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121 East Martin Street.

Raleigh, N. C.

THE WEATHER.

For Raleigh and Vicinity: Partly cloudy to cloudy with local showers tonight or Thursday; cooler tonight.

For North Carolina: Generally fair tonight and Thursday; cooler to night; moderate north winds.

Weather Conditions.

The tropical storm is causing high winds on the Texas coast with heavy rain at Corpus Christi. Galveston again reports an unusually high tide with a very rough sea. The extensive high pressure area overlying the northern states has moved slowly southward, attended by cool weather from the Rocky Mountains to the Lake region and Ohio valley. Much cloudiness is reported with showers at widely scattered points.

Conditions are favorable for partly cloudy to cloudy weather, with local showers in this vicinity tonight or Thursday. It will be somewhat cooler during the next two or three days.

L. A. DENSON,
Section Director.

Canon Wants to Swear.

(By Leased Wire to The Times.)
Danville, Ill., Sept. 13—Speaker Cannon today refused to make any comment whatever on the result of the Maine election, saying that he had not yet had an opportunity to see the complete returns and besides the situation appeared to be such as to make printable comment unnecessary.

"But does the misunderstanding amount to much?"

WHICH COURT IS IT IN?

Plaintiff Says a Case is in the State Court While the Defendant Says it is in the Federal.

Some interesting features were brought out in the argument of the case of Higson vs. Insurance Company in supreme court this morning. The plaintiff instituted an action in Pitt county court last September. After several months the defendant got an order removing the cause to the federal court on the grounds that one of the parties was a non-resident. This move was made, so it is claimed, without notice to the plaintiffs attorneys, and in a method not generally in use.

In May of this year the case was called in the state court before Judge Peebles, and as the defendant had filed no answer, a judgment of default and inquiry was entered, whereupon the defendant, claiming that the case was not in the state court, appealed to the supreme court. Mr. Harry Skinner represents the plaintiff and Mr. L. I. Moore and Mr. C. W. Tillet the defendant. The question that they are worrying over is which court properly has the case.

AT PRIMITIVE BAPTIST CHURCH.

Elder Cayce of Tennessee and Elder Moses of Georgia Will Preach Tonight.

Elder Cayce, of Tennessee, and Elder Moses, of Georgia, will preach at the Primitive Baptist church tonight at 8 o'clock and tomorrow morning at 11 o'clock.



Nearly two hours were consumed this morning in trying two little cases, that would have been ended in ten minutes but for the array of legal talent that had to be displayed. Court rooms sometime remind one of a military opening when everything they have must be displayed. The patience of a job must be imported into a police matinee, to have to listen, day in and day out, to the many unnecessary questions, but they have that "divine right" and they make good use of it at times.

John Hobby, colored, was before his honor for indecent exposure, but was dismissed.

Rosa Timberlake, colored, aired out her domestic affairs and her household troubles, when she came in answer to the charge of disorderly conduct. Appearing for the prosecution were Attorneys Hump and Lyon, while the defendant was represented by Messrs. Lenoir and Laine. Lenoir told of Rosa coming to her home in search of her husband. He had arrived a moment ahead of Rosa, to return a borrowed knife and when Rosa appeared a row began. She wanted to know why he did not go on down town as he told her he was going to do. Then she proceeded to use all kinds of profane language. She accused Lenoir of asking her husband for money; which she denied. Lenoir said she came here from Forestville, but denied that she had anything to do with the separation of Henry Wilson and his wife. David Jeffries declared he was present and Lenoir did not mention anything about money to Rosa's husband, that Rosa cursed her husband and everything in the house. Westley Timberlake, husband of Rosa, said he had started up the street and went by Lenoir Hinton's to deliver

a knife he had borrowed from David Jeffries. While there Lenoir asked him to divide his week's wages with him, as it had been a fair week. That his wife did not curse him and only ordered him to go. Rosa Timberlake swore that she followed her husband, as she had been told that he was a frequent visitor at Lenoir Hinton's. She said she did not curse him at all. Mr. Worlds testified that he had known Lenoir Hinton for some years and never heard anything against her. Rosa was allowed to go with the payment of cost, \$2.75.

Robert Morgan, colored, was charged with selling whiskey. Henry Lindsay swore that he handed Morgan 50 cents on July 4th and he went off and returned with some whiskey. Morgan runs a barber shop on Wilmington street and he remained in the shop until Morgan could return. He turned over the whiskey to Blackwood and Bennett. He denied that a tale was made up to get out of this trouble in the presence of Frank Houston last Saturday night. Capt. Jack Beasley said he went to the shop to arrest Morgan and when he went to the back room of the shop, he found in a trunk 43 half pints of whiskey. Frank Perkins swore he was getting a hair cut in the shop and that Morgan never left the shop at all, that Lindsay went through the shop saying two white fellows were after him. Frank Houston said he was in front of the shop and saw Lindsay go in but Morgan did not go out after the whiskey at all. Last Saturday night he said he was called into a shop by Lindsay who tried to concoct a scheme to get out of this trouble, but he flatly refused to enter into any such deal. The case was continued until Thursday morning.

TO MEET IN DURHAM TWO ARE PARDONED

Eighth District Odd Fellows to Meet With Brethren of Ninth

Odd Fellows of This District Held Interesting Meetings Here Yesterday Afternoon and Last Night—All Lodges Were Represented.

The eighth district Odd Fellows held their convention in this city yesterday afternoon and last night. The attendance was good, every lodge in the district being represented.

All delegates reported their lodges to be in good shape and bright prospects for an increase in membership. Last night there were several addresses, the conferring of degrees on a candidate and refreshments were served.

Prayer of thanksgiving was offered for the recovery of Grand Secretary B. H. Woodell, also a petition was offered for the recovery of Mr. C. F. Lumsden.

The convention accepted the invitation of the Odd Fellows of the ninth district to meet with them in a joint convention to be held in Durham next March.

"BEULAH."

At the Academy of Music Saturday, September 17th, Matinee and Night.

Alice E. Ives's dramatization of Augusta J. Evans's famous novel of southern life, "Beulah" will be seen in this city at the Academy, matinee and night Saturday, September 17th. Miss Ives is an able writer and has scored at least two great successes during recent years with her "The Brooklyn Handicap" and "The Village Postmaster," and with the material the author of the book has provided, there is sufficient assurance of an unusual attraction. Janet Waldorf, a young actress who recently completed a tour around the world, in the course of which she visited all the countries of the Far East as well as the English-speaking cities of Europe, and who will be remembered by well informed theatre-goers for her work as a co-star with E. J. Morgan in "The Eternal City," will play the title role.

"A Gentleman From Mississippi."

"A Gentleman From Mississippi," which will be the offering at the Academy of Music Tuesday, September 20th, is acknowledged to be the best American comedy produced in twenty years. No other American play has excited such widespread discussion. Men of eminence and of all parties and professions endorse it. The magazines and editorial columns discuss it. Everybody goes to see it. It is strong and stirring. It does something more than reveal the workings of Washington political life. There is a sound, wholesome, natural love story. There is abundant comedy and crisp epigrams that have become popular expressions of the day. Robert A. Fischer will be seen as Senator Langdon and Manager Wm. A. Brady will send a special New York cast, among whom are John Butler, John Arthur, W. H. Townsend, Arthur H. Ebbetts, Thomas A. Irwin, Ernest Evers, Frank Hartwell, E. H. Bender, Walter Pollock, George H. Palmer, Emma McFerrit, Leah Beard, Jane Otey, Jane Fernley, Beulah Watson and Lute Adams.

14—1t.

TWO ARE PARDONED

Will Nichols, of Stanley County and Isaac Holloway, Alleghany

Holloway is Serving an Eighteen-Month Sentence for Manslaughter and Nichols is Serving Three Months For Gambling.

Governor Kitchin today pardoned Isaac Holloway, of Alleghany county, and Will Nichols, of Stanley county.

Isaac Holloway. Isaac Holloway was sentenced at the spring term of Alleghany court, 1909, to serve 18 months on the Forsyth county roads for the crime of manslaughter.

Reasons for pardon: Prisoner, who is 60 years old, bore a good character prior to the offense for which he was convicted. It appears that prisoner and deceased met on the road. Prisoner said to deceased, "I told you to stay off my lands." Deceased said, "I went through and will do it again." Prisoner replied, "Stay off my land and we will have no trouble." Prisoner went on towards his house. Deceased followed and cursed him, and called him a coward. Deceased threw down his coat, followed prisoner about 75 yards and threw a rock at prisoner. Prisoner turned with a shot gun. Both parties shot, prisoner firing the fatal shot, and deceased firing his pistol three times, one ball striking prisoner in the thigh. Prisoner's record is good on the roads.

Many citizens request pardon and none opposes. The trial judge and solicitor recommend pardon. I pardon prisoner on condition that he remain law abiding and of good behavior.

Will Nichols. Will Nichols was convicted at the July term of Stanley county court, 1910, of the crime of gambling, and sentenced to serve three months on the roads.

Reasons for pardon: Pardon is asked on the ground of prisoner's failing health. Prisoner's attorney says he has called his condition to the attention of the trial judge and that he approves the pardon. The solicitor strongly recommends clemency, saying that had he known of prisoner's condition he would not have asked judgment against him. The county superintendent of health certifies to the fact that prisoner has tuberculosis. Pardon is granted on condition that he remain law abiding and of good behavior.

MEETING POSTPONED.

International Congress on Hygiene and Demography Will be Held in 1912.

Governor Kitchin has received information that the fifteenth international congress on hygiene and demography, which was called to meet in Washington, D. C., September 26 to October 1, 1910, and to which he appointed delegates, has been postponed until 1912.

PERSONALS.

Dr. R. A. Moore, of Durham, is in the city today.

Mr. J. L. Courtland, of Greensboro, is registered at the Yarrowborough.

Vineyards in Southern France are worth \$20 to \$40, and flower and vegetable lands \$400 to \$800 an acre.

Weighing less than 50 pounds, an electrically driven machine has been invented for scrubbing floors.

HAND-BOOK IS OUT

North Carolina Democratic Hand-Book Being Distributed

Over Two Hundred Pages of Sound Democratic Doctrine That Should Be Read By Every Voter—Copies Mailed to All Who Desire One.

The North Carolina Democratic Hand-book for 1910 has been printed and is now ready for distribution. It is one of the best prepared and most complete hand-books ever issued in the state, dealing with the issues of the campaign in a clean and clear-cut manner. The principles of democracy are set out in such a manner that every voter in the state can readily form an opinion which party is the one that is devoted to the best interests of the state as a whole.

The book contains over 200 pages, but is in such style that the reading is interesting. The age of blindly following the leader is past and the era of education and intelligent voting is at hand. The citizens want to know all about the issues that are being fought out, and he studies the policies that are advocated, and makes up his mind accordingly.

In order that all may know just what the party has done and proposes to do the executive committee has issued the hand-book. At the top of the front cover is the following:

"Privilege must be arrested at Washington."

Butlerism must be averted at Raleigh."

The first few pages are taken up with a brief introduction by Chairman Eller, which is followed by the platform adopted at Charlotte, Chairman Eller's and Senator Overman's speeches at the state convention occupy the next pages, after which there is a comparison of democratic and republican rule in this state, in which every department of the state is discussed. Many issues involved in the national campaign are thoroughly discussed, showing just what the position and record of each party is on these important matters.

This hand-book should be in the hands of every voter in the state in order that he may inform himself how to vote. These books are ready for distribution and any one desiring a copy should write to Chairman A. H. Eller, Raleigh, N. C.

NOTICE TO OWNERS OF DOGS.

The police force will, on September 20th, begin to take a complete census of dogs in Raleigh. Dog owners who have not by that time paid the tax of \$1 will be indicted. This tax was due July 1st.

J. S. WYNNE,
Mayor.

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and keep it up.
MAKE A DEPOSIT
of the amount you can save
EVERY WEEK.

We do a Savings Bank business, pay

FOUR PER CENT.
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A BUSINESS EDUCATION.

There is an unlimited demand for young men and women who are well trained for business employment. We have placed hundreds on the way to success. We have a large faculty of experienced teachers, and a large enrollment of students. Up-to-date equipment. Write for handsome catalogue. Address

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We also teach Bookkeeping, Shorthand and Penmanship, by mail. Send for Home Study Circular. Address J. H. KING, Pres., Raleigh, N. C.

The Home Coming

In every section of the country old Tar Heels are getting ready to come back home for a visit during Fair Week in October.

Every citizen of Raleigh should get ready to give them a royal welcome.

The Officers of

The Citizens National Bank of Raleigh
and
The Raleigh Savings Bank and Trust Co.

will be glad to furnish information and to render any assistance possible to those who are expecting to attend THE HOME COMING.

Write to them—and when you come make their Banking House your headquarters.

Have your mail sent in their care.

The Commercial National Bank,
RALEIGH, N. C.

Accounts Received For Any Amount.
4% Paid on Time Deposits.

You Will Find a Welcome at Our Bank.

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Issued by this Bank bear interest at 4 per cent. from date if deposit remains three months or longer.

WE WANT YOUR BUSINESS.

Merchants National Bank,
OF RALEIGH, N. C.,

DIRECTORS—E. C. Duncan, Wm. H. Williamson, W. F. Utley, C. H. Smith, J. G. Ball, Alexander Webb, James R. Young, Job P. Wyatt, Chas. B. Aycock, George P. Folk, Jas. R. Rogers, George E. Hunter, J. L. O'Quinn, W. B. Drake, Jr., Aycock & Winston, Attorneys.

Wake County Savings Bank.

In addition to our regular Savings Deposit Plan we are now using CERTIFICATES OF DEPOSIT bearing 4% interest from date.

CALL OR WRITE FOR PARTICULARS.

WE WANT YOU TO SEE OUR CLOTHING

Thursday and Friday is our "Show You" days. These two days have been set apart for the skeptic, the timid and the devotee of the custom tailor. We have special lots for Thursday and Friday. We are at your service to show you on these two days. Thursday and Friday we will show The Cross & Linehan Clothing for comparison only. Every man in Raleigh who is interested in Better Clothes is invited to compare Cross & Linehan Clothing with the kind sold elsewhere. We will "Show You" the garments, try them on and explain why Cross & Linehan Clothing is sold at such reasonable prices. We will not try to sell you anything in the store unless you just simply want to buy. If you have never been in the Cross & Linehan store and doubt our ability to give you something better for your money; if annoying salesmanship, the obnoxious turn-over man, has made you timid about comparing or the magic charm of the custom tailor still holds you with his grasp, the opportunity to compare with freedom is open to you Thursday and Friday, September 15th and 16th. Ask to see and we will show you.

Cross and Linehan Company,
THE BETTER KIND OF CLOTHES.
FAYETTEVILLE STREET RALEIGH, N. C.

The Best Tailored To-Measure Suits From \$18.00 Up.

Whole Patterns Representing the Niftiest of the Fall Woolens.

The patterns are the fore-runners of this Fall's styles. We have all the new foreign weaves—some entirely new to this section, besides the very smartest in home manufacture. The beautiful new browns, greys, mixtures, serge, and worsteds are in abundance. Our cutter has the experience and ability to give you a perfect fit, and you will get nothing short of acme-satisfaction.

A few suits—of the discount sale—left. Good fall wear in them. They go at \$10.00. Ask to see them.

J. ROSENGARTEN CO.
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C. C. Phone