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THE MORNING STAR.

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The Morning Star.

OUTLINES.

Dead body of unknown man found near Middleburg, Clinton, Tenn. —— Schooner Bertha F. Walker, badly damaged, arrived at New York twenty-four days out from Port Royal, S. C. —— W. S. Love, of Savannah, missing from home several months, has been found in Denver, Col. —— Two sailors from a wrecked fishing schooner picked up at sea and landed at New York. —— Lewis Nixon continued his testimony in the Shipbuilding Trust case. —— The First National Bank of Allegheny, Pa., suspended yesterday, as a result of the failure of the Federal National Bank, Pittsburg. —— One of the Catholic nuns at an orphan's home, Wheeling, W. V., was beaten, gagged and robbed by four burglars, supposed to be tramps. —— Typhoid fever has broken out at the Virginia Military Institute. —— Customs officers at New York seized jewels valued at $50,000. —— The Acme Harvester Co., Peoria, Ills., has failed. —— The Chattanooga and Iowa torpedo boiler under construction at Elizabeth, N. J., have been taken to the Brooklyn navy yard to be completed. —— Express messenger on New York Central railroad was attacked by two robbers in his car and badly beaten. —— Two hundred of Dowie's followers in New York are tired of their leader. —— Seven of the students at Washington and Lee University are ill with typhoid fever. —— New York markets: Money on call steady, lowest 1½ per cent; cotton steady at 10c; flour was steady with sales checked by the wheat decline; wheat—spot easy, No. 2 red 85c; corn—spot steady, No. 2 51½c; oats—spot quiet, No. 2 43c; rosin firm; spirits turpentine dull.

WEATHER REPORT.

U. S. DEP'T OF AGRICULTURE, WEATHER BUREAU, WILMINGTON, N. C., Oct. 22.

Meteorological data for the twenty-four hours ending at 8 P. M.:

Temperature: 8 A. M., 59 degrees; 8 P. M., 67 degrees; maximum, 75 degrees; minimum, 57 degrees; mean, 66 degrees.

Rainfall for the day, .00; rainfall since first of the month to date, 3.16 inches.

COTTON REGION BULLETIN.

Fair weather has prevailed in all districts with slightly higher temperature.

FORECAST FOR TO-DAY.

WASHINGTON, Oct. 21.—For North Carolina: Fair Friday and Saturday. Cooler in the interior Friday. Winds shifting to fresh northwest.

Port Almanac—October 23.

Sun Rises	6.14 A. M.
Sun Sets	5.19 P. M.
Day's Leng'h	11 H. 1 M.
High Water, Southport	9.59 P. M.
High Water Wilmington	12.29 A. M.

Red-headed girls should never wear celluloid combs in their hair.

The advance of five per cent. in diamonds is no inducement to editors to redeem their jewelry from the pawn shops.

Mr. Bryan says he has not "abandoned free silver." No sir-ree. Every silver dollar paid for the *Commoner* is as good as gold.

The snake eater and his boon companion, the megaphoner, did not come, to the profound regret of the snake editor of the STAR.

If his vehicle of transportation has any significance, Tom Johnson auto run things to suit himself in the Ohio campaign.

The newspapers of the country, North and South, and of every party and creed, are practically unanimous in their condemnation of the Tillman verdict.

The Autumn girls are having a glorious time this week. They throng the streets and at night they shower confetti on the boys, who submit meekly to the inevitable.

In order to be "fit as a fiddle," Japan is practicing on the solar plexus of a stuffed bear skin. She believes in the old saying, "the battle is not always to the strong."

Greensboro has another claim to being a modern city. During the recent fair there were sixty successful stunts performed by the pickpockets. This beats Charlotte all to pieces.

And now Cresceus has broken the world's trotting record again. Time 1.59¼. So it goes; and it is painful to reflect that the smashing of the world's record will continue until none of it is left.

The days of combines and trusts are not yet numbered. Mr. George H. Peters, of the naval observatory, now informs us that the spots on the sun have consolidated. So, old Sol is going to have a hot time.

Senator Teller says the Democrats of Colorado would be satisfied with either Senator Gorman or Judge Parker as a Presidential candidate. And we believe the same may be said of the South. As between the two the preference of New York Democrats would have a marked influence. The result of the State election in Maryland, now about ten days off, will probably decide the question of Senator Gorman's candidacy.

LAYTON CARNIVAL SOLD.

Bill of Sale Transferring Property of Company Now Exhibiting Here Filed for Record Yesterday.

A bill of sale was recorded at the Court House yesterday transferring from Messrs. W. L. Layton and W. H. Swanson to J. F. White, of Charleston, W. Va., for $1,605, the entire lot of tents, baggage and all other appurtenances of the Layton Carnival and Fireworks Company, now exhibiting in this city under the auspices of the Junior Order of United American Mechanics. The sale was consummated through the law firm of Messrs. Stevens, Beasley & Weeks, and it is announced that the sale is a bona fide one in every respect. Mr. White has been connected with the company for some time and will retain Messrs. Layton and Swanson as employed managers.

The bill of sale includes all the various attractions here with the company except the "hobby horses" and Ferris wheel, which are owned by other parties and operated in connection with the Layton Company. The attractions are enumerated in the bill of sale as the "Holy City," "Trip to the Moon," "Red Dome," "Statue Turning to Life" and "Lunette, the Flying Lady," "Old Plantation," "House Upside Down," and all the tents, scenery and enclosures for the fireworks display of "Mt. Pelee in Eruption."

The sale, of course, will not interfere with the continuance of present carnival. The change in ownership went into effect yesterday morning.

LOCAL DOTS.

— The "Hoity-Toity" company leaves at 6 o'clock this morning for Charleston.

— Southport *Standard*: "All the fish factories are running full blast, and fish are being caught in great abundance."

— Southport *Standard*: "Owing to the expected low price of peanuts, a good many acres have been left for fattening pork."

— The menhaden fisheries down the river are beginning operations for the season, which fishermen say promises to be quite successful.

— A boy is wanted at the STAR Office to work in the Job Department. One who has some experience in running job presses preferred. Must be a resident of Wilmington.

— The contract for building the new Brunswick county jail has been awarded to Mr. A. J. Robbins, of Southport, over three bidders from the North. The price is $6,738. Work will begin after Nov. 1st.

— By deed filed for record yesterday L. D. Bordeaux and wife transferred to J. S. Sneeden for $37.50 house and lot on Dawson street, 132 feet from southeast corner of Second and Dawson, 33x66 feet in size.

— Southport *Standard*: "Mr. and Mrs. R. B. Morse arrived last week from New York, and will make Southport their future home, Mr. Morse having accepted a position as engineer of the tug 'Alexander Jones.'"

— New goods are arriving daily at Vann's Cigar Emporium, No. 10 North Front street. "Have you tried the new brands?" is a pertinent question the proprietors ask in an advertisement elsewhere. They claim to handle the best line of cigars in the city.

— Rev. Dr. S. Mendelsohn, who went to Philadelphia to attend the funeral of the late distinguished Dr. Jastrow, telegraphs that he will reach the city to-day and conduct services as usual in the Temple of Israel at 8:15 o'clock this evening.

— Southport *Standard*: "We learn that the bids for the improvements at Fort Caswell were forwarded to Washington this week, and that the contracts will likely be let next week. It is stated that our enterprising townsman, A. J. Robbins, was the lowest bidder and will most probably be awarded the contract."

— Supply correspondence of Southport *Standard*: "Mr. R. W. McKeithan has sold his store and still to Mr. Richmond Galloway. The trade will go into full effect January 1st, 1904. Mr. McKeithan has been a successful merchant for more than 20 years, but says he will retire now from a business life to a farmer's."

— The handsome piece of statuary belonging to the choral association of the Temple of Israel which has been on exhibition at Solomon's shoe store for disposal for the benefit of the organization to which it belonged, has been won by Mrs. H. A. Forlmann. It was transferred to its new owner yesterday.

Popular Wilmingtonian To Wed.

Friends in the city yesterday received handsomely engraved invitations which read as follows: "Mrs. M. M. Davis invites you to be present at the marriage of her niece, Selma A. Barrett, to Mr. James W. Daniel, Wednesday evening, Oct. 28th, at 8 o'clock, 1903, at the Methodist church, Bishopville, S. C." Mr. and Mrs. Daniel will be at home after Nov. 5th at 1023 North Third street, Wilmington, N. C.

NEW ADVERTISEMENTS.

Notice—In bankruptcy.
A. David Co.—Correct clothing.
Gaston D. Phares & Co.—Do you?

BUSINESS LOCALS.

Wanted—Young man.
Vann's Cigar Emp'm—New goods.

CARNIVAL A SUCCESS.

Crowds Thronged the Midway Again Yesterday Afternoon and Last Night.

THE FIREWORKS TO-NIGHT.

Management's Grand Public Display Will Take Place at Ninth and Red Cross Streets — A Burlesque Parade and Coronation.

Numerically speaking, the carnival crowds were somewhat diminished yesterday afternoon and last night, but what was lost in proportions was gained in comfort and convenience for the thousands who whiled away a time on the midway or grouped inside the tents to see the attractions. Wednesday night the shows were overrun and the tents were not large enough to hold the people, resulting in unavoidable discomfort for the ladies and children. Tuesday night there was plenty of room; the people were experimenting and there was hardly crowd enough to make the midway interesting. But last night a happy medium between the two was struck and everybody had a good time. The shows grow better with age and the morality of them has been accepted by the masses. The "Juniors" bid fair to make a tremendous success of the affair, despite all the objection which they had to encounter at the outset.

Confetti throwing is still the rage and bushels of the vari-colored commodity are being dished out by the cajoling fakirs, the winsome young ladies at the confetti booths and the persuasive youngsters in the streets. The rubber ball nuisance has not yet made its appearance and the carnival cane objection by which the hatters profit are not so generally used as at former carnivals. In spite of the argument that "it's all town people," many folks from the country are here, but whether trade picks up to any appreciable extent by their presence "on pleasure bent" is a question for the shop-keepers. The hotel registers and the testimony of train conductors is sufficient evidence that some people from elsewhere are being attracted here by the fair.

Remaining days of this week, if the weather is fair, promise to be just as successful as those gone by. To-night the management promises the public a brilliant fireworks display at Ninth and Red Cross streets. There is always so much uncertainty about affairs of the fireworks kind that the carnival committee was sought out last night and asked for a candid expression upon the affair. The committee assures the public of the positive guarantee of the Layton Company that the display will take place. If it doesn't, after its extensive advertisement, a generous but not-to-be-imposed-upon public will want to know the reason why. The display is promised at Ninth and Red Cross streets, inside an enclosure. A small admittance fee will be charged. Superintendent of Transportation Merrell, of the C. R., L. & P. Co., says he will have plenty of cars to take the people out there at any hour. They will leave Front and Princess streets and there will be no occasion for crowding.

A feature of the carnival merry-making, not on the programme and therefore witnessed by only a small crowd, was a burlesque on "Crowning the King of the Carnival" which took place shortly after Wednesday midnight. The idea was conceived by the young men of the Coast Line shops. A parade from Front street to the music of "gazooks," moved to just in front of the Bonitz House, where Mr. Chas. R. Kriner was crowned with imposing ceremonies, Wilbur Dosher having delivered an oration. The King, clad in overalls, bearing a placard, proclaiming his station, was seated in a box on two wheels, drawn by his Inferior Subjects.

The parade of His Majesty was commanded by Lieutenant Jno. McAllister. The artilleried guard to the King was composed of J. W. Orrell, Geo. King, W. Brand and "Inky" Davis. The band was made up of Green, Murphy, Davis, Kennedy, Rubell, Shepard.

DEATH OF GOOD WOMAN.

Mrs. Amelia Schutte Passed Away Rather Suddenly Yesterday—Funeral.

Friends in the city will learn with sincere regret of the death of Mrs. Amelia Schutte, widow of the late Henry Schutte, which occurred rather suddenly at 2:30 o'clock yesterday afternoon at the home of her nephew, Mr. Victor E. Zoeller, No. 616 Chesnut street.

Mrs. Schutte was born in Germany and had reached the advanced age of 76 years. She came to Wilmington in the early sixties and had been a resident here ever since. She is survived by one brother and one sister, the last named residing in Jersey City. Messrs. Victor E. and August H. Zoeller, of this city, are nephews of the deceased. She also has relatives in Tarboro, N. C. The funeral will be conducted from the late residence this afternoon at 3:30 o'clock; thence to St. Paul's Lutheran church and Oakdale cemetery.

May Lease the "Hawes."

Mr. J. A. Dew, of Beria, Pender county, was in the city yesterday. He says the Black River Steamboat Co. is thinking of leasing the steamer "R. A. Hawes" until the company can build a steamer of its own later. Mr. Dew is an officer and large stockholder in the Black River Co.

RAISED ONE DOLLAR NOTE.

Country Negro Charged With Tampering to Advantage With Currency of the Realm—In the Federal Court.

Charged with the serious offence against the Federal laws of having raised a one dollar bank note to the denomination of a twenty, Oscar Lambertson, a negro riverman from Canetuck, Pender county, was arrested by Policeman E. J. Grimsley yesterday and turned over to United States Commissioner S. P. Collier. Lambertson has been coming to Wilmington several years on wood flats and yesterday he spent the day here. Sam Marshall, another young negro, asked him for the loan of a dollar and Lambertson gave the raised bill to his friend and told him if he would get it changed he would lend him the amount asked. Marshall took the money to a Mr. Horne, of Long Creek, Pender county, and secured the change, giving Lambertson the silver except the dollar he borrowed. Mr. Horne, innocent of the fact that he was carrying a bogus "twenty," gave it to a clerk in Solomon's store in payment of some goods. The clerk at once detected the crude work of the artist and informed Mr. Horne that the note was raised. Mr. Horne then sought out Marshall and in turn the latter found Horne and turned him over to Policeman Grimsley. At the police station Chief Furlong remanded the case to Commissioner Collier and in the afternoon Mr. Collier gave Lambertson a preliminary hearing. Hon. John D. Bellamy appeared for the defence and his client testified that he had found the bill the night previous on Second street. The negro gave the required bond of $100 in cash and was bound over to the next term of the U. S. District Court in Wilmington.

With the negro's characteristic utter disregard of the "eternal fitness of things," the figure "20" from a Confederate bill had been pasted over the "1" on the original paper and the portrait of Alexander H. Stephens on a Confederate bill had been pasted alongside the likenesses of Abraham Lincoln and Grant on the United States note.

"HOITY-TOITY" A BIG SUCCESS.

Weber & Fields' Giant Production Scored Great Hit at the Theatre.

Weber & Fields' greatest of musical comedy successes, "Hoity-Toity," with a combination of all star leads and a well-trained, shapely chorus, rich in magnificent costumes and gorgeous scenery, was seen last night at the Academy by an audience which was large and bubbling over with laughs and smiles from beginning to end of the big production. There was plenty of snap and breeziness all the way through and a brightness about the whole affair which captivated everybody under the roof of the theatre. Even the players themselves must have found it difficult to suppress a laugh or repress a smile at the various situations which developed during the action of the play.

Miss Lillian Durham, as "Lady Grafter;" E. F. Gallagher, as "General Steele," an American Billionaire, and the trio of Dutch comedians were superb, while the lines and songs all the way through fell into most competent hands. The audience was one of the largest of the season and "Hoity-Toity" was a brilliant success from every point of view.

OFFENDERS IN POLICE COURT.

Number of Cases Disposed of by Mayor Springer Yesterday---Egg Thief.

In the police court yesterday Guy Zellers, a young white man who was charged with gathering confetti from the ground and throwing it among the carnival merry-makers Wednesday night, was fined $10 and costs. Jim Waddell, a negro vagrant, was sent to the roads for 30 days. Riley Smith and C. E. Parker, two young white men who engaged in a fisticuff on the carnival midway, were let off with the costs. Ben Carroll, the negro carnival employe arrested for the larceny of a suit of clothes, was discharged as no one put in an appearance to identify the property.

Jim Whitled, colored, charged with the larceny by trick of two dozen eggs which he secured from the Wilmington Grocery Co. upon pretense of having been sent there for them by Mr. Clayton Giles, was bound over to Superior Court. The negro attempted to sell the eggs to Isaac Boufarrah, a Syrian. Sergeant C. S. Burnett procured a warrant and arrested the negro.

LOCAL MARKETS AND SHIPPING.

A British Steamer Cleared With Cotton. Big Cargo of Cross Ties for New York.

Spirits turpentine declined on the local market yesterday. Only 56½c. was bid. Cotton remained steady at 9½c.; receipts, 2,031 bales; same day last year, 1,648.

British steamer "Haxby" cleared yesterday for Bremen with cargo of 10,875 bales of cotton, valued at $615,860 and consigned by Messrs. Sprunt & Son.

Schooner "Robert H. Stevenson," one of the largest which ever visited the port, cleared yesterday for New York with cargo of 26,000 cypress and oak cross-ties, consigned by the Hall Tie & Lumber Co., of Wilmington, to the Hall Tie & Lumber Co., of New York.

— The Epworth League of Grace church will hold literary and social meeting this evening, beginning at 8 o'clock.

TERRY CASE ARGUED.

No Decision Yet as to the Defendant's Motion for Change of Venue.

IN THE SUPERIOR COURT.

Non-Suit in Case of Robbins Against the Carolina Central—Damages Asked for Injury of Shade Tree--Other Proceedings Yesterday.

Upon further argument and additional affidavits heard yesterday, Judge Brown will probably announce in the Superior Court to-day whether he will grant a change of venue or allow a continuance of the case of S. Hill Terry, charged with the murder of his son-in-law, Bland, fifteen days ago.

From his decision either in the matter of removal or continuance, there is no appeal and naturally much interest is felt in the outcome. Popular opinion in well-informed circles is that if Judge Brown does not grant a change of venue, he will continue the case until the term beginning November 30th; most probably he will do the latter. His Honor intimated as much yesterday when he asked Mr. Marsden Bellamy, of counsel for defence, if the case were continued until November, would that be satisfactory. Mr. Bellamy answered in the negative. Attorneys for the State think that in case of removal, Judge Brown would favor Duplin as the county for trial. It is also learned that Terry's relatives would prefer that the trial of the cause would go to Brunswick or Pender county, as that would obviate heavy expenses in the way of travelling, etc.

When court met yesterday morning at 10 o'clock, the case was called up and counsel for the State asked a little more time to prepare an answer to defendant's affidavits of the afternoon before. Judge Brown granted until noon and the case was again called up at 1 o'clock, the argument continuing until after 2 P. M. David J. Lewis, Esq., of Whiteville, joined the prosecution and all other attorneys were present. Solicitor Duffy said the prosecution had a few affidavits tending to show that there was absolutely no cause for change of venue and that he felt confident Terry could get as fair a trial in New Hanover as would be given anywhere in the State. He had always found this to be a law-abiding community. The affidavits were first read as follows:

AS TO TERRY'S RESOURCES.

North Carolina,
New Hanover County.

State vs. S. H. Terry. } Affidavit.

W. N. Harriss, D. D. Cameron and T. F. Carpenter, each being duly sworn, says: That he is a resident of New Hanover county and has known the defendant S. H. Terry for about 10 years. That the defendant Terry has been a resident of the said county for a period of about 10 years. That the assessed value of the property listed for taxation in defendant's wife's name is $3,975. That one of the lots of land listed as aforesaid for taxation and valued at $1,100 was sold a few weeks ago by defendant and his wife for $2,400. That the defendant Terry served as superintendent of the County Home of said county for two terms; has served on the police force of the city of Wilmington; has served as janitor of the Custom House of said city, and at the time of the alleged homicide was night watchman for the Atlantic Coast Line in said city. That the affiant has frequently heard citizens and persons qualified to act as jurors in said county discuss the said homicide and from what affiant has heard of this matter he believes the defendant S. H. Terry can get a fair and impartial trial in New Hanover county. The county of New Hanover has a population of 30,000 inhabitants. That the defendant S. H. Terry since his residence in said county was elected as doorkeeper of the House of Representatives and obtained this position as affiant is informed and believes through the influence of his friends who were citizens of said county of New Hanover. That the defendant Terry has also served as deputy sheriff of said county.

W. N. HARRISS,
D. D. CAMERON,
T. F. CARPENTER.

Sworn to and subscribed before me this 22nd, Oct. 1903.

GEORGE HARRISS, J. P.

WOULD GET FAIR AND IMPARTIAL TRIAL.

"The undersigned being duly sworn say each for himself that he has heard the matter of the killing of Geo. T. Bland by S. H. Terry frequently discussed by a large number of citizens and jurors of the county of New Hanover and from what they have heard of the matter they are of the opinion and verily believe that the said S. H. Terry can and if tried in said county of New Hanover, will get a fair and impartial trial.

B. F. King, Jr., F. R. Crawford, I. B. Rhodes, C. E. Collins, W. P. Oldham, J. B. Mercer, W. P. Woodcock, H. F. Otten, F. J. Gooding, Z. E. Murrell, R. B. Clowe, Lot M. L. McGwin, J. O. Brown, D. H. Walsh, S. W. Sanders and J. W. Holmes.

Above affidavit are sworn and subscribed to before Justices G. W. Bornemann, F. T. Skipper W. McD. Evans and Jno. J. Fowler.

AFFIDAVIT OF BROTHERS OF DECEASED.

North Carolina,
New Hanover County.

State vs. S. H. Terry } Affidavit.

L. L. Bland and J. I. Bland being duly sworn say each for himself: That he is a resident of the city of Wilmington in said county. That affiants are brothers of the deceased Geo. T. Bland. That they are well acquainted with the defendant S. H. Terry and have known him for about 12 years. That they are informed and believe that the defendant is worth about $10,000. That the defendant has for many years been a resident of the county of New Hanover, and is well known by the citizens and persons qualified to serve as jurors therein. That the defendant has served in several prominent positions in said county, and by this means has been brought into contact with many of said citizens. That the affiants have frequently heard the killing of the said Geo. T. Bland by the defendant discussed, and from what they have heard they are of the opinion and believe that the defendant can get a fair trial in said county. That the prejudice which defendant alleges in his affidavit exists against him in said county is not such as to render any honorable man or duly qualified juror incapable of giving the defendant a fair and impartial trial in said county and that such prejudice does not exist to the extent the defendant claims, as affiants are informed and believe. That the statements and editorial allegations and assertions which defendant claims were in the newspapers of the city of Wilmington were not such, as affiants are informed and believe, to render any duly qualified juror of said county, who may have read the same, unfit to act as a juror, and would not create in his heart and mind a prejudice that would prevent him from giving defendant a fair and impartial trial after hearing the sworn testimony. Affiants further state that some of the friends of the deceased Bland have aided to some extent in the prosecution of the defendant, or rather in the trial of this cause, but that said aid was given not for the purpose of preventing defendant from getting a fair and impartial trial, but on the contrary to aid the honorable Solicitor in finding out the whole truth of this matter, that all the facts might be brought before the court and jury and justice be meted out, and that the State and defendant should have a fair and impartial trial.

"Affiants are informed and believe and so allege that the friends of the deceased have made no threats against any person who may be a witness either for or against the defendant, to keep him from testifying in this case and that the friends of the deceased have no desire to suppress any part of the truth in this matter, but on the contrary desire that the whole truth shall be brought out out and the defendant have a fair and impartial trial. That if any person or persons have stated to defendant's counsel that they were afraid of the friends of the deceased and refused to answer questions for that reason, affiant avers that such fear has no just grounds for its origin and affiant believes that such statements were made by friends of the defendant who desire that the whole truth of this matter shall not be made known. Affiants further state the county of New Hanover is a large county in population, having some 30,000 inhabitants and many citizens qualified to act as jurors and that they are to be found in said county and in all parts thereof many persons who when properly questioned by the honorable court as to their competency to serve as jurors in this matter will be found to be competent jurors and would give the defendant a fair and impartial trial and would not be biased by any rumor they may have heard or any newspaper statements they may have read.

Affiants further state they, as brothers of the deceased, desire that the defendant shall have a fair and impartial trial in this matter wherever the same be tried.

J. I. BLAND,
L. L. BLAND.

Sworn and subscribed to before me this, 23nd day of October, 1903.

JNO. D. TAYLOR, C. S. C.

AFFIDAVIT FOR DEFENDANT.

Another affidavit for defendant from ex-Mayor S. H. Fishblate was introduced as follows:

S. H. Fishblate, being duly sworn, says that he is a resident of the city of Wilmington, N. C., and has been for four terms mayor of said city, and has been a resident of said city for more than 30 years; that he has heard numerous discussions of the murder of Geo. T. Bland by people of all classes in the community, and the opinion of each and every such person has been to the effect that S. H. Terry is guilty of murder and should be hung, and that from the opinions so expressed in his hearing he does not believe that the said S. H. Terry can obtain a fair and impartial trial in the county of New Hanover. And further that the affiant has no interest whatever in said cause.

S. H. FISHBLATE.

Subscribed and sworn to before me this 21st day of October, 1903.

JNO. D. BELLAMY, JR., Notary Public.

Other Court Proceedings.

Aside from the Terry case very little of general interest took place in the Superior Court yesterday. Of the talesmen ordered summoned for the day the sheriff returned Messrs. R. C. Sloan, H. W. Bagg, Louis Bissenger, Leger Meyer, D. C. Love, A. W. Rivenbark and L. H. Peterson. Upon certified decision from the Supreme Court, judgment accordingly was entered in the case of Junius Davis, receiver of the Bank of New Hanover, against Butters' Lumber Co., and plaintiff was directed to recover the cost of the defendant to be taxed by the clerk.

Order was made for reference to Cameron F. MacRae, Esq., in case of Stephen Jewett, adm'r. of Chas. W. Bradley, vs. Alfred O. Bradley and others.

In the afternoon the case of W. H. Robbins & Bro. against the Carolina Central Railroad Company for the recovery of $3,750, penalty, upon delay of shipment of some timber by defendant under Section 1964 of the Code, was taken up. After hearing a number of witnesses for the plaintiff, Judge Brown ordered a non-suit on the grounds that the Legislature of 1903 amended or repealed the law upon which the suit was based. Notice of appeal to the Supreme Court was given by Messrs. L. V. Grady and Stevens, Beasley & Weeks, counsel for the plaintiffs, who claim that only a part of the act referred to was repealed. The railroad was represented by Maj. Jno. D. Shaw, of Laurinburg; Iredell Meares and Herbert McClammy, Esqs., of this city.

When a recess for the day was taken at 5 o'clock in the afternoon, the evidence was all in for the plaintiff in a suit which Jos. S. Sneeden brings against the C. R., L. & P. Co. for the recovery of $50, alleged damage to a shade tree which was partially cut down by a lineman of the defendant company in front of plaintiff's residence at Fourth and Queen streets. Messrs. Brooke G. Empie and Woodus Kellum appear for plaintiff and Thos. W. Davis, Esq., for the Consolidated Company. The case will be concluded this morning.

To-day the important case of the State of North Carolina and county of New Hanover against the Armour Packing Co., Swift & Co. and the Standard Oil Co., involving the legality of certain license tax imposed upon by the last Legislature, will be tried. Messrs. Rountree & Carr will appear for the plaintiffs and Hon. Jno. D. Bellamy for the defendants. The only other case set for to day is that of Ocean View Co. vs. Mercer & Phares, which will consume little time in trial.

Correct Clothing for Men.

Exactly the right styles for business men, for professional men, for evening wear, and for every occasion. The right cloths and the right trimmings. "Trifles make perfection"—not even a trifle in fit or finish is neglected in this stock.

The artists who design the Hart, Schaffner & Marx Ready-to-Wear Clothing and our other very fine makes have nothing to do but to study and to know every fashion demand and to work out all the new effects that promise comfort and good looks.

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Hart, Schaffner & Marx's Business Suits at $15 and $18.

Made of English Tweeds, Scotch Cheviots and fine Worsteds, in plain and fancy effects; sack coat in the English model, with three buttons, slightly conformed to figure; hand-made clinging collar, athletic shoulders; single or double breasted. The sort of suit that would cost $25 at a good tailor's.

Finest Hart, Schaffner & Marx Suits at $20 and $22.50.

Beautiful and exclusive effects in Worsted, Unfinished Worsteds, and various imported fabrics, mostly in styles that are confined to the Hart, Schaffner & Marx. Coats and Vests fashioned and made by man tailors; Suits such as a good tailor would charge $35 to $40 for making.

Hart, Schaffner & Marx Autumn Overcoats at $15, $18 and $25.

These approach perfection as to style and fabric; neat covert, rich Oxford Grays, the new brownish ground with stripe effective that are so popular this year; short box sack styles, and all other proper lengths.

Hart, Schaffner & Marx Dress Clothes

Comprising the newest Prince Albert Coats and Vests, Dinner Coats and Vests, Full Dress Suits and Correct Rain Coats. If one cares to know the newest and best see this most interesting display to-morrow.

THE A. DAVID CO.

oct 23 tf

PERSONAL PARAGRAPHS.

— Mr. H. L. Lyon, of Elizabethtown, arrived last night.

— Mr. S. A. L. Johnson, of Abbottsburg, arrived last night.

— City Attorney Bellamy is out again after a brief indisposition.

— Mr. D. T. Cronly, of Columbia, arrived last night and is a guest at The Orton.

— Mr. L. L. Brinson, the popular American Tobacco Co.'s travelling man, is in the city on a business trip.

— Mr. W. J. Webster, of Red Springs, who has been visiting Rev. Geo. B. Webster, returned home yesterday.

— Mr. James Davis has returned from Georgia and resumed his former clerkship at Warren's confectionery store.

— Mrs. J. W. Plummer has returned from a delightful visit of several weeks to her daughter, Mrs. D. W. Townsend, of Red Springs.

— Mr. F. Hoyle Kluttz, of Henderson, an experienced pharmacist, has taken a position with the Crescent Pharmacy on Princess street.

— Grand Vice Chancellor Wm. F. Robertson and Deputy Grand Chancellor J. D. Nutt expect to make an official visitation to Lumberton Lodge No. 35, K. of P., to-night.

— Southport *Standard*: "Capt. John H. Sellers and family moved to Wilmington on Saturday last and will make that place their home in the future. The grocery store conducted by Capt. Sellers has been discontinued."

Mr. Ernest N. Farrior Fails.

Wilmington friends of Mr. Ernest N. Farrior, of Charlotte, will learn with sincere regret from yesterday's Charlotte *Observer* that he has failed in business. Through his attorneys, Jones & Tillett, he filed a voluntary petition in bankruptcy. The liabilities of the firm are said to be about $23,000; assets about $8,000. Under the proceedings there will be no preferred creditors. Among the creditors are Mrs. Farrior in the sum of about $5,000; his uncle, John Farrior, from whom he bought the jewelry and watchmaking business less than two years ago and several Northern creditors. Speculation is said to be at the bottom of Mr. Farrior's financial collapse—a fact which the *Observer* mentions as charitable to Mr. Farrior and as a solemn lesson to all men and particularly to those young men who start a business on their own account.

PRESIDENT OF STATE FAIR.

Ashley Horne Elected—Plan to Remedy Scarcity of Farm Labor.

[*Special Star Telegram.*]

RALEIGH, N. C., Oct. 23.—At a meeting of the North Carolina Agricultural Society to-night, Ashley Horne, a well known and prosperous farmer and manufacturer, one of the wealthiest in this section, was elected president of the State fair, to succeed J. A. Long, who declined to serve longer. All other officers were reelected. A committee was appointed to devise some plan to remedy the growing scarcity of farm labor. J. A. Bryan was made chairman; others to be named later. Attendance at the fair to-day is estimated at 20,000.

DIED.

SCHUTTE—Mrs. AMELIA SCHUTTE, suddenly yesterday (Thursday) afternoon at her residence, No. 616 Chesnut street, aged 76 years and 4 months.

Funeral this (Friday) afternoon at 3:30 o'clock from the residence; thence to St. Paul's Lutheran Church and Oakdale cemetery. Friends and acquaintances of the family invited to attend.

ACADEMY OF MUSIC

WILL'S COMEDY COMPANY.
Friday Night, October 23rd.
"SWEET SIXTEEN."
SATURDAY NIGHT, OCTOBER 24TH.
"IN ATLANTIC CITY."
Bargain Matinee Saturday afternoon.
"TWO OLD CRONIES."
POPULAR PRICES:
Night—25, 35 and 50 cents.
Matinee—15 and 25 cents.
Seats on sale at Plummer's Thursday morning. oct 22-3t

UNLUCKY CORNER.

We have built up the largest grocery business in the city, and with our increased force can meet all demands. Our specialties are high class goods and our prices are right. Headquarters for N. C. Hams, Sides and Shoulders, Chickens, Apples and Pears. Fancy Cakes and Crackers, Chipped Beef, Lobster, Salmon, Trout, Mackerel, Kippered Herring, Preserves, Honey, Jam, Olives, Pickles. The most complete stock of canned and glass goods in the city. Take a look at our immense refrigerator and you are our customer.

S. W. SANDERS.
Both Phones 109. au 23 tf

We Offer This Week:

Fresh Clam Chowder,
Mustard Sardines,
Bromangelan,
Pickling Spices.
Mourning Starch.
Nuts in Maraschino,
Cherries in Crem, de Mult.
Any many other articles to tempt the appetite. All fresh and of the finest quality.

WILMINGTON GROCERY CO.,
JNO. L. BOATWRIGHT, Manager.
oct 18 tf

Rates for Sewer Service

Water Closets - - 50 cts per quarter, each
Kitchen Sinks - - 50 cts per quarter, each
Bath Tubs - - - - 50 cts per quarter, each
Fixed Wash Basins 25 cts per quarter, each
Fixed Laundry Tubs 50c per quarter, per set
We carry our pipes to your property line without charge, and rates do not go into effect until service is rendered.

The Wilmington Sewerage Co.
jy 19 tf

DO YOU WANT

AN IRON BED? We are agents for the celebrated Bernstein 3-piece bed, the best in America. The springs are warranted five years. See our stock of Furniture including Heywood Chairs. We defy competition.

GASTON D. PHARES & CO.,
110-112 Market St. Inter-State 76.
oct 23 tf

UNITED STATES OF AMERICA, EASTERN District of North Carolina, ss: In the United States District Court, in and for said district. Fourth division. In the matter of N. F. McMillan, voluntary bankrupt. No. 99. In Bankruptcy. Petition for discharge. To the Honorable Thomas R. Purnell, Judge of the District Court of the United States for the Eastern District of North Carolina: N. F. McMillan, of Lumberton, in the county of Robeson and State of North Carolina, in said District, respectfully represents that on the 8th day of September last past he was duly adjudged bankrupt under the acts of Congress relating to bankruptcy; that he has duly surrendered all his property and rights of property, and has fully complied with all the requirements of said acts and of the orders of the court touching thir bankruptcy. Wherefore he pray s that he may be decreed by the court to have a full discharge from all debts provable against his estate under said bankrupt acts, except such debts as are exempted by law from such discharge.

Dated this 14th day of October, A. D. 1903.

N. F. MCMILLAN, Bankrupt.

ORDER OF NOTICE THEREON.

Eastern District of North Carolina, County of New Hanover, ss.: On this 22d day of Oct., A. D. 1903, upon reading the foregoing petition, it is ordered by the Court, that a hearing be had upon the same on the 2nd day of Nov., A. D. 1903, before S. P. Collier, Esq., referee of said court, at Wilmington, N. C., in said district at 3 o'clock in the afternoon; and that notice thereof be published in THE MORNING STAR, a newspaper printed in said district, and that all known creditors and other persons in interest may appear at the said time and place, and show cause, if any they have, why the prayer of the said petitioner should not be granted. And it is further ordered by the Court, that the Clerk shall send by mail to all known creditors copies of said petition and this order, addressed to them at their places of residence as stated. Witness the Honorable Thomas R. Purnell, Judge of the said court, and the seal thereof, at Wilmington, N. C., in said district, on the 22 day of October, A. D. 1903.

oct 23 1t WM. H. SHAW, Clerk.

Bell Telephone Subscribers.

A subscribers' new directory will go to press on November 1st, 1903, and it will be necessary that all information as to changes and additions be in my office by October 25th, 1903. Subscribers whose contracts expire either by active payment or primary term on November 1st, 1903, and have not already signed new contracts. It will be necessary that new contracts be executed before October 25, 1903, or their names will not appear in our next directory.

Kindly notify me, either in person or by letter, of any changes you may desire in our next directory and oblige.

T. S. MCMANUS, Manager.

oct 20 3t