

Bought Low—Will Sell Cheap.

15 Cents

Per Can For Quart Can of

California Apricots.

20 Cents

Per Can for Quart Can Fine

Lemon

Cling

Peaches

These Peaches are of Fine Flavor, solid packed in heavy syrup and one of the best bargains of the Season.

KROGER

ASHEVILLE, N. C., JAN. 1894

This is the Time of the Year You Want Preserves, Jellies, Fine Teas and Coffee, Canned Fruits, Vegetables, Meats, Etc., Etc.

Friends' Rolled Oats

California: Breakfast: Food.

With a Fine Line of These Goods at Prices Lower Than Ever

A. D. COOPER,

NORTH COURT SQUARE, ASHEVILLE.

B. H. COSBY

is daily receiving Additions to his already well stocked stock of Jewelry, Silverware, Clocks, Watches, Novelties, etc.

THE RELIABLE

Citizens of Asheville and visitors, the ladies especially, are invited to call and inspect his stock. His prices are reasonable and salesmen attentive. Repairing of watches and jewelry, a specialty. Gems and Precious stones set by an experienced

JEWELER.

Wedding, Birthday and Christmas presents to satisfy all tastes at prices to suit the times. A few more of those beautiful engagements left at

27 Patton Ave.

FOR ALL KINDS

CHINA AND GLASSWARE

LAMPS AND CUTLERY

AGATE AND TINWARE

HOUSE FURNISHINGS

OIL & GASOLENE STOVES

GO TO

THAD W. THRASH & CO

ON THE AVENUE

AND GET LOW PRICES

PRIDE OF THE SEA.

We have just received a shipment of "Pride of the Sea" Mackerel, and when we say they are worth about \$30 per barrel and retail at 20 cents each, you may reasonably suppose they are fine fish. If you will try one of these you will fully realize that there is even more difference between a poor and fat mackerel than there is between a poor and fat chicken.

POWELL & SNIDER.

QUALLA BOUNDARY SUIT

IT NOW APPROACHES A COMPROMISE.

Geo. H. Smathers Gives "The Citizen" a History of an Interesting Case Affecting Lands in Swain and Jackson Counties.

Geo. H. Smathers, esq., of Wayneville, while here Friday night gave THE CITIZEN a brief history of a very important case and one that is of general interest in Western North Carolina, although it is probably understood thoroughly by very few people. The suit referred to is that involving the Indian lands in Swain and Jackson counties. Mr. Smathers was commissioned by Attorney General Miller as a special assistant to the United States attorney for the Western district of North Carolina to take charge of this litigation of the Eastern Band of Cherokee Indians, prosecuted for and in behalf of the Indians by the United States against the 100 newspapermen who occupy and claim the land adversely to the Indians. The principal portion of this land is known as the Qualla boundary, situated on Soco creek in Jackson and Oconee counties, and tract containing about 75,000 acres. This boundary, Mr. Smathers says, was awarded to the Indians in 1874 by Rufus Barringer, John H. Dillard and Thos. Ruffin, arbitrators in a suit entitled "The Eastern Band of Cherokee Indians vs. Wm. H. Thomas and others." At the time of the award the arbitrators found that Thomas, who was a former agent of the Indians, had contracted to purchase for them the Qualla boundary, and had extinguished the title of all white persons within the boundary, with the exception of one tract of 340 acres, known as the Sherrill tract, but that the Indians were due Thomas the sum of about \$18,250 for the purchase of this boundary. This sum was afterwards paid to Thomas by the United States out of funds belonging to the Indians; and a deed was made in accord with said award which was made a decree of court.

Mr. Smathers states that at the time of the award the title papers to the Qualla boundary were placed in the hands of the officers of the United States in charge of the litigation, who suffered the papers, for more than half the boundary, in point of acreage, to become scattered, lost and destroyed without registration. There are now 50 or 60 white and colored families living within the boundary, most of whom obtained grants from the State. The case of the United States vs. W. H. Thomas and others was brought by the United States in the United States Circuit court for the Western district of North Carolina during the year 1888, to carry into effect the award made in the former litigation and to remove the defendants, alleged trespassers, who had entered upon the boundary after the award of the same. The great difficulty, says Mr. Smathers, in the successful prosecution of this litigation by the United States, was that it would be very expensive and difficult to set up the lost title papers. Considering all this he concluded, after a thorough investigation of the matters involved in the litigation, that it would be best for the government to compromise. He accordingly has made a recommendation of compromise to the Attorney General, which recommendation has met with the latter's approval, and terms of compromise entered into. A recommendation will be made by the Attorney General to Congress in about a week requesting the appropriation of about \$38,000 to carry the compromise into effect.

"Why should Congress make an appropriation to extinguish the title of the whites in the Qualla boundary," Mr. Smathers was asked.

"For the reason," he replied, "that the former suit was brought by an act of Congress and was carried on under the supervision of the Department of Justice; the United States used money of the Indians in carrying into effect the award and decree made in the former suit, and it was by the negligence of the officials of the government that the title papers to the land now occupied by the whites were lost and destroyed. For these reasons it appears to me it is only just and a duty incumbent upon the United States to either secure to the Indians a good title to all the land awarded to them or give them an equivalent in cash for the value of the land. The defendants claim that they were not parties to the suit in which the award and decree of land to the Indians were made and that they are not bound by it; that Thomas had a title to the land at the date of the award, no title papers have been registered and they had reason to believe the lands were vacant, and they entered and procured grants from the State, and that they ought not now to be evicted without compensation. This is the contention of all the defendants in the Qualla boundary suit except those representing the 35,000 acres in litigation with the James R. Love estate. These contend that Thomas had no title to the 33,000 acres, and, besides, that by a pro-portion construction of the award the 33,000 acres would not be included in the boundary as per the survey and deed made in supposed pursuance of the award."

If Congress makes the appropriation to carry the compromise into effect about \$40,000 of the money appropriated will be paid to the Love estate and the remainder will go to the numerous families who occupy land near the Cherokee Training school. The terms of compromise are on a basis of three-fourths the value of the land held by the trespassers.

Mr. Smathers thinks there are few cases involving so many complications, both in questions of fact and of law, as does this one. He will return to Washington in about a week on business connected with the case.

Mr. Smathers says there is a big fight in the Interior department as to whether the department has control of the landed estate of the Indians. It will be decided in about two weeks by Judge Hall, assistant attorney general of the Interior department.

One Idea of a "Joke."

Rev. J. S. Morrow, pastor of Bethany Presbyterian church, asks THE CITIZEN to say that he was the author of the advertisement in a recent issue of the Business Enterprise, wherein two teachers in the Catholic Hill colored school asked for correspondents, with a view to matrimony. Mr. Morrow says the card was meant wholly as a joke, and was printed without the knowledge of any of the teachers. He further expresses regrets because of the fact that the publication, made only in a spirit of fun, should have caused anyone the slightest annoyance.

VALIDITY OF THE BONDS

SECRETARY CARLISLE REASSURES PURCHASERS.

NEW YORK, Jan. 29.—John G. Carlisle, secretary of the treasury, was at the Fifth avenue hotel in this city last night. As to his authority to issue bonds he said: "The judiciary committee of the House examined and reported upon this same question during the fifty-second Congress and it then conceded that the authority existed under the act of 1875. The question as to the authority of the secretary of the treasury to use the money in any particular manner, or for any particular purpose, is wholly distinct from the question as to his authority to issue and sell the bonds. No matter what he may do with the money to issue and sell bonds will not be affected and there is, therefore, no reason why anyone should hesitate to invest in these securities on the ground that the proceeds might be possibly used for other than redemption purposes."

IN CONGRESS.

The Tariff—The Bond Issue—The Income Tax Bill.

WASHINGTON, D. C., Jan. 29.—Petitions against the Wilson tariff bill presented in the Senate this morning were very numerous and were from all parts of the country.

A resolution was offered by Stewart declaring it to be the sense of the Senate that the Secretary of the Treasury has no legal authority to issue and sell bonds as proposed. The Senate, he said, ought at least to express its opinion on the subject; and he gave notice that he would ask action on his resolution tomorrow. The Hawaiian resolutions were taken up and Teller addressed the Senate.

At 11:15 the House went into committee of the whole on the income tax bill. McMillin offered it as an amendment to the tariff bill and the amendment was read in full, and the proposition to annex it to the tariff bill discussed.

MRS. REBECCA BAIRD DEAD.

A Beloved Woman Dies Here Saturday.

Mrs. Rebecca Baird, widow of Capt. J. C. Baird, died Saturday at the residence of Miss Nannie Alexander, on Liberty street, aged 62 years. The funeral occurred yesterday at 1 o'clock at Alexander chapel, the services being conducted by Rev. R. D. Sherrill, pastor of North Asheville M. E. church, South, of which church the deceased was a member. The remains were interred by the side of her husband.

Mrs. Baird was a native of Alabama. She was known by nearly everybody in Asheville, being familiarly spoken of as "Aunt Re." But her reputation was not confined to this section. While Capt. Baird was managing the old Alexander hotel "Aunt Re's" acquaintance was formed by thousands of visitors from all parts of the South. Her's was a perfect life, a type of pure Christian womanhood, and all who knew her came to love her for her beautiful traits of character. Mrs. Baird left no children. She was an aunt of Senator Z. B. Vance, Gen. R. B. Vance, Mrs. H. A. Gudgeon, Mrs. H. M. Davidson, Mrs. H. B. Carter, Mrs. J. O. Howell, Col. A. H. Baird, Mrs. M. W. Robertson, and Messrs. H. B., L. H. and J. A. Smith.

IT GIVES HIM STRENGTH

A Good Story That Goes Around About Parson Rumley.

A good story is told on Rev. R. P. Rumley, pastor of a Baptist colored church on Eagle street. Rev. Rumley has become locally famous as a preacher of great vociferousness and decidedly original style, and his congregations are always large.

Recently several ladies interested in the temperance cause decided to request the lion-voiced parson to deliver a special sermon on the whiskey evil. He was found and the request made. After studying for a moment the parson rendered his opinion thus: "Um—well—I don't think I could. Whiskey sometimes is a good thing. Sometimes a little of it gives me more strength to battle with sin!"

And his sermon against intemperance has yet to be heard.

THE BOND INJUNCTION.

A Decision in The Case By Wednesday.

WASHINGTON, Jan. 29.—Argument was today heard before Judge Cox of the District Supreme court on application of Grand Master Workman Sovereign and McGuire of the Knights of Labor for injunction to restrain Secretary Carlisle from issuing \$50,000,000 bonds as proposed in his recent bond circular. The judge announced that tomorrow or Wednesday he would state his conclusion in the case.

Death of Miss Sarah Heston.

Miss Sarah Heston of this city died Saturday evening. She was a sister of J. M. Heston, the confectioner, and was in the 74th year of her age. Miss Heston had lived here for about 14 years and had been in feeble health for a long time. Miss Heston was a woman of admirable life and during her residence here won to her many friends. The funeral services will occur at the residence, 56 Bailey street, tomorrow afternoon at 2 o'clock.

Rosina Vokes Dead.

LONDON, Jan. 29.—Rosina Vokes, the well known English actress, died at Terquay, Devonshire, Saturday. Four months ago she was compelled by ill health, while making a tour of the United States, to break up her company.

The Condition of G. W. Childs.

PHILADELPHIA, Jan. 29.—There is no change in the condition of George W. Childs. He had a fair night. Mr. Childs at times recognizes those at his bedside.

Peckham Poisoned.

WASHINGTON, Jan. 29.—The Peckham nomination has been postponed by the Senate judiciary committee for one week.

CRIMINAL COURT WORK

IT IS NOT ALWAYS MONOTONOUS.

The Humorous Incidents of a Half Day in This Tribunal—Judge Jones and the "Inferior" Court.

Let not the casual reader become fixed in the conviction that the life of a Buncombe county Criminal court is one round of monotonous tedium—a succession of expressions such as "subpoena," "sui in," "capias," "nol procs.," etc., unrelieved except by the pleadings of counsel who fight for acquittal or conviction. Such a supposition is far from the correct one, for there are occasions in the desert of legal technicalities as pleasurable to the listeners as the green spot to the finished traveler across the Sahara.

Saturday afternoon was an occasion full of incident in the tribunal over which Judge Jones presides. The week had been one of a great deal of work and matters were rocking along at a 2-40 gait in the afternoon. Ed. Jackson had just been acquitted of a charge of false pretense, and his attorney, Chas. A. Webb, was talking to him so that Solicitor Carter's discharge of Jackson was not heard by the counsel.

"If your honor please," began Mr. Webb, "I move the prisoner be discharged. He has been discharged," replied the Solicitor.

"Beg pardon," from Mr. Webb; "I was giving the defendant some wholesome advice."

"Let us hope," chimed in Judge Jones, "that it will have more effect than in the former case," (referring to Boney Johnson, another of Mr. Webb's clients).

The Johnson boy, who was before the court a third time in the week, this time having been caught in White Bros. store and sent for trial, had his hearing next. The testimony over, the boy was sentenced to the penitentiary at Raleigh for two years, where it is hoped he may be taught a trade and weaned from his wickedness. While securing a jury for this case F. N. Waddell was challenged and asked if he had served on the jury within the past two years.

"Yes sir," looking at the Judge, "in your inferior court here."

Judge Jones: "You are mistaken, Mr. Waddell, mine is not an inferior court—you are probably thinking of Judge Moore's court." Whereat the bar laughed and the spectators risked a grin.

Commodore Ross, who tried to practice a Dark Corner, S. C. trick on Cabman Smith by forcing a reduction of fare was up for two charges—assault with a deadly weapon and carrying a concealed weapon. In the first case the jury took only one time enough to march out, turn and march in again and the word "Guilty" was pronounced by Spokesman Brevard. The Commodore plead guilty on the second indictment. It was shown that he had given leg bail to Buncombe, owing some court costs. The sentences in the two cases amounted to six months in the chain gang. The Judge said: "This was a very unprovoked assault, without rhyme or reason. Mr. Sheriff, see that Mr. Ross does not step off again."

Deputy Morgan: "I guess he will stay this time."

"Mr. Ross smiles as if he doubted that proposition," said his honor, and the case was passed.

"Frank Sullivan!" called the Solicitor. "Where are Corbett and Mitchell?" Sullivan was charged with an assault with a deadly weapon. The jury found him not guilty.

The business of the court was practically concluded Saturday, the juries being discharged and only motions remaining to be heard. During the term the grand jury passed upon 116 bills. The court sentenced 17 offenders, 14 to the chain gang and three to the penitentiary.

In the cases against Kaysor & Smith, who are charged with selling whiskey without license, the defendants gave bond in the sum of \$200 for appearance at next court.

The sentence of Wm. Teague, which last week was fixed at 12 months, with leave to the Commissioners to hire him out, was today changed to six months in the chain gang.

THIS IS TWICE.

Who "Goes Through" The Superior Court Clerk's Office?

Superior Court Clerk Cathey would like to know who it is that seems to be forming a habit of "hooking" valuables from his office. Some time ago the papers in the suit started by the county against D. L. Reynolds, former county tax collector, were abstracted and nothing has ever been heard of their whereabouts. At the last term of court, however, permission was given to substitute new papers for the original, and the theft will cause no trouble.

Saturday Mr. Cathey placed 50 cents worth of stamps in a desk in the office. This morning they were missing, with the exception of a 5-cent stamp. One of the windows was partially raised, which indicated the thief's mode of entrance. The court will scarcely instruct substitution in this case.

Will Wed.

From Register Mackey's office license to wed has been issued as follows: J. F. Gant and Maggie Smith, of Buncombe; white.

J. B. Pennix and Dora Blackwell, of Buncombe; white.

A. D. Randall of Madison and Bettie Davis, of Buncombe; white.

CONDENSED TELEGRAMS.

Mrs. Wm. Seidentoff, a Christian Scientist of Council Bluffs, spread "rough on rats" over bread and ate it to show her faith in her creed. She died.

Twenty-six lives have been lost by the wrecking of the British bark Port Yarra from San Rosalia for Antwerp.

On the first day of the California mid-winter exposition 72,248 people passed through the patent stiles.

"Denver Ed" Smith and Peter Jackson will probably make a match.

The Union Pacific railroad is blocked by snow.

Sulphur Springs Schedule.

Cars leave rear of postoffice for Springs at 9 a. m., thence every hour until 9 p. m. Regular half hour schedule between postoffice and depot.

Mackintoshes, umbrellas, gloves, ear-muffs to suit the weather, at Whitlock Clothing house, 46 South Main street.

A LIST OF MY BRANDS OF CIGARS AND TOBACCO

65 Brands of Plug Chewing Tobaccos.

72 Brands Smoking Tobacco in Bags and tin boxes—all size packages.

40 Different Brands Imported Key West Cigars, always on hand.

It is useless for me to mention the various brands of Domestic Cigars, as it will take too much space.

Pipes—A Larger Stock than ever before.

will now devote all my time to the above goods, and will try to satisfy all my customers.

L. BLOMBERG

MODEL CIGAR STORE.

17 PATTON AVENUE.

CORTLAND BROS.

REAL ESTATE BROKERS. INVESTMENT AGENTS. NOTARY PUBLIC.

Loans Security placed at 6 per cent. Office 25 & 26 Patton Ave., up stairs

MONUMENTS AND TOMB STONES.



I am receiving a new stock of Monuments and Tombs of Granite and Marble, which I will sell at the Lowest Cash Prices. I am your home dealer and have been here 14 years and will treat you right if you will patronize me.

W. O. WOLFE,

Cor. Court Place and Market St. front of City Hall.

A LARGE DISCOUNT ON CLOTHING, CLOAKS AND DRESS GOODS.

H. REDWOOD & CO.

HOT SODA

A delicious cup of Clam Bouillon, Beef Bouillon, Beef Tea, Hot Chocolate, Hot Coffee, Egg Phosphate, etc., etc., at

HEINITSH & REAGAN'S.

Heinitsh

BON BONS AND CHOCOLATES.

SELLING AGENTS FOR ASHEVILLE.

Heinitsh & Reagan

DRUGGISTS.

Patton Ave. & Church St.

REAL ESTATE

LOANS SECURELY PLACED AT 6 PER CENT. NOTARY PUBLIC. COMMISSIONER OF DEEDS.

FIRE INSURANCE

Southeast Court Square.

THE OAKS HOTEL

Under New Management. New Furniture. Nice, clean comfortable rooms. Table excellent, Northern Style. Porter Meets all Trains. Close to town. On an Electric Car Line. Beautiful Location. Hot and Cold Baths. Every Possible Convenience.

C. M. PHILIPP

WYN & WEST

Successors to W. B. Gwyn. Established 1881. Refer to Bank of Asheville.

REAL ESTATE

FIRE INSURANCE

THE OAKS HOTEL

HEINITSCH & REAGAN'S.

Heinitsh

BON BONS AND CHOCOLATES.

SELLING AGENTS FOR ASHEVILLE.

Heinitsh & Reagan

DRUGGISTS.

Patton Ave. & Church St.

A Cold Wave

IS COMING.

TO PREVENT A ROUGH SKIN & CHAPPED HANDS, WHICH ARE ALMOST SURE TO FOLLOW WITH THOSE DELICATE SKIN, USE

ROYAL: CAMPHORLINE

AND YOU WILL BE PERFECTLY SURPRISED WITH THE GOOD RESULTS. CAMPHORLINE IS NO MORE AN EXPERIMENT. IT IS KEPT CONSTANTLY IN HUNDREDS OF HOUSEHOLDS, AND IS PRIZED AS ONE OF THE BEST DOMESTIC REMEDIES FOR SALE BY NEARLY ALL THE DRUGGISTS IN ASHEVILLE. MANUFACTURED ONLY BY

Raysor & Smith,

31 PATTON AVENUE.

THERE ARE

Some people in Asheville who have yet to learn that J. D. Brevard, at No. 11 North Main sells the Very Best Ladies' Misses' and Gents' shoes at the very Lowest Prices.

HE IS

Closing all his Gents' Ready-Made Clothing at Cost, and has received this week new

DRESS GOODS.

Bargain Hunters will do well to give him a call, as he is offering special bargains in all lines for the next few days. Do not forget the place.

J. D. BREVARD

No. 11 North Main St.

THE BEST TEA

—AT—

T. J. Revell's, 30 North Main.

SIPHON!

VICRY AND SBLTZER is Siphons can be obtained at the drug stores of Kaysor & Smith and Heinitsh & Reagan and at factory, 217 Haywood street. C. H. CAMPBELL.