

FIGURES
Don't Lie. Not in The Citizen's
advertising columns. Study 'em.

VOLUME—XIII. NO. 195.

OBSERVE CHRISTMAS.

We will,
as usual, observe
Christmas.
Our
Store,
Will be
Closed all day
Tomorrow.

Powell & Snider.
Arch Front.

Bon Marche.

You can buy Handkerchiefs at
2c, 3c, 4c, 5c, 10c., to very finest
embroidery and plain hemstitched
Silk Handkerchiefs for 25c. up.
See the beautiful Necktie Cases,
Handkerchief cases and Glove cases.
See the Cushions, hand-painted,
Satin covered and Cambric covered.
New lot of those pretty Medal-
lion Pictures at 25c., 50c. and 75c.
just in.

New Stamped Linens and Em-
broidery Silks. New Kid Gloves.
The Place for Xmas Presents is

Bon Marche,
15 South Main St.

Our Christmas Trade Never Was Better....

AT ASHEVILLE
HARDWARE COMPANY.
BRECH LOADING GUNS.

- 1. Enssels Arms Co Top action 12 gauge have been selling \$15.00 reduced to \$12.50.
- 2. Tontox's Top action 12 gauge have been selling at \$16.00 reduced to \$14.00.
- 1. Rodgers Top action 12 gauge have been selling \$18.00 reduced \$15.00.
- 1. Richard's side action 12 gauge have been selling \$18.00 reduced \$14.00.
- 1. Standard Top action 12 gauge have been selling \$25.00 reduced \$20.00.
- 1. Robertson Top action 16 gauge have been selling \$25.00 reduced \$20.00.
- 2. Tontox Top action 12 gauge have been selling \$25.00 reduced \$20.00.
- 1. Russell's Top action 12 gauge have been selling \$25.00 reduced \$22.50.
- 2. Progress Hammerless 12 gauge have been selling \$30.00 reduced \$25.00.

- MUZZLE LOADING GUNS.**
- 1. Muzzle Loading Guns have been selling \$12.00 reduced \$10.00.
 - 1. Muzzle Loading Guns have been selling \$10.00 reduced \$7.50.
 - 1. Muzzle Loading Guns have been selling \$9.00 reduced \$7.00.
 - 1. Muzzle Loading Guns have been selling \$5.50 reduced \$6.00.

Popular Books...

- 400 Vaidis..... 90
- 400 Vaidis—Illustrated..... 1.13
- The Beth Book, Sarah Grand..... 1.35
- Small Life in Old Virginia, Page..... 1.35
- The Sign of the Cross, Barrett..... 1.35
- Beaumont County, Pool..... 1.13
- Over the Andes..... 1.35
- The Land of the Kankaroo, Knox..... 1.35
- Bohni Prince Charlie, Henty..... 1.35

Morgan's Book Store
2 WEST COURT SQUARE.



HOLIDAY PRESENTS
Useful, Moderate Priced.
J. Spangenberg.
4 North Court Square.



A Seasonable Suggestion....

Bring your laundry here. Don't try to have the thousand and one things that get soiled at Christmas time done up in the house—its inconvenient and unsatisfactory. Our work is the best in town. Everything comes back to you looking like new. We handle everything with the utmost care, and our charges are very reasonable.

Asheville Steam Laundry,
43 W. College St.



The Passing of Time

Will soon leave the holidays of '97 a memory. Leaves us with some holiday goods, too.
In order to give customers a great variety of articles to select from we gather a large stock of Jewelry, Watches, Diamonds, Silverware, etc., and expect to sell what remains at a very reasonable price. The opportunity to secure splendid bargains in goods which are but lately received from the makers does not often present itself. Don't let it slip past. Won't come again for some time.

B. H. COSBY,
The Reliable Jeweler, 27 Patton Ave.

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J. Spangenberg.
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THE WILSONS ARE BOUNCED A GREAT CHRISTMAS TREE

Pearson and Caldwell Hold the Fort Together.
It is Not Yet Fully Dressed, but No One Need be Shocked on That Account—Some of the Presents Said to be On It.

MAY BE IN CONTEMPT
The Citizen has it on the quiet that the glad Christmas season is to be made the gladder by a mammoth Christmas tree that is to bend low with presents for people hereabouts. While the time and place have not been fixed, it is pretty well understood that the grand prize distribution will occur tonight. Wherever it may be, it can be authoritatively announced that the backmen can be induced to leave their parlor and square and convey visitors to the scene of the festivities, for a consideration. Notice is hereby served, however, that the backmen are wards of the city government and therefore must be paid the fare.

RAILWAY COMMISSION TO SUIT THE GOVERNOR.
The tree which is to be laden with gifts will spread its branches at some point where it can do so without becoming entangled in the network of wires and it is because of this desire to avoid an entangling alliance that the tree will be set up at such a distance from the square as will make carriage necessary to take it in.

Curtains Drawn and New Locks on the Doors of the Commissioners' Room—Attorneys Fighting Hard—Faircloth Dismissed.
RALEIGH, N. C., Dec. 24.—In the case of L. C. Caldwell, nominated by the Governor to be chairman of the State railway commission, vice J. W. Wilson, removed, the Supreme court has handed down an opinion sustaining the Governor. This removes both of the Wilsons and seats Caldwell and Pearson. The opinion was written by Judge Douglas and Chief Justice Faircloth dissents.

On the point whether Judge W. S. O'B. Robinson was right in refusing a jury trial the court says:
"There was absolutely nothing to go to the jury unless the court went behind the action of the Governor, which we think could not be reversed by the court. Suspension by the Governor is not a final determination of the defendant's rights, which must ultimately be passed on by the legislature. If the legislature should determine that the defendant had been suspended without just cause he would be at once reinstated and be entitled to his full pay for the time of his suspension."

As to trials by jury it has been held from remotest times that this right did not apply to equitable proceedings, and that in determination of many matters of fact intervention of jury was neither necessary nor possible. Every time the Judge below takes cases from a jury and directs a verdict, he practically deprives the party of trial by jury, and yet that he can so direct a verdict against the party on whom rests the onus has been held by a long line of decisions since that time.

The duty of the suspension was imposed upon the Governor from the highest notion of public policy, to prevent danger from public interests which might arise from leaving in the hand of a man legally disqualified, as a result of the law required to act promptly, necessarily upon his own findings of fact, we are compelled to hold that such action was under the circumstances due process of law.

The power of the Governor to suspend and the right of the legislature to remove were asserted by the defendant when he accepted the office. The power of suspension rests in the Governor's hands, and when exercised in an order which is not reviewable by the courts. Whether the action of the Governor was justified by facts, which he alone can find, is not for us to say. The defendant waives his right to trial by jury by his acceptance of the office, and the fact that the suspension was in violation of the creative act were affirmed. Judgment must therefore be affirmed, but in view of the public interests involved we deem it proper to grant a new case, but to enter a final judgment in this court.

The shaden of the windows are pulled down, and they had new locks placed on the doors.
There are two motions before the Supreme court today: one by counsel for J. W. and other Wilsons to set aside the writ of execution which was issued by the Supreme court, and that the sheriff put Pearson and Caldwell in immediate possession. Before this could be served the chief Justice issued a supercedas, which the marshal of the court served on Caldwell and Pearson's attorney, W. H. Day. He could not and did not deliver the writ to the sheriff, and Caldwell and Pearson held the fort all night, reading and sleeping.

At the annual convolve of Cyrene Commandery No. 5, Knights Templar, last evening the following officers were elected:
Eminent commander—J. A. Wagner. Generalissimo—C. H. Miller. Capt. General—J. A. Nichols, P. E. C. Senior warden—H. H. Stubbis, P. G. C. Junior warden—F. T. Meriwether. Treasurer—H. C. Page. Recorder—W. H. Johnston.

The newly elected officers will be installed on St. John's night, Monday, the 27th, after the installation of the new officers of Asheville lodge, A. F. & A. M.
During the assembling of the Grand Lodge of the State at Asheville, the retiring eminent commander of Cyrene Commandery, Arthur J. Willis, was installed into the office of Grand Warden of the Grand Commandery of North Carolina by Past Grand Commander A. H. Cobb.

USED HIS GUN.
Lively Row Among the Colored Folks in Scratch Ankle.
The notorious Scratch Ankle precinct was the scene of a serious row among colored people last night. Emma Smith was shot in the abdomen, and Frank Shipman was shot in the thigh. George Logan was the person who fired his gun to such serious purpose. City Physician A. Crawford was called to see the Smith woman and her husband, who was a serious one. Shipman's wound is not so severe.

RAILWAY TAXATION.
Court Grant's Injunction to Hamper Nashville's Board of Equalization.
NASHVILLE, Dec. 24.—Judge Clark of the United States Circuit court has decided the case of the railroads vs. the State board of equalizers, in favor of the former. The new railroad commission, in making out the tax list, assessed the railroads and telegraph companies in the State about \$30,000,000 higher than the assessment of the previous year. The railroad companies thereupon enjoined the board of equalizers from certifying to the comptroller the approved tax assessments, but with the provision that the railroads pay taxes to the State on the basis of the taxation for 1896-97.

Crushed and Scalded.
NEW YORK, Dec. 24.—A drill engine and train of flat cars on the Central of New Jersey collided in Communipaw today. Brakeman Collins was fatally killed. Fireman John Higgins was fatally injured, and the engineer, Wm. Marting, was so badly scalded that the flesh came off with his clothing in great spots.

The New Bank.
Frank Loughran, proprietor of the Hotel Berkeley, who is interested in the formation of the new national bank, has received a letter from J. W. Norwood indicating that the movement will soon culminate in success. Mr. Loughran thinks it likely that the bank will be established by January 15.

EGGERS SAYS 'TILL I PAY OUT DEPOSITORS NOT EXCITED

THE SUPREME COURT FINDS THAT THE GENERAL ASSEMBLY OF 1898 FAILED IN TRYING TO COMMIT TO JAIL PERSONS TOO POOR TO PAY TAXES.
RALEIGH, N. C., Dec. 24.—The Supreme court files an opinion in the Johnson county test case, to the effect that the court below was right in saying that imprisonment for non-payment of taxes is illegal.

SATTERFIELD NOT GUILTY
HOUSE CLERK COMMITTED NO FRAUD.
RALEIGH, N. C., Dec. 24.—[Special.]—The Supreme court reverses the decision of the lower court in the case of F. Kane, internal injuries; Hoseman John Billers, badly burned; Emma Valdoski, hurt by falling sign; Case Henry Hanks, back sprained; Fireman James Richards, overcome by smoke; John E. Waffle, injured internally.

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LOSS OF OVER A MILLION HAVE A GOOD TIME

The Power Building in Cleveland Destroyed.
CLEVELAND, O., Dec. 24.—Fire last night burned the four-story power building on Frankfort street and threatened the business district. The loss will probably exceed \$1,500,000. The list of accidents is heavy. One man, Lieut. Wm. B. McPeckers, who fell down an elevator shaft, has already died. Other accidents were: Fireman John Hubner, leg broken; Fireman T. White of the lower court in the case of F. Kane, internal injuries; Hoseman John Billers, badly burned; Emma Valdoski, hurt by falling sign; Case Henry Hanks, back sprained; Fireman James Richards, overcome by smoke; John E. Waffle, injured internally.

ONE MAN WAS KILLED
TERRIBLE RUNAWAY OVER PERSONS KNOCKED DOWN.
CLEVELAND, O., Dec. 24.—A terrific explosion occurred shortly after 9:30 this morning in the works of the United States Acetylene company in Jersey City. There were 50 men in the works. In all there were five explosions. Windows were broken for a distance of a mile from the works. The steam boiler burned to the ground, and the adjoining mill caught fire as well as the rest of the central railway.

ACETYLENE GAS EXPLOSION.
One Man Killed, One Missing and Several Injured.
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SHOT DEAD WHEN ESCAPING.
A Demented Murderer Attempts to Escape and is Overhauled.
DUBOIS, Pa., Dec. 24.—Stephen Spellen, who killed Michael Rohrer Wednesday night was shot dead yesterday when attempting to escape. Spellen took refuge in a water shaft, but the steam was turned on, and he was forced to come out. Before he was killed he fired several shots at his pursuers, one ball taking effect in the shoulder of Thomas Carey, proprietor of the Central hotel and another passing through the coat of the chief of police.

Want the Gold Standard.
CALCUTTA, Dec. 24.—The Bengal chamber of commerce has sent an address to the government, in which it says the time has arrived to adopt the gold standard, pointing out that it is our gold standard the mints closed, leaving India without a currency system.

A White Christmas.
CORRY, Pa., Dec. 24.—The snow is drifting at a terrific rate. At Sherman, N. Y., and vicinity reports say that there is more than four feet. It takes two engines to pull three cars on the Western New York & Pittsburgh. Trains on the Pennsylvania are also delayed.

A Blue Christmas.
LOWELL, Mass., Dec. 24.—The treasurers of the Lowell cotton mills have voted to reduce the wages of their employees from January 17. About 15,000 operatives in this city will be affected.

Cotton.
NEW YORK, Dec. 24.—Cotton futures opened steady; sales, 12,800 bales. January, 5.75; February, 5.80; March, 5.85; April, 5.90; May, 5.95; June, 6.00; July, 6.05; August, 6.10; September, 6.15; October, 6.20; November, 6.25; December, 6.30.

Snow in New York State.
WATERTOWN, N. Y., Dec. 23.—One of the worst blizzards that has visited this section in a number of years began last evening and continued all night. Two feet of snow now covers the ground.

Car Hours and Cars Burned.
EVERETT, Mass., Dec. 24.—The Ferry street car house of the West End street car company was destroyed by fire today, together with 50 electric cars. Total loss \$150,000.

W. G. Green, sen., returned last night from a professional business trip to Raleigh and Newbern.
Miss Lulu J. Williams will leave tonight for a visit to friends and relatives in Eastern Carolina.

Street Superintendent J. T. Bostic will leave tonight to spend Christmas with his father at Shelby.
J. Lewis Woodson of Richmond, Va., is visiting his aunt, Mrs. T. S. Rector, 117 French Broad avenue.

Mrs. R. P. Walker and sons left this morning for Durham, where they will visit relatives for several weeks.
Chief Deputy J. G. Grant of Collector Harkins' office went to Hendersonville today to spend Christmas at home.

Shelby Aurora: J. B. Murry is down from Asheville to have a good time with his old friends during the holidays.
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