of witness or those of the Companies he represented. Cannot say, to his best recollection, that he had any other inducement of the Legislature at that session, that if the stock was purchased by those he represented it would be sunk. Had told persons that the tolls had been put so low they would amount to nothing. Don't recollect telling any one that the object in purchasing the stock was to get rid of vexatious litigations, but it was so in part. Did not pay tolls on the river while it was interested in stock, from August, 1867, to time of purchase, because though he run boats and carried freight, he did not consider the tolls due, and in fact part of the time they were not exact.

Some time in 1867 or '68 tolls were demanded to the amount of \$2,400 or \$2,500 and suit was brought, which was pending at the time of the purchase of the stock. The pending suits were an inducement to the purchase of the stock though advised by his attorney that the Company could not recover. Does not know how Byrnes knew he wished to purchase, and he (B) first introduced the subject. Does not know whether Byrnes was present or not when bids were opened. Ashley told witness, first bid was accepted but had concluded not to sell as at first advertised. Andrew Jackson Jones was in Raleigh at the opening of the bids and promised to aid him by getting the board together, &c., if witness would pay him from 300 to 500 dollars. Adjourned until 9 a. m. 28th.

Friday, April 28. Testimony of Mr. T. S. Lutterloh continued. The suits against him and Worth were discontinued when stock came into hands of new company. Was not interested in any Steamboat Company when he came up here to make the purchase of the stock. Got Byrnes to purchase because he could not get the Board together by himself, and because he was a Conservative and Byrnes of the other party. Agreed to pay Byrnes was made after the service was performed. Reported to J. D. Williams that he had paid Byrnes \$500, and that Byrnes would be in Fayetteville in a few days and then he would pay him the balance, \$650, which was the amount, at a dollar a share, to buy off an outsider who was running the stock. On his first visit to Raleigh witness was limited to \$5 per share, afterwards restriction was removed. The condition of river from the middle of the war to time of sale was very bad, and had not paid tolls on that account. The market value of the stock was \$5 up to time of sale. Had offered his stock to Mr. Slocomb for \$10. Had never demanded tolls as agent of new Company. The tolls were demanded by the new Company about 12 months ago, and before the work commenced they wanted money to make the improvements. Had asked Mr. Foster, member from

Bladen county for his aid in the passage of the bill and Foster asked, "was there any money in it?" Witness replied, "none from me." Had paid Foster nothing, neither Mr. Ashley. Witness retained none of the stock for himself. It was divided out among the several companies according to their interest in the several lines. The purchase was determined on about this time, the Legislature authorized the sale. Witness and Mr. Orrell might be considered as active in procuring the passage of the bill.

Dr. C. T. Murphy sworn. Was member of the session which passed the bill for the sale of the State's interest in the Cape Fear Navigation Company, and took the affirmative vote. After the vote, but before it was announced, he stepped into the lobby to speak to a friend and was accosted by Mr. Richardson, senator from Moore, and asked with much emphasis why he had voted against the bill, that he (the witness) friends in Fayetteville would be "down on him." Impression was made upon his mind either by Mr. Richardson or those favoring the bill, its passage would insure the clearing out obstructions and secure the free navigation of the river. They seemed to understand the full import of the bill. Witness thought he had voted against the bill, but afterwards recollecting in the affirmative and may have changed his vote under representation of the boat owners, represented to him that if the bill passed the river would be free, because that stock stood as an obstacle to improvement. The matter was not much talked of in the Legislature, to the knowledge of witness, though after the passage of the bill he made inquiries and satisfied himself that the advantages above named would be secured.

Mr. J. D. Williams sworn. Thinks it would cost \$3,000 to put the river in ordinary boating order, and \$2,500 per annum to keep it so. The freights on the river now, he thinks, amount to about \$150,000 per year, and the rates of toll about 12 1/2 per cent. The rates were raised by the new Company to about 15 per cent. The stock has been of uncertain value in market, with an average of about 15 per cent, with a view to making improvements, but have been reduced to about 10 per cent. The stock has been of uncertain value in market. Since the purchase of the stock, the tolls there has been rather a better feeling, though somewhat depressed during the pending litigation. Those parties against whom suits were brought for arrears of tolls were, perhaps, most instrumental in urging the passage of the resolution through the Legislature to have the charter of the company forfeited. Neither witness nor Mr. Worth nor any one in which they were concerned had anything to do with the passage of the bill for the sale of the State's stock. Before the sale had told Mr. Lutterloh he would take all or part of the stock at \$5. Witness and Worth being by far the largest boat owners in the river, and thought if their interest to buy, and would not have done so to buy, had been a boat owner. Had authorized Mr. Lutterloh to come to Raleigh and put in a bid and gave him a letter of credit for \$4,000. Did not restrict in amount of bid. Was anxious to buy because it would be of great service in controlling the operations of the navigation company.

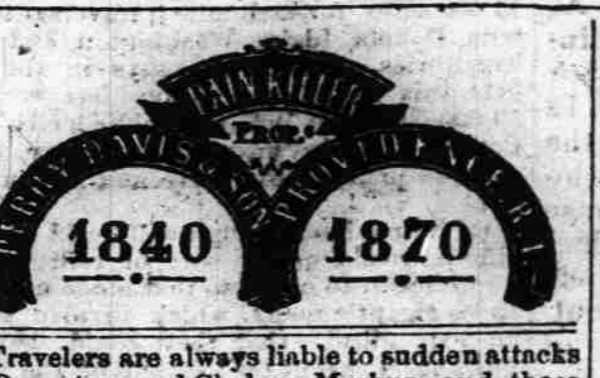
There was no understanding with Mr. Lutterloh that any part of the \$4,000 was to be used in procuring outside influence. The stock was divided equally between the mercantile firms of Williams & Merchison, and Worth & Worth. Since the purchase of the stock, the entire expenditure on the river has been about \$4,000, including cost of apparatus. Since November, 1870 the gross tolls have been about \$6,000. The company had determined to put in permanent improvements at an estimated cost of about \$12,000, but have been delayed from various causes. Witness had never stated in the streets of Fayetteville that he had paid Holden, Ashley and Byrnes \$1,150 to get the bill through and had never charged particularly any individual with relieving any certain portion of it. Had no conference with R. M. Orrell about the sale of the stock before the sale. Does not know that Byrnes had the sale under his control.

W. G. Hall, Gillespie Street, Three Doors South of Market Square, Has always CROCKERY, SALT, HARDWARE, COGN. &c.

To the Soldiers and Widows of the Soldiers of the War of 1812. THE undersigned, some twenty years since, at much trouble and expense procured record evidence of the services of almost every soldier who served in the war of 1812 from North Carolina, and is perhaps the only man in North Carolina who has such information. He has therefore procured Bounty Land for soldiers hereof, and would call special attention to our lists of soldiers, to procure a pension under an Act, Feb 14, 1871. Address him at Fayetteville, N. C. JNO. M. ROSE, m'ch 30-4eb 23 ff

W. G. Hall, Gillespie Street, Three Doors South of Market Square, Has always CROCKERY, SALT, HARDWARE, COGN. &c.

SOAP, Candles, Sauff, Tobacco, Spice, Paper, Starch, Shot, at W. G. HALL'S.



Travelers are always liable to sudden attacks of Dysentery and Cholera Morbus, and these occurring when absent from home, are very unpleasant. The PAIN KILLER may always be relied upon in such cases. As soon as you feel the symptoms, take one teaspoonful in a gill of new milk and molasses, and a gill of hot water, stir well together and drink hot. Repeat the dose every hour until relieved. If the pains be severe, bathe the bowels and back with the medicine.

W. D. SMITH & CO., No. 28 and 30 Hay Street. WE KEEP on hand a well selected stock of AGRICULTURAL IMPLEMENTS, and everything a Farmer wants low for cash.

Hardware Store OF W. D. SMITH & CO., No. 28 and 30 Hay Street. SPRING STOCK just received and constantly arriving. We keep constantly on hand the best selected stock of HARDWARE of all kinds. Carpenter's Tools, Cooper's Tools and everything in the Hardware line. We sell low for cash.

Grocery Store OF W. D. SMITH & CO., No. 28 and 30 Hay Street. A WELL-SELECTED STOCK OF GROCERIES always on hand, and will sell low for cash.

TO FARMERS. WE have on hand No. 1 Peruvian Guano, Bag's Raw Bone Phosphate, Magnesium Bonum, Pure Ground Raw Bone.

Pensions to Soldiers and Sailors of the War of 1812. THE following is an extract from a circular received this day from the Pension Office, issued under the late pension act, approved Feb 14, 1871.

Under this act three classes of claims will arise:—First, Of officers, soldiers and sailors who served sixty days who have never been pensioned. These will be entitled to a full pension of \$8 00 per month from Feb 14, 1871. Second, Of officers, soldiers and sailors who served sixty days, but who are in receipt of a pension for disability incurred in the service of the United States. These will be entitled to an increase of their pension to \$8 00 per month. Third, Of widows of officers, soldiers and sailors who served sixty days, who were married to the soldier prior to Dec. 14th, 1814, and who have not since remarried. These will be entitled to \$8 00 per month. I am prepared to prosecute all claims for pension under this act in the speediest manner and upon reasonable terms. I will take pleasure in giving any information upon the subject. Address JOHN W. HINSDALE, ATTORNEY AND COUNSELLOR AT LAW, Fayetteville, N. C., March 4th, 1871. m'ch 9m

Sixty-Five First Prize Medals Awarded THE GREAT SOUTHERN Piano Manufacturing Co., Vt. KNAB & Co., manufacturers of Grand, Square and Upright Pianos Fortes, Baltimore, Md. These instruments have been before the public for nearly thirty years, and upon their excellence alone attained an unparalleled pre-eminence, which pronounces them unequalled. Their tone combines great power, sweetness and fine singular quality, as well as great purity of intonation and Sweetness throughout the entire scale. Their touch is pliant and elastic, and entirely free from the stiffness found in so many Pianos. IN WORKMANSHIP they are unequalled, using none but the very best SEASONED MATERIAL, the large capital employed in our business enabling us to keep constantly an immense stock of lumber, &c., on hand. All our Square Pianos have our new Improved Operating Scale and the Agraffe Treble, which enable us to keep constantly a large stock of improvements in Grand Pianos and Square Grands, patented August 14 1866, which bring the Piano nearer perfection than has yet been attained. Every Piano fully warranted for five years. We have made arrangements for the Sole Wholesale Agency for the most celebrated French Organs and Melodeons, which we offer, wholesale and retail, at lowest factory prices. m'ch 9m WM. KNAB & CO., Balt., Md. COTTON, Naval Stores, and all PRODUCE, bought by W. G. HALL.

THE FLOWERS COLLECTION. READ CAREFULLY. AGUE and FEVER. The only preventive known for Chills and Fever is the use of Wolfe's Scliedam Schnapps. Wolfe's Scliedam Schnapps. Is good for Dyspepsia. Wolfe's Scliedam Schnapps. Is a preventive of Chills and Fever. Wolfe's Scliedam Schnapps. Is good for his kidney and bladder complaints. Wolfe's Scliedam Schnapps. Is used all over the world by physicians in their practice. Wolfe's Scliedam Schnapps. Is good for all Urinary complaints. Wolfe's Scliedam Schnapps. Is recommended by all the Medical Faculty. Is good for Colic and pain in the stomach. Wolfe's Scliedam Schnapps. Is limited to a certain number of purchasers will have to use caution in purchasing. I beg leave to call the attention of the readers to testimonials in favor of the Schnapps; I feel bound to say that I regard your Schnapps as being in every respect pre-emptive, pure, and deserving of medical patronage. At all events it is the purest possible article of Holland gin, heretofore unobtainable, and as such may be safely prescribed by physicians. DAVID L. MOYER, M. D., Pharmaceutical Chemist, New York.

State of North Carolina. Nathan A. Stedman and John W. Simons, Administrators of W. McIntyre, dec'd, vs Charles A. McMillan, Executor of Joseph McPherson, dec'd, Henry McPherson, G. J. Alrod and Mary Alrod, his wife.

State of North Carolina. Duncun G. McKee, assignee of James H. Pritchett, bankrupt, vs Simon H. B. Johnson, assignee of Isaac Guttmann & Son, bankrupt, vs the Sheriff of Cumberland County, Creating: YOU are hereby commanded to summon Simon H. B. Johnson, assignee of Isaac Guttmann & Son, bankrupt, to be and appear before the Court at our Superior Court, to be held for the County of Cumberland, at the Court House in Fayetteville, on the 14th Monday after the 2nd Monday of February 1871, and answer the complaint which will be deposited in the office of the Clerk of the Superior Court for said County, within the first three days of the next term thereof, and file the said defendant's answer, that if they fail to answer the said complaint within the time the plaintiff will apply to the Court for the relief demanded in the complaint. Herein fail not, and of this summons make due return. Given under my hand and the seal of said Court, this 6th day of April 1871. Clerk of Superior Court Cumberland Co. apl 6-6c

State of North Carolina. Duncun G. McKee, assignee of James H. Pritchett, bankrupt, vs Simon H. B. Johnson, assignee of Isaac Guttmann & Son, bankrupt, vs the Sheriff of Cumberland County, Creating: YOU are hereby commanded to summon Simon H. B. Johnson, assignee of Isaac Guttmann & Son, bankrupt, to be and appear before the Court at our Superior Court, to be held for the County of Cumberland, at the Court House in Fayetteville, on the 14th Monday after the 2nd Monday of February 1871, and answer the complaint which will be deposited in the office of the Clerk of the Superior Court for said County, within the first three days of the next term thereof, and file the said defendant's answer, that if they fail to answer the said complaint within the time the plaintiff will apply to the Court for the relief demanded in the complaint. Herein fail not, and of this summons make due return. Given under my hand and the seal of said Court, this 27 day of February 1871. [SEAL.] ALEX. McPHERSON, Clerk of Superior Court Cumberland Co. apl 6-6c

WIDOWS' AND ORPHANS' BENEFIT LIFE INSURANCE COMPANY, OF NEW YORK. REFERENCES:—CHARLES DEWEY, Esq., Cashier Raleigh National Bank, Raleigh, N. C. P. A. WILEY, Esq., Cashier Citizens' Savings Bank, Raleigh, N. C. EDWARD WOOD, Esq., Farmer, Education, N. C. CAPT. A. B. ARBERRY, Supt. Raleigh and Gaston R. R., Raleigh, N. C. ARCH'D F. DAIK, GERTZEL, Agent, Feb 16-ly. Special Agent.

RESTAURANT. THE well known Eating Saloon at LIBERTY POINT HOUSE, FAYETTEVILLE, N. C., is still well supplied, and prepared at all hours to furnish meals, refreshments, and the delicacies of the season. Gentlemen, clubs, transient visitors, &c., accommodated by the weak-day or single meal.

THE BAR. Is constantly and amply supplied with the best Foreign and Domestic Liquors and wine. The best CIGARS, also the celebrated OLD VELVET WHISKEY, on hand. m'ch 16-ly R. BURNS. A. A. MCKETHAN & SONS, Fayetteville, N. C.

DR. E. FLOYD, DENTIST, Fayetteville, N. C. A. MOORE, Wholesale and Retail dealer in Tobacco, Snuff and Cigars, No. 3 Green St. Fayetteville, N. C. Oct. 27, 1870. JOSEPH UTLEY & SON, Grocers and Commission Merchants AND DEALERS IN Hardware and General Merchandise, Fayetteville, N. C. January 5, 1871. FAYETTEVILLE HOTEL, LIVERY STABLES. PASSAGE can be had to and from the Boats, about town, out in the country, or to any of the neighboring towns. JACKSON JOHNSON, Jan 27 1y.

JAS. L. COOLEY, Agent for the Sale of McKethan's Buggies and Carriages, Manufacture of and Dealer in Harness, Saddles, Bridles, Whips, Collars, Horse Blankets, SHOES, ETC., N. C. All kinds of Repairing done on short notice. nov 3-ly ALEX'S STUFF. JNO. W. HENSON, JAS. SPURGEON, SPRUNT & HINSON, COTTON FACTORY AND COMMISSION MERCHANTS, WILMINGTON, N. C. Refer to James Dawson, Esq., Banker, Wilmington, N. C. aug 4-ly NAVASSA GUANO! NAVASSA GUANO! AT wholesale or retail for cash or on favorable terms, by Feb 16-ly W. G. HALL, Agent.

IRON FOUNDRY. J. W. EMMITT & SON, 7 Miles South of Fayetteville, N. C. MANUFACTURE all kinds of Castings and Agricultural Implements. We call attention to our Flow Castings, Mill Gearing, Horse Powers for cotton gins, Hollow-ware, Cast-Irons, Reelers, &c., on hand. All foundry work necessary for Farmers and Mechanics, made to order and in best style of workmanship. J. W. EMMITT & SON, Fayetteville, N. C. m'ch 30-4f Claims of Southern Loyalists WM. A. GUTHRIE, ATTORNEY AT LAW, Fayetteville, N. C., will give special attention to the collection of claims under Act of Congress, approved March 4th, 1871, for compensation for property taken from Southern Loyalists for the use of the United States armies during the late war. m'ch 23 sep 29-ly