

PERSONAL MENTION.

The Passing Through Gets a Show in this Column.

Mr. J. M. Proctor returned from Asheville yesterday.

Col. Kegan returned to the city yesterday.

Maj. S. T. Telfair arrived in the city yesterday.

Mr. E. S. Cheek is quite ill at his home on Dawson street.

Mr. H. E. Bonitz, of Wilmington, was a visitor here yesterday.

Miss Sallie Lee, of Goldsboro, has returned to Peace Institute.

Miss Lillie Williams left yesterday for Portsmouth to visit relatives.

Mr. E. W. Edwards is quite sick at his home on South McDowell street.

Mr. Oliver H. Dockery, Jr., of Rockingham, was in the city yesterday.

President J. A. Atkinson, of Elon College, was in the city yesterday.

Mr. Chas. A. Cook, of Warren, arrived in the city yesterday to see the Governor.

Railway Commissioners Caldwell and Pearson left for their respective homes yesterday.

We regret to note that Mr. J. R. Ball is critically ill at his home on East Morgan street.

Hon. F. A. Woodward, who has been in the city a few days, returned to his home in Wilson yesterday.

The many friends of Mr. W. N. Snelling will regret to know that he is ill at his home on Morgan street.

Mrs. Mary Daniels, of Wilson, is visiting her son, Mr. Joseph Daniels, editor of the News and Observer.

Mr. Jones Fuller and Mr. Claude Denson, of the University, are in the city to spend today.

Mr. E. C. Smith, Mr. C. C. Baker and Mr. Chas. Gattis went to Southern Pine yesterday to attend the Traveler's Banquet.

Mrs. R. E. L. Bunch and Master L. Bunch, Jr., returned yesterday to Washington, after spending the holidays in Raleigh with Mrs. F. A. Olds.

The two Raleigh firms who gave in the largest amounts so far for the purchase tax for the past six months gave in \$51,244.17 and \$23,484.96 respectively.

Miss Ella Norris, with her two guests, Misses Sara Newsom and Allie Chilton, of Memphis, Tenn., returned yesterday morning to Washington College. They have brightened and graced every social event in the city. If they only carry away as deep an impression of Raleigh and its people as Raleigh people have of them, it will be a long time before the good old "City of Oaks" is forgotten.

Misses Lula and Lizzie Briggs, after a pleasant visit to relatives in this city, where they made many friends, who regret their leaving, left on Tuesday, Miss Lula to return to her home in Raleigh, and Miss Lizzie to visit her friend, Miss Smith, in Gatesville, daughter of our valued friend, Mr. L. L. Smith, Esq. Miss Lizzie is distinguished for her literary and Miss Lula for her musical attainments—Elizabeth City Economist.

Local Paragraphs.

Eighty-three years ago today the battle of New Orleans was fought and won by that staunch old fighter, Andrew Jackson.

Supt. Melrose announces that he will have the proceedings of the Supervisor's recent meeting printed in neat pamphlet form this week.

Miss Bertha C. Swinson, of Sampson county and John H. Royal, of Wake Forest, have entered the Raleigh Business University.

Criminal Court convenes tomorrow, Judge Timberlake presiding. There are 110 cases docketed. Forty prisoners are in jail awaiting trial.

There will be a meeting of the X Circle of St. Mary's Guild at the residence of Mr. Chas. E. Johnson on tomorrow afternoon at 4 o'clock.

Miss Rosa Ashe's condition continued to decline yesterday, and our last intelligence was that it was doubtful whether she would survive the night.

The annual meeting of the Board of Trustees of the University will be held in the Governor's office in this city, on Thursday, January 27th, at 12 m.

William G. Hill Lodge, No. 218, A. F. & A. M., will meet in regular communication on next Monday night at 7 o'clock. Visiting brethren invited to be present.

The Chorus Class of the Raleigh Musical Association, will meet for practice at their hall Monday evening, Jan. 10th at 8 o'clock. A full attendance is desired.

The Oak City Steam Laundry, advertisement of which appears in today's Post, still continues to do business at the old stand in the most satisfactory way to a daily increasing list of gratified customers.

It is claimed that some new evidence will speedily be presented in the case of John Evans, the Rockingham negro in jail here and under sentence of death. His attorneys have been quietly at work for some time.

Mr. and Mrs. Isaac E. Emerson, of Baltimore, announce the engagement of their daughter, Miss Lillie, to Mr. Walter Woodard White, of England, the wedding to take place in February. Mr. White is a member of the firm of Roessler and Hasselcher, of New York city, and Miss Emerson will be remembered as the grand-daughter of the late Wm. F. Askew, of this city. The ceremony will be solemnized in Saint Peter's church, Baltimore. Miss Emerson has been a frequent visitor to Raleigh.

Notice.

The annual meeting of the stockholders of the Raleigh Water Company, will be held at the office of the Company, 115 W. Morgan street, at 4:00 o'clock Tuesday, January 19th, 1898, the same being the third Tuesday in January.

A. M. McPHERSON, JR., Sec.

RAILWAY OFFICERS.

(Continued from 1st Page.)

majority of the Commission that they had a right to examine and investigate the books, and hence it was their painful duty, if the witness still refused to answer the questions, to adjudge Mr. Munson in contempt of this court, and at each him until he does answer. "We might as well reach an understanding now, at the start," added the chairman, smiling.

Mr. Busbee said that this investigation seemed to be remotely involved with actions in some other tribunals. The Chairman said that the investigation was to ascertain if there had been violations of the law and to furnish the Commission with information for future work.

Mr. Munson was then told to stand aside. Examination of Mr. R. L. Potts. Mr. R. L. Potts, local freight agent of the Southern Railroad, then took the stand and was asked various questions concerning a shipment of goods for Otto Wilson to Round Knob.

Chairman Caldwell then asked Mr. Potts: "What record, if any, have you of the shipment of furniture in question to Round Knob?"

A. I cannot remember.

Q. Do you keep a record of all shipments made by the company?

A. Yes.

Q. Have you investigated since process was served upon you to ascertain if a record was made?

A. I have tried to get the books together. I had no data to work on.

Q. Where is that record?

A. In my office.

Q. Why have you not brought that up?

A. I did not have time enough to get them together.

Q. Have you found no entry of such shipment to Round Knob?

A. No, not up to this time.

Q. What personal recollection have you, outside of your record, of this shipment having been made from Raleigh to Round Knob?

A. I do not know the shipment referred to. Shipments go that I never see. They are handled by my clerks; the majority of them go without my knowledge.

Q. Where were you yesterday evening from 1 o'clock until 6?

A. I was at my house for a good while. I was up town twice. I was at several places. I was at my house twice yesterday after I had my breakfast. My wife was going to return today and I was there somewhere about the neighborhood of 2 p. m.

Q. Did you have any information after 1 o'clock yesterday that a subpoena had been issued for you to appear before this court?

A. No, I did not know anything about it until it was served upon me at 5:35 yesterday evening.

Q. Why is it you do not bring your record with you?

A. Because I cannot get them together as I stated.

Q. How long would it take you to get your records from April 1st to August 1st for shipments made?

A. I cannot say exactly.

Q. Can you get them by 2 o'clock?

A. I cannot say positively.

Q. Can you get them by 3 o'clock?

A. Cannot promise, I will try.

Q. We will expect you to have them here by 2 o'clock. We think it a reasonable time.

Mr. Henry Miller on the Stand. Mr. Henry W. Miller, Private Secretary and Chief Clerk to Col. A. B. Andrews, was then called to furnish information as to the issuance of free passes by the Southern in the years of '95, '96 and '97.

Chairman Caldwell asked Mr. Miller to state what knowledge he had of any free passes or dead-head tickets being issued and given by the Southern Railway Company to individuals for the years 1895, 1896 and 1897.

Mr. Miller declined to answer, giving exactly the same reply as did Mr. Munson in the first question asked him.

Q. Do you sign all passes for the Southern?

A. No.

Q. Can you state in what way that would criminate you? (Same answer.)

Q. You keep a record of matters of that kind? (Same answer.)

Q. Is there a record of the number of passes now in force by the Southern Railway in your office?

A. I cannot tell you.

Q. What is the custom in issuing passes; don't you keep a record? (Same answer.)

Q. Have any free passes of your own knowledge been issued since January 1st?

A. Some director passes have been issued and those governed by exceptions. I have not a pass gone out of Col. Andrews' office to your own knowledge to Col. J. M. Odell of Concord?

A. Yes.

Q. Since the first day of January, 1898?

A. Yes; issued on account of director of Yadkin Railroad.

Q. Have you issued a pass since the first of January to J. W. Cannon of Concord?

A. I have issued no passes. One was issued to Mr. Cannon as a director of the Yadkin road.

Q. Has one been issued to T. J. Allison of Statesville, ex-marshall?

A. Not that I know of.

Q. He has a pass?

A. I do not know.

Q. I ask if the Southern has not issued a pass to J. H. Reid of Mt. Mohan?

A. To the best of my recollection, Yes.

Q. Why issued?

A. In 1898, he is a director of the A. T. & O.

Q. I ask you if you do not know of your own knowledge that F. J. Axley, of Statesville, rode on a pass for the year 1897?

Mr. Miller declined to answer.

Q. I ask you if you do not know that a pass was in the hands of J. W. C. Long for 1897 by Southern Railway Company?

A. I do not.

Q. I ask you if since the first of January any mileage books have been issued by that Company without fair consideration that other passengers get?

A. I do not know.

Q. You do not issue mileage tickets?

A. No, I have nothing to do with the passenger department at all.

Q. Who has charge of that department in the city of Raleigh?

A. City ticket agent.

Q. Up town?

A. At the depot; regular man who sells tickets.

Q. Any other place in Raleigh where tickets can be procured?

A. Not of the Southern Railway Company.

Q. The company did issue passes to all members of the Legislature?

Mr. Miller declined to answer.

Q. I ask if you do not know, as a matter of fact, that Judge Simonton rides over the Southern without paying transportation?

A. No.

Q. Have you ever been on the train with him?

A. Not that I know of, or can recollect.

Q. What is your custom for keeping record of passes when issued. (Same answer.)

Q. How many passes have been issued since January 1st?

A. I do not know.

Chairman Caldwell then said that Mr. Miller's case was similar to Mr. Munson's and the same ruling would apply, hence he also was judged in contempt of court.

Col. A. B. Andrews Examined.

Col. A. B. Andrews, the Vice President of the Southern, was the next witness examined relative to the issuance of free passes.

The first direct question put Col. Andrews by Chairman Caldwell was:

Q. State whether or not there is a record kept in your office of the number of passes and to whom issued by your company for the past three years?

Col. Andrews: There is a record of most of them, yes.

Q. Where is that record?

A. I do not know.

Q. In your office?

A. I do not know. At the end of the year it is generally sent to Washington. There often destroyed.

Q. Has last year's record been sent to Washington and destroyed?

A. I cannot answer that question.

Q. Have you made an investigation of the office to see?

A. Yes; I got here this morning and looked and did not find it.

Q. Have you the record of the passes issued since January 1, 1898?

A. I have.

Q. Have you the record in court with you?

A. No.

Q. Where is it?

A. I do not know exactly. I suppose there is a record. I do not know of my own knowledge.

Q. If there is a record, cannot that record be produced here—of this year's passes I mean?

A. It may. I cannot answer whether it can or not.

Chairman Caldwell: What personal recollection have you for issuing passes for 1898?

Col. Andrews: I have issued no passes except to directors, attorneys and editors for advertising since January 1st, 1898, and if you will pardon me I still say we have issued no passes that I am aware of since October, except under the exceptions in the act.

Q. Can you give us a copy of the directors, attorneys and newspaper men to whom passes have been issued?

A. I would like to consider the matter.

Q. You are acquainted with Judge Simonton?

A. Yes.

Q. State whether he rides upon a pass or not?

A. I do not know.

Q. State if you have not time and again forwarded special cars, and put them at the demand of Judge Simonton.

Col. Andrews declined to make an answer, giving Munson's original reply.

Q. Have you issued or caused to be issued since January 1st any mileage tickets without regular compensation being paid?

A. I have not.

Q. Have the conductors upon any of the branches of your system had any instructions since January 1st to pass any particular person or persons without collecting fare or ticket?

A. Not that I know of. None from me.

Q. Do you know that any instructions of that kind have been given.

A. No.

Q. State whether you have any information, by record or otherwise, of the shipment of what is known as the Wilson goods in the year 1897 from Raleigh to Round Knob?

A. I have no record of it or any recollection of it.

Q. Was ever application made to you for special rates for these particular goods; if so by whom?

A. I have no recollection of it, if application was made. It may have been, but I have no recollection of it. That is my answer.

Q. I believe you stated that it was not your purpose to issue any passes for the coming year other than within the exceptions?

A. Yes, we have so given orders.

Commissioner Pearson asked: Did you make any such acknowledgment to the Railroad Commission?

Col. Andrews replied: I have not. I did not know it was necessary. I have not made any such, but I will make it to you now. Not only that, but I had a letter from an officer of another line yesterday, asking me what we proposed to do—to issue none. That is our purpose.

Mr. Busbee: I shall at some time ask the Commission for their construction of section 25, as to the exceptions. Some question may arise about it. The Southern Railway employs local counsel in various counties along the road and pays for services by a pass in lieu of so much money. We regard that as strictly in compliance with the act.

At another time another railroad company will write and ask for their counsel or for some subordinate who has not an annual pass—a trip pass—or we will wire or write to some railroad, saying such and such conductor or person is on business for the company, and going to such and such place, and we ask an exchange. We have given the matter careful attention, and intend to issue no passes except what come within the exceptions to the act.

Q. Col. Andrews, do you decline to furnish the Commission with a list of the passes issued in 1897, or will you comply with it?

A. I decline to answer. (Same reply.)

Q. Do you decline to furnish a list of the passes issued this year?

A. I desire to consult counsel about that before answering.

Q. We give you that privilege, of course. Do you know whether Judge Simonton rides free upon the Pullman palace cars, so far as the Pullman Company is concerned?

A. I do not know.

Mr. Busbee then stated that it was probable that they would furnish the Commission with a list of passes issued since January 1, 1898, which was also requested, but that they would not furnish the list for 1897.

Chairman Caldwell then announced that Col. Andrews would come under the ruling concerning the first witness, so Col. Andrews was judged in contempt of court.

The Commission then adjourned until 2 p. m.

Afternoon Session.

The afternoon session was called promptly at 2 o'clock, all the Commissioners and witnesses being present.

Col. Andrews submitted an affidavit, sworn to by himself, before Clerk Brown of the Commission, which he read to the Board. Herewith is a copy of the affidavit:

"A. B. Andrews, being duly sworn, doth say that he has examined the list of annual passes issued by the Southern Railway Company for the year 1898, through himself and according to his information and belief and the advice of counsel no pass has been issued in North Carolina that is in violation of the order of the Commission or the law of North Carolina.

"But affiant further states that he may be misinformed as to the true meaning and effect of the statute, and his counsel may likewise be in error, and by furnishing such statement of passes issued through himself he may be furnishing evidence which might tend to show in the opinion of the commission or of some court that affiant was guilty of some offense, or might furnish the source from which such evidence might be obtained. So far as affiant knows no other common carrier has been called upon to furnish such list. For the reason stated, and disclaiming so far as affiant knows any violation of law, yet being unwilling to rely absolutely upon such information and advice, which might be decided to be erroneous by a court, and thereby subject affiant to a prosecution he declines to furnish such list.

Mr. Pearson stated to Col. Andrews that similar action had been taken against other railroads for the issuance of free passes. He stated that the Commission had no hostility towards the Southern, and that he did not want it to appear that there was any discrimination.

Col. Andrews said: "I am very glad to hear you say that."

Mr. Caldwell expressed the same sentiment, as did Mr. Pearson.

Col. Andrews stated that the Southern Railway intended to observe the law to the letter, and that it had done so since the charge to the jury by Judge Robinson at the last term of court.

Mr. Busbee stated to the Commission that it was desired by the company to observe the law to the letter. He suggested that possibly there might be some difference as to the interpretation of the law, but that the company was sincere in the matter.

Chairman Caldwell stated that he would be pleased to have a conference with Mr. Busbee and exchange views as to the exact meaning of the law.

Mr. R. L. Potts was then called again for examination.

Chairman Caldwell: Have you made a search for the record asked for?

Mr. Potts: No.

Chairman Caldwell: Do you decline to say what that record shows?

Mr. Potts: I do.

Commissioner Pearson: Do you refuse to produce that record?

Mr. Potts: I do.

Chairman Caldwell: Do you refuse to produce any books for the information of this court on this subject?

Mr. Potts: I do, for the reason before mentioned, that I might be incriminating myself.

Chairman Caldwell then announced that the Commission, for reasons best known to the members, would not take action today, but that notice would be served on the witnesses to show cause, Thursday next, why they should not be attached for contempt of court.

The meeting Thursday next will be held at 10 o'clock. The commission then adjourned.

The Bal Poudre.

Final arrangements for the Bal Poudre were perfected on yesterday afternoon at an enthusiastic meeting of the Ministering Circle. The ball is to take place at the Park Hotel on Friday night, January 14th. Equerbody is going. The elite of the Capital City will be there in force and in powder and patch. The ladies particularly request dancers to provide their hair.

This ball is to be the greatest social affair of a brilliant season of events. The patronesses are Mesdames Chas. M. Busbee, T. T. Hay, Alfred M. Thompson, Alfred Haywood, Lottie McAden, Oweeta H. Foster, Julian Timberlake, Herbert W. Jackson, William Holt Williamson, W. R. Tucker, Misses Coffin, Cowper, Kaner and Deason.

The ball managers are Messrs. Henry W. Miller, Frank P. Haywood, Victor H. Boyden, Will West and Alfred Thompson, Jr.

Dancing begins at 9 o'clock. Tickets on sale at King's drug store. Price 50 cents.

Death of Mr. William B. Gattis.

Mr. William B. Gattis, one of the oldest citizens of this community, died yesterday morning at 6 o'clock at the residence of his grandson, Mr. E. S. Cheek, on North Dawson street.

Mr. Gattis was 84 years old, and had been feeble for some months, though his death was somewhat sudden. He had been living for several years with his daughter, Mrs. Emily Cheek, and his grandson, Mr. E. S. Cheek. He was a consistent member of the Methodist church, a quiet citizen and a good man.

His funeral will take place from the residence, 238 North Dawson street, this afternoon at 3 o'clock.

Wm. G. Hill Lodge.

There will be a regular meeting of Wm. G. Hill Lodge, A. F. & A. M., No. 218, Monday night at 7 o'clock.

For Our City School Libraries.

Of course everybody knew it was an error in yesterday's paper, the statement that the proceeds of the performance by the University Dramatic Club next Friday night would go to buy books for the University library. The boys are coming in the interest of our city school libraries, and because a Raleigh boy takes an important part in the play and because they have numerous friends here.

From all accounts where they have been they give an unusually good performance. "London Assurance," by the University Dramatic Club, will be one of the hits of the season that nobody wants to miss.

A Bargain.

A nice driving Horse and rubber-tired Buggy. Can be seen at Upchurch's stables.

J. A. SANDERS.

Wanted.

Experienced, active and reliable life insurance solicitors to represent The Prudential Insurance Company of America.</