

Snake Bite No Good

DRUGGISTS MUST NOT SELL WHISKEY WITHOUT A STATE LICENSE.

EXCEPT FOR USE IN SPIRIT LAMPS.

At Least That is What Attorney General Osborne and Treasurer Worth Say About it--The Druggists are Kicking at the Ruling and Protesting at the Heavy Taxes Imposed upon Them by the Legislature--Fifteen Druggists have Taken out License.

It looks now as if the dogs of war will be let slip by the erstwhile peaceful village druggist, and the city druggist too, as for that matter, and no one knows how it will all end. They object to the taxes imposed on them by the last Legislature and they propose to fight it out if it takes all summer. The belligerents on both sides are determined and believe their cause is just, a condition of things that usually ends in the complete subjugation of the vanquished.

The druggists feel that they have been made the special objects of persecution in the matter of taxation by the Fusionists and they don't hesitate to say so. They are holding meetings in all parts of the State and protesting against the clause of the Revenue Act in reference to them and are petitioning the commissioners in the various counties to relieve them from county taxes on the ground that the taxes imposed by the State alone are exorbitant and more than their business will justify them in paying. While others talk strongly of testing its constitutionality. The matter will also come up for discussion at the State Pharmacists' convention at Morehead.

Section 22 of the Revenue Act provides that "every person who shall buy for the purpose of selling spirituous, vinous or malt liquors, drugs and seeds shall in addition to the ad valorem tax on his stock pay a license tax two per centum on the total amount of his purchase, in or out of the State, for cash or credit, whether such person shall purchase as principal or through an agent or commission merchant, to be returned and collected as prescribed in the preceding section; and also all druggists dealing in spirituous, vinous or malt liquors, shall on or before the first day of June, 1895, and every year thereafter, obtain a license upon payment of \$50 to the State Treasurer, and any druggist who allows liquor to be drunk within his place of business shall be subjected to all the taxes required by dealers in liquors, and any druggist violating this provision shall be deemed guilty of a misdemeanor: Provided, that this act shall not authorize any druggist to sell spirituous, vinous or malt liquors except upon the prescription of a practicing physician, as now allowed by law."

It will be observed that the druggists are thus required to pay a tax of 4 per cent. (2 per cent. license, and 2 per cent. ad valorem to the county) and the town or city allowed to levy another tax equal to that levied by the State which will make druggists subject to a tax of 6 per cent, or 60 times as much as any other mercantile business pays. In addition to this they must, if they sell any spirituous liquors upon physician's prescription, take out State license at an additional cost of \$50 per annum.

And it is this latter clause in reference to selling spirituous liquors that has raised the greatest row. For the State Treasurer has decided, upon an opinion rendered by Attorney General Osborne that druggists cannot even fill a physician's prescription in which the principal drug is spirituous liquor without taking out a State license.

Recently Mr. John R. Smith, of Mt. Olive, wrote to the State Treasurer, asking whether he had a right to fill a physician's prescription containing alcohol, whiskey or brandy without taking out State license. Mr. Smith stated in his letter that he had refused to fill a prescription for an invalid lady for whom doctors, in consultation, had prescribed brandy, and the prescription was written for brandy, compounded with aromatics, of course brandy being the drug aimed at. In another case he refused to fill a similar prescription for a child bitten by a rattlesnake, on the ground that in so doing he might violate the law and involve himself in a suit. Mr. Smith also asked if it were a violation of the law to make emulsion of cod liver oil.

The State Treasurer referred this letter to Attorney General Osborne who replied, that "with reference to brandy compounded with aromatics, where it is admitted that brandy is the drug aimed at in the language of the letter, my opinion is a license is required by section 22 of Revenue Act of 1895, from the State Treasurer in order that a sale may be legally made."

"As to the third question with reference to emulsions of cod liver oil, my opinion is that no license is required."

"In the first case as brandy is the drug really desired by the purchaser and not the aromatics. It is the same as if pure brandy had been sold. In the other case, brandy is not the drug desired but only a necessary part of the compound."

It must be remembered that to many persons who do not like the atmosphere and associations of the bar-room, drug stores are especially inviting resorts for their usual tipple, while in small villages where local option prevails they are the only oases in the desert--the perennial springs that gush forth from the barren hills, for the healing of the snake bites, cholera morbus and all sorts of ills to which the human flesh is heir.

But now according to the above decision, these fountains must either be dried up or the poor druggist, who before hardly made enough to support his numerous family, must pay the tax of \$50 to the State in addition to his 4 per cent State and county tax and equally heavy city tax on all drugs and seeds; and even then he cannot permit the thirsty victim of snake bite to drink the redolent beverage within the sacred precincts of his place of business without being subject to all the taxes required of dealers in liquor.

This law if enforced, and State Treas-

urer Worth says he will enforce it if there are officers enough in North Carolina to do it, bids fair to awake a thirst throughout the land that knows no slaking, save at the moonshiner's quiet retreat in the dim, unfrequented woods. A drought, a blight, a sirocco of reform, which not even the venomous bite of the deadly rattler can relieve, threatens to come upon the land when the beer drinker and the whiskey swiller in the cities and villages will be heard crying for their tippie and will not be comforted. With Kipling they will be saying:

"Put me somewhere east of Suez, Where the best is like the worst, And there ain't no ten commandments, And a man can raise a thirst."

Or rather that was the prospect until some genius in New Hanover hit upon a substitute for the old time-honored snake bite that will fill all the necessary requirements, and at the same time evade this wicked law of the Fusionists. And the solution of the problem is so simple that all those who have hitherto been subject to dangerous snake bites are wondering that they had never thought of it before. The solution of the difficulty came in a letter from the Sheriff of New Hanover county, who begged leave to inquire of the State Treasurer whether "Section 22, of the Revenue Act of 1895, applied to alcohol sold by druggists for lamps and mechanical purposes, or whether it must be sold only on the prescription of a practicing physician?"

The letter was referred to the Attorney General, who held that "by Section 22 of the Revenue Act neither the prescription of a physician nor a license is required before a druggist can legally sell alcohol for lamps and other mechanical purposes. First, as to the prescription of a physician, the only part of the section which could be construed as requiring it is the proviso: 'Provided that this act shall not authorize any druggist to sell spirituous, vinous or malt liquors, except upon the prescription of a practicing physician as now allowed by law.' This means that whenever the law required the prescription of a physician before Section 22 was enacted, a prescription is now required, but when a prescription was not required, then none is required now. In other words, as far as the prescription of a physician is concerned the law is unchanged by the statute. There never was any law in this State requiring it to legalize the sale of alcohol for lamps or other mechanical purposes. There is, therefore, none required now. It would be a little singular, to say the least of it, to make it necessary for a doctor to write a prescription for an empty lamp before one could buy alcohol enough to fill it. The law can hear no such construction.

"Second, as to the license, the statute reads upon that subject as follows: 'And also all druggists dealing in spirituous, vinous or malt liquors shall, on or before the first day of June A. D. 1895, obtain a license upon payment of \$50 to the State Treasurer.' Spirituous liquor here mentioned means liquor used for medicinal purposes or as a beverage. This is the construction put upon such statutes by the courts of various States, and is plainly the meaning intended here as will be seen by the following clause: 'And any druggist who allows liquor to be drunk within his place of business shall be subject to all the taxes required by dealers in liquor.' The words, spirituous liquors are used in this latter clause in the same sense as in the former. Here it uses the words, 'liquor, to be drunk, and dealers in liquor,' the last part of the clause refers to such dealers as are mentioned in section 33, for we must look to that section to find out the taxes required of them. The dealers of liquor mentioned in Section 33 are those who sell or handle it for drinking purposes. The proviso also sustains the construction I give the section. It refers to liquor which may be the subject of the prescription of a physician, and is, liquor to be used as a medicine. I conclude, therefore, that a license is not required of a druggist to sell alcohol for mechanical purposes as it is not used either as a beverage or a medicine."

Thus it will be seen that the genius of New Hanover, through the sheriff of his county, has come to the relief of suffering, thirsty humanity, and though the time-honored snake bite is a thing of the past and will no longer work the alcohol lamp, like the fabled lamp of the Genii in the "Arabian Nights," is to be the open sesame of every drug store in the country. There can be no more useful article about a household than a spirit lamp or stove for heating all manner of things, and high grade whiskey or brandy is said to furnish the best sort of fuel for these little generators of heat. How simple!

Though the antiquated snakebite has been abolished the new and brighter era of the lamp has been inaugurated and drug stores can go on keeping and selling spirituous liquors without license and thirsty mortals continue to refresh themselves, but without temporarily suffering from some fatal malady.

There are nearly 400 druggists in the State only the following fifteen have yet taken out State license to sell whiskey: Raysor & Smith, Asheville; Hicks & Rogers, Raleigh; W. C. Lankford, Wake Forest; Lexington Drug Co., Lexington; Wynne & Birdsong, Raleigh; W. C. Carmichael, Asheville; J. P. Stedman, Oxford; Ashcraft & Owens, Winston; Burwell & Dunn, Charlotte; Kem & Robertson, Charlotte; J. G. Hall, Oxford; T. E. Holding, Wake Forest; Geo. D. Everington, Laurinburg; W. L. Fields, Laurinburg; Louis Walker & Co., Milton.

It will be observed that only two drug stores in Raleigh have taken out license. The others declare that their business will not justify the payment of the tax. The druggists of the city now have a petition before the board of county commissioners asking to be relieved from the county taxes.

Sick Headaches Cured.
HENDERSON, N. C., June 17, 1895--I have suffered very much with sick headache for the last two years. I began taking Hood's Sarsaparilla this spring and I have not had a sick spell since. Before I began using Hood's Sarsaparilla I had one every two weeks.

Hood's Pills cure biliousness.
E. MARVIN HIGHT.

Hood's Pills cure biliousness.
HENDERSON, N. C., June 17, 1895--I have suffered very much with sick headache for the last two years. I began taking Hood's Sarsaparilla this spring and I have not had a sick spell since. Before I began using Hood's Sarsaparilla I had one every two weeks.

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Intense Suffering With Muscular Rheumatism.

"I hereby certify that for seven years I was troubled with my knee. I used prescriptions and liniments but all to no purpose. The trouble kept growing worse and the joints began to enlarge. My knee became almost stiff and I could not rest day and night. I had to use



Crutches at times and often I would see as if I would have to have my leg amputated as the pain became almost unendurable. I suffered beyond description. Finally, hearing of Hood's Sarsaparilla I concluded to try it. After I had taken one bottle I felt much better and after taking several bottles can truthfully say I am well.

My Knee Has Been Cured
and that I can walk and go around as well as any one of my age. I am 65 years old and work my farm, and my ability to do so I attribute to the beneficial effects of Hood's Sarsaparilla. I advise all who are afflicted with rheumatism in any form to take Hood's Sarsaparilla." EZRA BENSON, Stromsburg, Nebraska.

Hood's Sarsaparilla
Be sure to get HOOD'S Cures
Hood's Pills easy to buy, easy to take, easy in effect. 25c.

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The undersigned have recently purchased the above property, believing that such a hotel in the capital city of the State is enough needed to be worth being well kept and vigorously pushed.

Mr. Crawford, former steward of the hotel, is in charge for us. We desire to assure the public through this notice that we are behind him, and that nothing will be spared on our part, or his, to give you the best service possible at reasonable prices.

Such changes will from time to time be made as are found necessary for the convenience and comfort of its guests. Soliciting the public patronage upon no other ground than merit, we are

PAGE LUMBER COMPANY ABERDEEN, N. C.

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Why anyone should use a

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That is not accurate. The only reason we can think of, is that a stock of

Tested Thermometers

has never been kept in the city. We have bought a good stock of accurate rate ones and sell at reasonable prices.

Thos. H. Briggs & Sons Raleigh, N. C.

HOLLINS INSTITUTE HOTSPRING SPRINGS, VIRGINIA.

A Teacher Wanted.

To leave the Rockingham Academy, Richmond county, N. C., beginning with next fall session. Applications, etc., must be in the hands of the undersigned by July 1st, '95, when the election will be held.

H. S. Ledbetter, Treasurer.

JAMES E. SHEPHERD. CHAS. M. BUSBEE. PERRIN BUSBEE. SHEPHERD & BUSBEE, ATTORNEYS AT LAW, Pullen Building, Raleigh, N. C., Practice in State and Federal Courts and wherever their services may be desired.

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Notice.

Valuable Land for Sale

As executors of P. C. Cameron, the undersigned will, on Friday, July 26th, 1895, at the court house door in the city of Raleigh, sell to the highest bidder for cash at public auction, the following valuable real estate situate in the city of Raleigh, to-wit: One lot lying on the south side of Martin street beginning at the northwest corner of the Len H. Adams lot on Martin street, thence along the south line of said street westwardly thirty one (31) feet to the centre of the wall of the store on J. R. Williams' lot, thence southwardly parallel to Wilmington street one hundred and twenty feet, thence eastward parallel to Martin street thirty-one (31) feet to the corner of the Len H. Adams lot, thence northwardly along the line of said Adams lot to the beginning. One lot bounded on the north by Market street, on the east by Martin street and on the west by Citizen's National bank building and the lots of M. H. Brown and W. H. Holloman, one other lot at the intersection of Jones and McDowell streets fronting southward seventy (70) feet on Jones street and bounded on the west by McDowell street, on the north by lot of J. Matthews, on the east by lot of Mrs. Jordan and on south by Jones street, containing therein an acre more or less. The buildings and improvements on said lots will be sold with the lots. The first two lots will be sold under a mortgage deed executed by George T. Stronach and wife, Martha E. Stronach, to P. C. Cameron and registered in book 79, page 715 of the public Register's office for Wake county, and the last lot under a mortgage deed to P. C. Cameron executed by E. J. Hardin and wife, Sophy L. Hardin, and registered in book 95 page 395. This June 24th, 1895. ANNE CAMERON, JOHN W. GRAHAM, B. CAMERON, E. B. FEEBLES, Executors of P. C. Cameron.

VALUABLE Policy of Insurance FOR SALE.

By virtue of a judgment of the Superior court of Wake county, rendered on the 27th day of March, 1895, in the case of Alfred Williams against John R. Terrell, being Judgment Roll No. 6111, of said county, and docketed in Judgment Docket No. 8, page 44, and as assignee of John R. Terrell, I will offer for sale to the highest bidder for cash, at public auction, at the county court house door, in the city of Raleigh, N. C., on the 30th day of July, 1895, policy No. 178,607 of "The Connecticut Mutual Life Insurance Company" for one thousand dollars on life of John R. Terrell. This policy is a fifteen (15) year endowment Insurance Policy; is dated March 10, 1894 and all premiums on the same up to date have been paid. A. W. HAYWOOD, Commissioner. Assignee of John R. Terrell.

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Ice of best quality and at lowest prices, in Raleigh and to near-by railroad points, ice now ready for delivery in any quantity.

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Pocahontas Steam Coal

is ahead of all others in quality and prices.

Jones & Powell, Raleigh Agents.

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JONES & POWELL, RALEIGH, N. C.

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Saddlery and Harness Manufacturers.

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Upon this record we begin another autumn season and ask for the continued patronage of our friends and the public. Our specialty is in making COLLARS for wholesale and retail trade and we defy all competitors at home or abroad, in this or any other department of our business.

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I also have the largest and best selected stock of table and case goods to be found in the city. No extra charge for engraving.

LINCOLN LITHIA WATER

For the cure of all diseases of the KIDNEYS, BLADDER and URINARY PASSAGES. THE LINCOLN LITHIA SPRINGS LINCOLNTON, N. C. LINO LINTON, N. C., April 3, 1893.

The Lincoln Lithia Water Co.: Miss -- suffered the most excruciating headaches caused by uric acid, and finally had attacks of renal colic; the attacks were very violent. After keeping the system impregnated with LINCOLN LITHIA WATER some months she was cured and now her life is a pleasure to her; before a torture.

Miss -- had about one year ago a violent attack of gastritis; following this was catarrh of stomach and bowels. She could not take a drink of water without causing uneasiness, and sometimes violent pain, until I placed her upon the Lincoln Lithia Water, which she took in large quantity without causing any pain. Her improvement began at once, and continued steadily. She is now enjoying good health. Yours truly, THOS. F. COSTNEB, M. D.

For sale by druggists generally. Price per case of one dozen half gallon bottles \$5.00; 50c. per bottle. "LINCOLN LITHIA INN" open all the year. First-class in all its appointments.

For pamphlet containing full information apply to THE LINCOLN LITHIA WATER CO., Lincolnton, N. C.

Sale of Valuable City Property. HOW IS THIS?

By virtue of a decree of Wake Superior Court made June 10th, 1895, in the special proceedings entitled D. E. Everett executor of J. C. Brewster and Della S. Brewster, and Mamie B. Terrell et al., I will sell at the court house door in Raleigh, N. C., on Monday, July 22nd, 1895, at 12 o'clock m., at public outcry, to the highest bidder, a certain parcel or lot of land described as follows, to-wit: situated in the city of Raleigh on Newbern avenue, beginning at a point on the southern side of Newbern avenue 211 feet from its intersection with Bloodworth street at the northwest corner of a lot sold to J. D. Whitaker by A. G. Lee and wife and by said Whitaker to P. C. Walker and running thence southward at right angles with said Newbern avenue 210 feet to Morgan street; thence westward with Morgan street 33 feet to the Bradley and Christopher corner, thence northward at right angles with Morgan street 210 feet to Newbern avenue, thence eastward with Newbern avenue to the beginning, containing about one-fourth of an acre and being the lot of land conveyed to Della S. Brewster by A. G. Lee and wife by a deed recorded in office of Register of Deeds of Wake county in book 45 page 349.

Terms of sale one third cash, balance in two equal payments in six and nine months; deferred payment to interest at six per cent and titled reserved until the last payment is made.

ALEX STRONACH, Commissioner. June 19th, 1895.

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