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THE MORNING STAR  
GOES ONE YEAR.  
FROM \$2.00 TO \$3.00 CHEAPER  
Than Other Dailies of its Class in  
North Carolina.

# THE MORNING STAR

VOL. LX.—NO. 25.

WILMINGTON, N. C., TUESDAY, APRIL 20, 1897.

WHOLE NO. 9,158

SUBSCRIPTION RATES.  
REDUCED TO \$5.00.  
BUT NO REDUCTION IN SIZE  
OF PAPER,  
OR IN QUANTITY OR QUALITY  
OF READING-MATTER.

Published at the Postoffice at Wilmington, N. C., as Second-Class Mail Matter.

POST OFFICE—April 20  
Sun Rise..... 5:31 A. M.  
Sun Set..... 6:38 P. M.  
Sun's Length..... 13 h 17 m  
High Water at Southport..... 9:54 A. M.  
High Water at Wilmington 11:54 A. M.

The Weather.  
U. S. DEPT. OF AGRICULTURE.  
WATER BUREAU.  
WILMINGTON N. C., April 20.  
Temperature 8 a. m., 68°; 9 p. m., 65°.  
Maximum, 71; minimum, 51; mean, 64°.  
Rainfall for the day, .08; rainfall since 1st of month up to date, .92.  
Weather conditions for twelve hours ended at 3 p. m. April 19th, furnished by the Weather Bureau office:  
The high barometer area from the northwest has moved rapidly eastward, with highest barometer to night over Lake Michigan. Fair, much colder weather prevails north and northeast of the Mississippi valley, with freezing temperatures over the Ohio valley and the lakes.  
The barometer is lowest along the coast from Virginia north, and over Oklahoma Territory. Moderate gales are reported along the Lower Lakes and the north Atlantic coast. Generally fair weather prevails, except light local rain falling at Kansas City. Local showers occurred during the day over Florida and New York. The temperature is rising rapidly in the far West and Northwest.

FORECAST FOR TO-DAY.  
For North Carolina, decidedly colder; northerly winds.  
FAVETTESVILLE, N. C., April 17.—At 8 a. m. the stage of water in the Cape Fear river was 10.0 feet and rising.

OUTLINES.  
The Senate passed the Indian Appropriation bill yesterday; Morgan endeavored to take up the Cuban resolution, but gave way for an executive session.  
Over a thousand square miles of land on the east side of the Mississippi below Vicksburg are under water, all cotton country, that in 1890 produced 112,000 bales. — Business portion of town of Berea, Ohio, destroyed by fire; loss \$80,000. — An Italian expedition in Abyssinia reported to have been annihilated. — Senator Pritchard and Congressman Linsay having endorsed T. R. Parrell for the vacant U. S. Judgeship, it is believed his appointment will be made shortly. — The Senate has agreed to vote on the arbitration treaty May 5th. — Butler, of North Carolina, has introduced a bill in the Senate directing the Secretary of the Treasury to take possession of and operate the Union and Pacific Railroads.

## IMPORTANT ANNOUNCEMENT

Attention is called to the following REDUCED RATES of Subscription TO THE MORNING STAR:  
TO MAIL SUBSCRIBERS.  
Twelve Months.....\$5.00  
Six ".....2.50  
Three ".....1.25  
Two ".....1.00  
One "......50  
TO CITY SUBSCRIBERS.  
The STAR will be delivered by carrier at any point in the city at 12 cents per week, or 45 cents per month.

We do not know that Senator Nelson, of Minnesota, was ever accused of being a joker, but this looks like a joke. He is going to urge an amendment to the tariff bill, giving the President authority to suspend the duties on any article when he becomes satisfied that such article is controlled by trusts or combinations. Does Mr. Nelson think Mr. McKinley would jump on to Mark Hanna and the other fellows who helped to make and put him where he is?

Some New York preachers say that bicycling on Sunday is sinful, while some of the churches are putting up bicycle annexes, where the bicycles may be housed during service. Some people think it is sinful to prepare a warm dinner on Sunday, and others think it sinful to go out on the suburbs to take a cool drink. The fact is there is a large variety of opinions on this subject.

Our English cousins used to be very much shocked at holding negroes in slavery but the Government of our English cousins has butchered thousands upon thousands of Africans, because these Africans objected to having their land gobbled up by English trading and mining companies.

## NEW ADVERTISEMENTS.

S. W. SANDERS—Corner in yard, MASONIC—Meeting Will. Lodge. NOTICE—Members Royal Arcanum

## PERSONAL PARAGRAPHS

Mr. W. W. Green, of Raleigh, was registered here yesterday.  
The STAR regrets to learn of the sickness of Mr. W. W. Vick.  
Messrs. Ned Sanders and J. H. Mallard left yesterday on a business trip.  
Mr. and Mrs. W. D. McMillan, Jr., of Washington, N. C., are in the city.  
Mr. W. N. Marine, of Marine's, was in the city yesterday making business calls.  
Mr. E. J. Best, Esq., of Goldsboro, was among the arrivals in the city yesterday.  
Mr. R. P. Hinton, of Jacksonville, was here yesterday, calling on wholesale merchants.  
Mr. J. A. Westbrook, of Mt. Olive, one of the leading fruit growers, was in the city yesterday.  
Mr. Thos. E. Myers and Miss Carrie Myers have gone to Raleigh to attend the marriage of their brother.  
Among the arrivals in the city yesterday were H. Cumming, Rocky Mount; W. P. Shiver and L. S. Hattell, Leon; J. R. Chamberlain, Raleigh; J. N. Gillie, Southern Pines; G. B. D. Parker, Chesapeake; T. J. Ferguson, Ocean View.

## BY RIVER AND RAIL.

Receipts of Naval Stores and Commodities.  
Wilmington, Columbia & Augusta R. R.—103 bales cotton 7 casks spirits turpentine, 48 bbls tar.  
Cape Fear & Yadkin Valley R. R.—6 bbls turpentine, 8 bbls tar.  
Steamer E. A. Hayes—7 casks spirits turpentine, 48 bbls rosin, 42 bbls turpentine.  
Steamer Driver—58 bbls rosin, 67 bbls turpentine.  
Schooner Joseph—7 casks spirits turpentine, 200 bbls rosin.  
Schooner William—8 casks spirits turpentine, 73 bbls rosin.  
Rail—77 bbls rosin.  
Total receipts—Cotton, 123 bales; spirits turpentine, 39 casks; rosin, 461 bbls; turpentine, 42 bbls; turpentine, 1 bbl.  
Death of Mrs. B. F. Gosford.  
Mrs. Eleanor Gosford Galton, relict of the late Hayward W. Galton, died Sunday afternoon last at her home, Owen Hill, on the Cape Fear river in Bladen county, in the 77th year of her age. Mrs. Galton had many relatives in this city and elsewhere in the State by whom she was greatly beloved. She was the only daughter of Hon. John Owen, of Bladen county, who held many positions of honor and trust, and was Governor of North Carolina in 1898-90 and died in 1841.

## DECEASED HERE.

A number of prominent citizens of Newbern came over yesterday to witness the quo warranto proceedings. Among them were Mayor Wm. Ellis, Mr. Chas. L. Stephens, of the Journal, W. D. McIver, Esq., and Owen Galton, Esq.  
If there is anything you want, advertise for it. Is there anything you don't want? Advertise it in the Business Locals of the STAR. One cent a word. But no ad. taken for less than 30 cents.

## LOCAL DOTS.

Items of Interest Gathered Here and There and Briefly Noted.  
—The new elected vestry of St. Paul's church are requested to meet at the rector's to-night at 8 o'clock.  
—A very delightful excursion was given to a number of young people on the steam launch *Almont* yesterday.  
—The Easter egg hunt of St. Agnes' Guild, given yesterday afternoon in St. James' church yard, was well attended.  
—A cablegram from Gibraltar, received yesterday, announced the safe arrival at that place of Col. K. M. Marchion and party.  
—The monthly meeting of the Daughters of the Confederacy, called for yesterday, was postponed until Thursday afternoon.  
—The case of criminal assault against Dr. A. R. Reynolds, colored, came up for trial in Justice McGowan's court yesterday, but was postponed until Wednesday.  
—Easter Sunday was celebrated appropriately by the Catholic, Episcopal and Lutheran churches of the city. A special programme (published in full in the STAR Sunday) was observed in each church.  
—The advance sale of seats for the comedy "Gloriana," which will be presented by home talent at the Opera House Friday night for the benefit of the "Shelter," will commence to-morrow morning at Gerkes'.  
—In the Police Court yesterday Owen Dove, colored, was adjudged not guilty of shooting Mr. Nathaniel Failes, but was placed under a \$50 bond for his appearance at the next term of Criminal Court for carrying a concealed deadly weapon.

Burglars entered the store of Humphrey & King, corner Sixth and Chestnut streets, early Sunday morning, but took flight and left making away with very great inroads on the stock. Two or three hams and twenty-five cigars were all the articles missed. Evidence was effected through one of the windows.  
Mr. Ricard said he thought it would be best to read the complaint and see if there were any disputed facts before a jury was empanelled.  
Mr. Ricard stated that he didn't think they would need a jury.  
Iredell Meares, Esq., read the complaint of W. N. Harris, et al., vs. S. P. Wright, et al., Marsden Bellamy, Esq., read the answer of the defendants.

The allegations contained in the first article of the complaint were admitted. All the allegations contained in the second article of the complaint were admitted, except so far as it required that the plaintiffs hold over as charged by the charter of the City of Wilmington, public laws of 1878, chapter 192, which was denied, and the defendants alleged that the plaintiffs held over by virtue of the act to amend the charter of the City of Wilmington ratified the 9th day of March, 1895. The allegations contained in the fourth article were also admitted, and the defendants further averred that all the parties therein named (Mayor Wright and his Board, and Aldermen Fennell, Springer and Yopp) were duly and legally qualified as Aldermen according to law. The allegations in the fifth article were admitted. The allegations contained in the sixth article were denied; defendants had no information sufficient to form a belief, except that the defendants Springer, Yopp and Fennell notified the defendants Walker and Green to meet with them for the purpose of organizing a city government and that the defendants Walker and Green refused to meet. All the allegations in the seventh article were denied, except that it was the duty of the plaintiffs to continue in office until their successors should be elected, and in further answering the article the defendants alleged that the act of the Legislature ratified March 6, 1897, is constitutional and valid, and that the defendants were duly organized and qualified as Mayor and Board of Aldermen of the City of Wilmington, according to law, by virtue of and in pursuance of said act, and are rightfully, lawfully and constitutionally in possession of said offices and the city property, and have the right to administer the government of the city. All the allegations contained in the eighth article of the complaint were denied.

Herbert McClammy, Esq., read the answers of defendants Walker, Taylor, W. E. Springer, W. E. Yopp and Owen Fennell to the complaint.  
The allegations contained in the first, second and third articles of the complaint were admitted. The allegations of article four were admitted to be true so far as set forth that the Governor, under act of 1897, appointed five aldermen and that five aldermen, one from each ward, were elected, but the defendants, Springer, Yopp and Fennell, alleged that they had duly qualified as aldermen and had taken the oath of office as required by law and believe that A. J. Walker and E. M. Green also qualified as aldermen according to law. The allegations of articles five and six were admitted, answering the allegations contained in article seven of the complaint the defendants alleged that the act of the Legislature, ratified the 9th day of March, 1897, is unconstitutional and void, so far as it confers the power upon the Governor to appoint one alderman from each ward, and that the election held thereunder was valid, and that Springer, Yopp, Fennell, Green and Walker were duly elected; that at a meeting of a majority of the members of this Board of Aldermen, Walker, Taylor was elected mayor of the city of Wilmington. The allegations in the eighth article were admitted to be true. For a further defence and counter claim the defendants alleged that the act of the Legislature of 1897, set out in the complaint, is as they were advised and believed constitutional and valid, in so far as to provide for the election of five aldermen and that the defendants Fennell, Springer and Yopp were duly elected aldermen in their respective wards, and five duly and legally qualified by taking the oath of office.

## THE SUPERIOR COURT.

### TRIAL OF THE CONTESTED CITY ELECTION CASES.

A Great Array of Legal Talent—Complaisant and Answer to Allegations—Arguments By Counsel Herein—Will Be Continued To-Day.  
Upon the reassembling of the Superior Court yesterday morning the cases of State of North Carolina in relation to W. N. Harris et al., vs. S. P. Wright et al., and State of North Carolina in relation to H. McClammy et al., vs. S. P. Wright et al., were called. Quite an array of legal talent was represented on all sides; Ricard & Bryna and Bellamy & Bellamy appearing for the defendants, S. P. Wright, H. C. Twining, J. G. Norwood, B. F. Keith, D. J. Beason, C. L. Spencer, J. A. Walker, and E. J. Meares, Geo. Roaneter, Esq., and Iredell Meares, Esq., appearing for the plaintiffs, W. N. Harris, W. C. Van Gahn, T. D. Meares, R. W. Hicks, W. H. Northrup, Jr., J. O. Nixon, T. J. Rose and J. D. Cameron, Frank McNeill and H. C. Twining, Esq., representing defendants Walker, Taylor, W. E. Springer, Owen Fennell and W. E. Yopp; Janias Davis, W. B. McKoy, John D. Bellamy, Esq., and Col. T. W. Strange representing plaintiffs H. C. Twining, Jas. C. Mands, W. E. Mann, C. L. Spencer and Washington Catlett.  
On motion of A. G. Ricard, Esq., the two cases were consolidated.  
Mr. Ricard then inquired if the claimants filed bonds. Mr. John D. Bellamy, Jr., answered that his clients had, and Mr. McNeill said his side had not filed a bond, but would do so shortly.  
Geo. Roaneter, Esq., announced that his side was ready for trial, and Messrs. Ricard, McClammy and J. D. Bellamy then announced that their respective sides were ready for trial.  
Mr. Ricard said he thought it would be best to read the complaint and see if there were any disputed facts before a jury was empanelled.  
Mr. Ricard stated that he didn't think they would need a jury.  
Iredell Meares, Esq., read the complaint of W. N. Harris, et al., vs. S. P. Wright, et al., Marsden Bellamy, Esq., read the answer of the defendants.

The allegations contained in the first article of the complaint were admitted. All the allegations contained in the second article of the complaint were admitted, except so far as it required that the plaintiffs hold over as charged by the charter of the City of Wilmington, public laws of 1878, chapter 192, which was denied, and the defendants alleged that the plaintiffs held over by virtue of the act to amend the charter of the City of Wilmington ratified the 9th day of March, 1895. The allegations contained in the fourth article were also admitted, and the defendants further averred that all the parties therein named (Mayor Wright and his Board, and Aldermen Fennell, Springer and Yopp) were duly and legally qualified as Aldermen according to law. The allegations in the fifth article were admitted. The allegations contained in the sixth article were denied; defendants had no information sufficient to form a belief, except that the defendants Springer, Yopp and Fennell notified the defendants Walker and Green to meet with them for the purpose of organizing a city government and that the defendants Walker and Green refused to meet. All the allegations in the seventh article were denied, except that it was the duty of the plaintiffs to continue in office until their successors should be elected, and in further answering the article the defendants alleged that the act of the Legislature ratified March 6, 1897, is constitutional and valid, and that the defendants were duly organized and qualified as Mayor and Board of Aldermen of the City of Wilmington, according to law, by virtue of and in pursuance of said act, and are rightfully, lawfully and constitutionally in possession of said offices and the city property, and have the right to administer the government of the city. All the allegations contained in the eighth article of the complaint were denied.

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Mr. Meares said it would not be amiss to state the four aspects of the case as it would be presented. If the act in question, he said, is constitutional, then the other questions which arise will have no effect; if held unconstitutional *in toto* then the election held is invalid and the plaintiffs Harris et al. contend that they are the de facto and de jure officers; if the act is unconstitutional in part that gives the Governor the power to appoint an alderman from each ward, it reduces the Board of Aldermen from ten members to five and the defendants Fennell, Yopp, and Springer contend that they with the defendants Walker and Green constitute a board of five aldermen; if the act is unconstitutional, and the election was held under the old law, then the plaintiffs H. C. Twining, et al., claimed that they are elected and constitute the Board of Aldermen, together with the defendants Springer, Yopp, Fennell, Walker and Green.  
Janias Davis, Esq., and Col. T. W. Strange, counsel for A. M. Green et al., here interrupted the speaker to announce that they contended that their clients were elected under the election held under the old law or the new.  
Herbert McClammy, Esq., stated that his clients contended that they, together with the defendants Walker and Green, constituted the Board, elected under the act in question.  
Continuing, Mr. Meares said that his side would argue that the act in question giving the Governor the power to appoint five of the ten aldermen, was unconstitutional for it was taking away from the voters the power to elect the aldermen, and that it was a violation of a cardinal principle—the right of cities and towns to local self-government. The Legislature, he said, could not delegate the appointment of five aldermen to the Governor, unless a grant in the constitution of the State giving the Legislature that power can be found, and the difference of the act in question were unconstitutional, the whole was. In support of his position Mr. Meares cited Green's "History of the English People." Taylor's "Origin and Growth of the English Constitution," the opinion of Justice Brown in case of "People vs. Draper,"

## GOVERNMENT BONDS.

The following paragraph is from an interesting and practical communication from Mr. D. L. Gore, of Wilmington, N. C., to the *Cincinnati Price Current*, and gives his ideas on the sale of United States bonds to farmers, and the ability of the latter to buy them:  
"I have thought if there could be United States bonds for sale, say at a few of the principal postoffices of each county in every State, and let the bonds be in as small denominations as \$25 each, and let the farmer who labors with his hands, as well as mechanics and all other people who labor with their hands, have the best chances to buy these bonds, they would buy many of them, and each one who becomes a bondholder would become a lover of his country. Some would say this class of citizens can't buy the bonds. Here in North Carolina we have as it were flood tides and ebb tides in all lines of business. When crops are good and prices good the farmer has his flood tide, and when crops and prices are poor he has his ebb tide, and the same way with the mechanics and other wage-earners. When wages are high and employment regular that is their flood tide, and when work is scarce and wages low that is their ebb tide, so when there are on the flood they can buy bonds, and when the ebb comes they have a solid investment to pull them through the hard times as well; not like it often is when the thrifty worker has a piece of bonded town or country property or some stocks hardly worth the paper which they are written on."  
—Last night, shortly before 12 o'clock, an alarm of fire was sent in from box 18, Seventh and Harrett streets. The fire was in an unoccupied frame store, corner of Sixth and Bladen streets, the property of Mr. Hill Terry. The building was badly damaged.

## CHAMBER OF COMMERCE.

Special Session—Arrangements for Advertising Wilmington in Hanover County Discussed.  
The Chamber of Commerce met in special session yesterday at 8:30 p. m. The first business transacted was the election of Messrs. H. L. Fennell and H. E. Bonits as members of the chamber.  
The advance sheets of the publication setting forth the advantages and resources of New Hanover county had been received and were examined by the members.  
Mr. J. C. Stevenson made his report as chairman of the committee to secure from the Board of Commissioners the appropriation to meet the expense of advertising in the special S. A. L. edition of the *Manufacturers' Record*. He reports \$100 appropriated by the Board of Aldermen, but no appropriation from the Board of Commissioners, which, however, had the matter under advisement and would have made the appropriation unhesitatingly but for the fact that \$300 for advertising purposes had been only recently appropriated. The committee was continued.  
Mr. Andrew J. Howell, Jr., reported having written Mr. Frank Haywood, of Philadelphia, in regard to the visit of the Pennsylvania editors, according to the directions of the Chamber at a previous meeting, and read a letter from Mr. Haywood, stating that the editors could not arrive before the 27th of May, leaving on the 28th. The letter was turned over to the secretary for a reply.  
Mr. J. C. Stevenson, for the Nashville Centennial committee, reported that the committee had met with Capt. John T. Patrick, selected ten members for free transportation to Nashville, appointed a number of sub-committees to arrange for the clam bake and the different exhibits, prepared an invitation to send to the press and Exposition officials, together with the advertisement for the Wilmington panel in the S. A. L. car. The invitation reads as follows:  
MAY 20TH. 1897.  
WILMINGTON, N. C.  
The Chamber of Commerce of the city of Wilmington cordially requests the pleasure of your presence at a reception at the S. A. L. building, Centennial grounds, Nashville, Tenn., 10 o'clock a. m., till 4 o'clock p. m.  
The advertising that will appear in the car, with proper display, 'Wilmington, N. C. The manufacturing and seaport town of the State. Terminus of five trunk lines. Ocean steamers to all parts of the world. The center of large trucking, fish, rice, naval stores and lumber interests. Cheap lands adapted to small fruit and early vegetable culture within easy reach of the large Northern markets. Parties looking for locations to settle should write to the Chamber of Commerce.  
Mr. Stevenson stated that \$300 would be required to pay cost of exhibit and reception at Nashville.  
After some discussion the Chamber adjourned.

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