

County May Lose 1-3 Its Revenue

Judge Moore Decides that The Special Tax Levies Above 66 2-3 is Unconstitutional And Restrains Its Collection.

A decision of vital importance to Mecklenburg by which it may lose one-third of its revenue, or about \$60,000 yearly, was rendered yesterday in Asheville by Judge Fred Moore when he decided in the cases of the Southern Railway against Buncombe and Mecklenburg counties, that the special tax levies, above the constitutional equation with the poll tax, are unconstitutional, and enjoined these counties from collecting those special taxes until the matter was passed upon by the supreme court.

What the Decision Means.

The Southern began this suit against the county commissioners and tax collectors several weeks ago to restrain them from collecting any taxes above the amount, which would be one-third of the poll tax, the road paying into the county an amount equal to one-third of the present poll, tax which is now \$2, and refusing to pay any above this amount. Therefore, if the supreme court upholds Judge Moore's decision, it means that the Southern, which is the plaintiff in this suit, but all other railroads, corporations and individuals, who have not yet paid the tax may refuse on the same ground.

It is estimated that this decision will mean a loss to the county from the railroads alone of \$25,000. The contention of the railroads in this matter is that the constitution places the amount of property tax to be levied at one-third of the poll tax. This constitutional equation was kept perfect until 1905, the tax levy being \$1.16 2-3, and the poll tax being \$3.50. But the legislature of that year passed a bill, introduced by Representative Alexander, reducing Mecklenburg's poll tax to \$2 without reducing the property levy to keep the equation, therefore, the road contended that any levy above 66 2-3, which is one-third of the present poll tax of \$2, is unconstitutional and can not be collected.

There are over thirty decisions on this section of the constitution, but it seems none of them exactly decide the question at issue in this case.

A prominent lawyer, who is not any way connected with the case, said today in answer to a question put by a News man, that when this bill reducing the poll tax to \$2 was passed, it was the opinion of many that the supreme court had held the constitutional equation to apply only to the general county and state taxes and that a county could add special tax levies legally, though the total would be above the equation. The taxes which the county of Mecklenburg levy are as follows:

State tax, 25 cents; school tax, 18; township roads, 10; general county tax 23 2-3; tax to pay interest on bonds, 15; road tax, 25. These make a total of \$1.16 2-3.

The road tax and the tax to pay interest on bonds are the special taxes, which amount to 40 cents, and put the levy above 66 2-3, which is the constitutional proportion for a poll tax of \$2.

County Will Be in a Hole.

If the supreme court decides that this special tax cannot be levied, the county will suffer financially, for out of its yearly income of about \$220,000, one-third will be taken off, and it seems that the only remedy would be to raise the poll tax back to \$3.50 or to increase the valuation of the property of the county.

The case yesterday was argued by Mr. E. T. Canister for the commissioners and by Col. W. B. Rodman for the railroad.

Law is the Only Fate.

(Edwin Markham in "Success Magazine.")

Two hundred men, women, and children went down to death the other day in a little fire-swept theatre in Boyertown, Pa.—all of the bright world sponged out for them in the time a whirl of dust goes down the road, Chicago, in 1905, over 600 griddled in the same way in the Grand Opera house. Why this waste of life? Ancient Greece would have pointed to such catastrophes as the work of the insensate Destinies in their grim business of vengeance. At a later day, when the Olympian gods had been swept from the heavens, the thought of men hardened into a new mold, and all such disasters were piously charged to the dark will of Providence. We were told that the will was inscrutable, and that it was a virtue to crook silently to its stern decrees.

But sentence is lighting the world, and we are now beginning to see the cause of our disasters in ourselves—in the principle of Law, not in Destiny, not in Providence. Or, to put it otherwise, we are finding that Providence works through law. We are finding that disaster comes usually as the legitimate consequence of enterprise run regardless of common welfare. Indeed, nearly all of the great accidents are the result of the misadventurous economy of those who own and run the modern machinery of affairs. Business is run for profit; so profit, not safety, is too frequently the chief consideration of the masters of industry. Here is the cause of nine-tenths of our great catastrophes.

A HIGHER HEALTH LEVEL.

"I have received a higher health level since I began using Dr. King's New Life Pills," writes Jacob Springer, of West Franklin, Maine. "They keep my stomach, liver and bowels working just right." If these pills disappoint you on trial, money will be refunded at Woodall & Sheppard's drug store. 25c.

THE WEATHER

Forecast for Charlotte and Vicinity.

Fair and warmer tonight, Friday, fair and colder.

State Forecasts.

Washington, D. C., March 26.
For North Carolina: Fair and warmer tonight, Friday, fair; colder in western portion. Fresh southwest winds.
For South Carolina: Fair and warmer tonight, Friday, fair; fresh west to south winds.

Weather Conditions.

The low pressure area central Wednesday morning over Wyoming has divided, one center moving eastward over Wisconsin and Illinois, and the other moving southward over Utah. Pressure over the Atlantic coast has continued high. Snow has fallen over the upper Lake region and Montana, and rain over the Pacific coast states. Elsewhere over the country the weather has been fair during the past 24 hours. Temperatures have risen over the Ohio and Mississippi valleys, and have fallen over the Missouri valley and the northwestern states. Indications are for fair, warmer weather in the vicinity of Charlotte tonight, and fair, colder weather Friday.

W. J. BENNETT, Observer.

"Mary Said Nothing."

Justice Brewer of the United States supreme court is said to be the author of this story: A witness testified in a certain case that a person named Mary was present when a particular conversation took place, and the question was asked, "What did Mary say?" This was objected to, and after some discussion the judge ruled out the question. An exception to this decision was immediately taken, and on appeal the higher court reversed the verdict and ordered a new trial on the ground that the question should have been answered. At the second trial the same inquiry was propounded and elicited the information that "Mary said nothing."

Match Play.

"What's bogie at your golf club?"
"Nineteen social highballs and three gin rickies."—Puck.

Mr. William Dockery, of Rockingham, was a visitor in the city today.

GREAT DEMAND.

For Hyomel the Catarrh Cure That R. H. Jordan & Co. Guarantee.

The sales record of all medicines by R. H. Jordan & Co. has been broken by the recent remarkable demand for Hyomel. This is not alone due to the peculiar weather conditions that have increased catarrhal troubles, but the way in which R. H. Jordan & Co. sell Hyomel is undoubtedly responsible for many sales.

With every dollar outfit they give their personal guarantee to refund the money if Hyomel does not give absolute satisfaction. Ask R. H. Jordan & Co. to explain to you about this guarantee.

There is no stomach dosing with Hyomel. It is a medicated air treatment that kills all catarrhal germs, preventing their growth and making catarrh impossible. It has cured many right here in Charlotte and you should try it now and get relief from catarrh.

FOR RENT—One or two nicely furnished rooms. Desirable location. Modern conveniences. Phone 1866. 26-31

BUSINESS BUILDERS

GROCCERS

NEW IRISH POTATOES, CELERY, GREEN SWEET PEAS, TOMATOES.
S. R. LENTZ,
Fred Cochrane, Mgr.
Phone 251.

WHEN YOU MAKE A PUDDING

do you use any of the following: Pearl Barley, Sago, Wheat Farina, Granulated or Pearl Tapioca? If not you will find a great improvement in them after their use. Always fresh.
MILLER-VAN NESS CO.,
27 N. Tryon.

SPECIAL HAM SALE.

These are the finest Hams on the market and every ham guaranteed.
12 1-2c. White Comb Honey 15c and 22 1-2c.

BRIDGERS & CO.,
203 W. Trade.

RICHELIEU COFFEE

is as near perfection as can be produced. This coffee is put up and guaranteed by one of the largest houses in the United States. I have sole agency for it in Charlotte. Give it a trial.
5 D. Pickles for 25 cts.
L. L. SARRATT,
Phone 103. 309 N. Tryon St.

DRUGGISTS

We Have Left A FEW VERY PRETTY CALENDARS

Will be glad to give them to any of our customers that have not received one.

DILWORTH DRUG STORE
B. S. Davis
Phone 247.

JACOBS CANDY

None Better.
75 Cents.
JAMES P. STOWE & CO.,
26 South Tryon.

MISCELLANEOUS

FROG LEGS

Shipe, Squab, Spring Chickens, Shad, Shad Roe, Trout and every seasonable delicacy at

THE GEM.

Bank Talks

BY THE

American Trust Co.

Don't hurry about it but don't lose any time. We are talking about opening a Savings Account.

It is often the case that the fellow who falls all over himself to get his money in the bank Saturday night draws it out on Monday. But it is the resolute, unshaking, unerring policy that wins. Such a policy applied to the handling of a Savings Account with us is just as sure to result in accumulating a surplus that will surprise you as that time passes.

We are not using this space to explain theories. The above is a FACT that has come out of six years experience in the matter.

Open your account this month. New Interest Quarter begins April 1st.

Offices in the Trust Building

North Charlotte Lots for Sale.

I own the two most desirable lots in North Charlotte, on Brevard street, between 21st and 22nd streets, opposite Swift's offices, on car line, with water and lights already there. For sale to quick purchaser on long time. Will sell one or both.
FRANK F. JONES.

TYPEWRITERS RENTED

100 rental machines, all makes, ready for instant delivery. Every machine first class in every particular.
J. E. CRAYTON & CO.,
217 S. Tryon St.
Phone 304.

PANAMA AND STRAW HATS

Cleaned and reshaped in the latest style. No paste or acid used.
M. KIRSCHBAUM, The Hatter,
245 W. Trade St.
Charlotte, N. C.

ROOFING

I will tear off the old shingles and put on a new tin roof for you at about the cost of a new shingle roof. A tin roof is better and gives you cheaper insurance. Ask for estimates.
C. F. SHUMAN

REAL ESTATE

FOR SALE

Two fine building lots. Easy Terms.
W. G. SHOEMAKER,
227 N. Tryon St. Phones 306 or 444.

FOR SALE—For \$375 am going to sell a choice lot near Mint St. in 3rd ward; size 45x145 to alley. Lies beautifully, faces east, hence afternoon shade. It's worth \$500, but it must be sold. Now, wait until the other fellow gets it, then enss your wife for your own delay. E. L. KEESLER, Phone 344. 25 S. Tryon St.

REAL ESTATE FOR SALE.

At Piedmont.
Lot 110x200 on E. 7th street. Will sell for small profit.
J. L. REDWINE
620 E. 7th.

FOR RENT!

STORE ROOMS.

HOUSES

720 E. 4th St., 7 rooms, modern conveniences.....\$25.00
218 East 8th St., 4 rooms.....\$10.00
511 W. 8th St., 3 rooms.....\$ 7.00
718 E. 4th St., 7 rooms, modern conveniences.....\$25.00
10 S. Myers, 6 rooms, modern conveniences.....\$22.50
E. 7th St. Ex., 7 rooms, modern conveniences.....\$22.50
Grade St., 7 rooms, modern conveniences.....\$20.00
6-room cottage, electric lights, opposite Myers Park..... 16.66
Providence road, 4 rooms..... 10.00
Craighead Park, 4 rooms..... 8.00
Belmont Avenue, Belmont, 4 rooms..... 7.00
918 N. Caldwell St., 6 rooms.. 12.50
Villa Heights, 4 rooms, per week.....\$ 1.50

FOR QUICK SALE.

One vacant lot N. Graham St.; 106 1/2 acre farm 3 1/2 miles Derita road; 50 1/2 acre farm 4 miles, \$2000; 13-acre farm 4 miles, new 2-room house, \$1300; 11-acre farm, 9 miles, at Crofts, \$650; 5-room cottage, close in \$3100.
N. J. SHERRILL,
Of Sherrill Mineral Springs Co.
Phone 918.

FOR RENT

Modern 5-room cottage 305 E. Vance (new).....\$19.00
Modern 6-room house 606 N. Poplar.....\$25.00
6-room house 715 N. Brevard.....\$15.00
5-room house 811 E. 9th (city water).....\$12.00
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3-room house 7 Catherine St.....\$ 1.25
1 story N. Caldwell St., per month.....\$ 5.00
1 1/2 St. Poplar St.

FOR RENT

Heinz's Dill Pickles, Mangoes, Sour Pickles, Plain Sweet Pickles, Sweet Mixed Pickles and a dozen different kinds in glass.
W. M. CROWELL,
Phones 744 and 297.

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SEE US

ABOUT YOUR BANK ACCOUNT.

If you are a new-comer.
If you do not now keep a bank account.
If you want to make a change for any reason.
Call and talk the matter over with us we think we can convince you that

THIS IS THE BANK

in which to make your deposits, whether on certificate at 4 per cent, in savings department at 4 per cent, compounded quarterly, or in a checking account.

Commercial National Bank

TO LET

Seven-Room House, close in, modern conveniences.....\$17.00
Nine-Room House, No. 8 South Davidson..... 30.00
Elegant Nine-Room Residence, Fourth Ward..... 37.50
Seven-Room, Modern House Corner Brevard and Liberty Sts. 22.50
Six-Room House, city water and sewerage, E. Grade St..... 20.00
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