

DR. NESBITT DENIES THE RESPONSIBILITY

Declares The City Is Responsible For Nuisances Created By Refuse Dumping.

The following statement was issued this morning by Dr. Charles T. Nesbitt, county health officer, regarding who's who and why in the controversy precipitated by the appearance of Mr. C. C. Chadbourn, of the Chadbourn Lumber Company, before City Council with a request that the nuisance of dumping refuse into the river near the foot of Kidder street and within one hundred yards of his plant, be abated. Mr. Chadbourn, after threatening to indict every member of Council, was advised by City Attorney Robert Ruark to lay the matter before the Board of Health. He interviewed Dr. Nesbitt and the following is the latter's view of the situation.

"When the Board of Health took over the scavenging the foot of Greenfield street, near Kidder's Flat, there were no buildings within half a mile of the place. The county had been searched thoroughly for a place for a dumping station and this was the only available spot to be found. At that time a large proportion of the refuse in use were can closets and a dumping vat was constructed in connection with the sewer, together with provisions for washing the cans.

"It was understood by Council at that time that the continued use of this place would create a nuisance if used as a dumping place.

"In 1913 at the time of the consolidation of the city and county Boards of Health a committee composed of Messrs. Loughlin, Chadwick and Merritt were appointed from City Council and they appeared before the Board of Health to arrange some means for dealing with the scavenger nuisance at Greenfield street.

"The Board of Health urged the building of a long pier to deep water at the foot of Greenfield street so that the surface closet cleanings could be dumped directly into the river, and Council promised to build this pier at once. At the same time there arose a controversy between Council and the Board of Health over the budget for the Board of Health. For some reason best known to Council the committee from Council virtually demanded that the scavenger work be turned over to the city, the city to assume full responsibility for the same, the Board of Health exercising only its statutory function of sanitary regulations. The budget of the Board of Health was thus reduced by several thousand dollars and the board was relieved of a very troublesome and disagreeable feature of its work.

"Since that time the city has had full control of scavenger work and has therefore been fully responsible for the efficiency of collection and disposal of all refuse. Since that time the Board of Health, through the health officer, has protested repeatedly against the methods used in disposing of surface closet cleanings.

"Communications on this subject have been addressed to Council, the health officer has appeared before Council, the question has frequently been the subject of special reports and the result was repeated promises made by Council that the nuisance would be abated. On eight separate and distinct occasions this refuse nuisance has been investigated by grand juries and on four occasions the Board of Health has brought this nuisance to the attention of grand juries and with these facts in view it is difficult to see how the Board of Health can be held responsible for the continuance of a nuisance upon which it has exhausted every effort to abate.

"At a meeting of Council not later than November 29th, the health officer appeared before Council and again pleaded for relief for the citizens of the Fifth Ward who live in the neighborhood of the dumping station. This section has now been much more closely built up. It was explained to Council that at present there are a few less than 600 closets in the city in the sewer area not connected with the sewer and approximately 150 closets in use that cannot be connected. It was also pointed out that the original supply of closet cans which have been in use for five years are nearly all worn out and that closets that were formerly can closets are now being used as surface closets.

"It was further explained to Council that according to figures in our possession and according to Mr. Holton, who has charge of the scavenging work, it costs the city 26 cents to clean a surface closet or one provided with a box or tub, and that it costs but eight cents to clean a can closet.

"Council was advised to purchase cans and to install them in all closets not connected with the sewer as a measure of economy inasmuch as each can would pay for itself in six servings at the rate of a saving of 18 cents per service, and thus abolish the present troublesome, expensive and nuisance-creating scavenging methods now being used. Council was also asked to abolish the fee now charged for water and sewer connections and if possible to assist the small property-owner to install plumbing when he is financially unable to do so, it being pointed out that practically all of the places not connected are owned by poor people who, under the present high cost of living, find difficulty in securing food and

RIVER STEAMER ELLA PURCHASED

Capt. Harper Sells Vessel to Capt. Bailey, Acting As Agent For Others.

Capt. John W. Harper, owner of the Harper Line steamer, Wilmington, yesterday afternoon, sold to Capt. Edward P. Bailey, president of the Wilmington Iron Works, acting as agent for other parties, the steamer Ella, which vessel has been moored at Eagle's Island, across from Princess street, for many months, out of commission. It is understood that the purchase price was between \$8,000 and \$10,000.

For several months the steamer Ella plied between Wilmington and Southport as a freight and passenger vessel but later the double service was discontinued and now only the Wilmington is on this run. The Ella was laid up and placed on the market more than a year ago.

The steamer was built for the Harper Line less than five years ago. It has a steel hull and modern engines, boilers, etc. The vessel was towed to the shipbuilding plant of the Wilmington Iron Works yesterday to be thoroughly overhauled on the marine railway.

Although it could not be ascertained who the new owners are nor for what use the steamer is to be made, it is understood that the Ella will be lengthened at the local marine plant.

COWS CAUSE SUIT.

Mrs. DeCover Starts Proceedings When Jerseys Do Not Yield.

Proceedings were instituted in the Superior Court yesterday by Mrs. H. A. DeCover and husband, who operates a dairy at Garden City, against Mrs. Nan Carlisle, of Monroe, on the grounds that cows bought from the defendant, represented to yield twelve gallons of milk each day, only gave one gallon. Five hundred dollars damages are asked as is the cancellation of a chattel mortgage.

The complaint avers that eight Jersey cows were bought and of these five were claimed to yield an even dozen gallons of milk daily, but as a matter of fact they gave only a gallon each. The herd was sold and only \$184 realized by the plaintiff.

GETTING EASY MONEY.

Young Man Collects \$40 as High School Student.

Several of the downtown merchants have been "taken in" for amounts from \$3 to \$5 during the last two or three days by a young man, neatly dressed, who represented himself as a student of the Wilmington High School and a member of the Athletic Association, and collected some forty dollars in subscriptions for the "association" by his game.

However, his canvass came to an end yesterday when one merchant smelled a mouse and called the Board of Education office and found the young man, who gave his name as J. Arthur Williams, to be an imposter. The police were notified and they are on the lookout for a person of such a description.

The second Roman Catholic church to be erected in Athens, the Greek capital, was recently blessed and opened.

clothes. At the request of the health officer Council appointed a committee to go into the matter in detail.

"Whenever a question of corporate responsibility for health conditions arises with the city the city attorney dashes for refuge behind the strong bulwark of the special act of the Legislature consolidating the Boards of Health. He ignores the fact that Boards of Health are not endowed by statute with full police power; that they are legislative rather than executive bodies, that their officers have no power of arrest and that the utmost that can be done by Boards of Health in the abatement of nuisances is to present to the courts cases of violations of regulations and to entrust these prosecutions entirely to the machinery of the courts.

"No person can say that this Board of Health has evaded this function in this particular. Strangest of all, the city attorney ignores the fact that the City of Wilmington is a corporation; that under the law it is responsible to citizens for its acts and that it is responsible to the courts for the result of its acts. Court records are full of decisions which establish this fact and there never has been any serious questioning of it. So far as the Board of Health is concerned the acts of the corporation of the City of Wilmington are on the same level with the acts of the Hilton Lumber Company, the Wilmington Iron Works, the Tidewater Power Company or any other corporate body and the Board of Health believes that its position in this matter is unassailable from any angle. The Board of Health is of the firm conviction that, like City Council, it is organized for public service and when called upon for any public service the Board of Health and its officers have responded immediately and gladly. The board has at all times rendered every assistance possible to every other public service board in the city and county in every way within its power. It never has nor never will when asked for assistance by the Council, the Police Department, the Fire Department, the public hospital, or the Board of County Commissioners, raise Shylocks' question, 'Is it so nominated in the bond?'"

ANNOUNCE NAMES OF CONTESTANTS

Purchasing Public Invited to View Many Artistically Trimmed Windows.

The official list of the firms participating in the window trimming contest that is to be conducted under the auspices of the Chamber of Commerce and which opens this evening were announced for the first time yesterday afternoon. They will be read with much interest by friends and patrons of the merchants participating.

The curtains will be removed this evening and the purchasing citizenry of Wilmington, old and young, white and colored, alike will be given the opportunity of inspecting the many windows that have been carefully decorated for this occasion. The merchants have worked hard to make their windows appeal to possible patrons as well as with the idea of catching the eye of the judges and not a few of them have gone to considerable expense in beautifying their display windows.

While no outsider has been given the privilege of a peep into these windows it is generally understood that many of them are really elaborate and that spectators will be treated to a rare sight when the curtains are drawn back—a sight that will eclipse by far the window displays of last year. Much interest has been manifested in the contest and merchants declare that it has done much to stimulate the shop-early idea. Following is the official list of the participants as made public yesterday afternoon:

Automobiles—W. D. MacMillan, Jr., 108 North Second street. H. L. Fennell, 105-9 Ninth Second street.

Bakers—W. T. Farris, 101 South Front street.

Booksellers and Stationers—C. W. Yates Co., 117 Market street.

Cigars and Tobacco—Baxter Tobacco Co., 18 North Front.

Clothing—A. David Co., 212 North Front. J. M. Solky & Co., 9 North Front (decorate but not compete).

Shrier & Solomon, 33 North Front. Geo. W. Penny, 20 South Front.

Carriage and Harness—Schloss, Bear & Davis.

Confectioners—Elvington's Front street store, 117 North Front.

Drug Stores—Green's Drug Store, 109 Market.

Department Stores—J. W. H. Fuchs, 28 South Front. Belk-Williams Co., 210 North Front. Bon Marche, 123 North Front. J. H. Rehder & Co., 615 North Fourth.

Dry Goods and Notions—C. H. Fore & Co., 113 Market. A. D. Brown, 29 North Front. R. C. Platt, 108 Market.

Electrical Contractors—Dixon & Kermon, 206 Princess.

Five and Ten-Cent Stores—H. H. Kress & Co., North Front. F. W. Woolworth Co., North Front.

Furniture Dealers—Wilmington Furniture Co., 208 North Front. W. Munroe Co., 15 South Front.

Grocery Stores—Siwasa, 223 Market. Peoples Supply Co., North Front. Atkinson & Watters, South Front. Wilmington Grocery Co., Market street. Wilmington Grocery Co., Market street. Hall & Ross, Market street.

Hardware—N. Jacobi Hdw. Co., 10 South Front. Cape Fear Hdw., 109 North Front.

House Furnishings—C. W. Polvogt Co., 113 North Front.

Jewelers—J. T. Burke, 27 South Front. Honnet's, North Front. George Huggins, 105 Market. A. O. Schuster, North Front (decorate, not competing).

Ladies' Shops—G. Dannenbaum, 20 Market.

Meat Markets—New Way Market Co., Front and Market. Davies & Hintz, South Front.

Paints—Davis-Moore Paint Co., 21 Market street.

Shoe Stores—Wilmington Shoe Co., North Front. Boylan & Hancock, 20 North Front. Peterson & Rulfs, 202 North Front.

Miscellaneous—Singer Sewing Machine Co., 107 Market.

NAVIGATION BOARD MET.

Only Routine Matters Were Considered at Monthly Session.

The Board of Navigation and Pilotage met in monthly session in the office of the chairman, Dr. James Sprunt, yesterday morning at 11 o'clock, but only routine matters were considered. The monthly sounding reports were read and filed. Those present at the meeting were Commissioners Capt. J. W. Harper, Capt. St. George, Walter Smallbones, Thomas F. Wood, and Dr. Sprunt. Clerk John T. Rankin recorded the minutes of the proceedings.

ATTRACTIVELY GOTTEN OUT.

Folder of Carolina, Clinchfield & Ohio Carries Some Information.

An attractive folder lettered "A Bright Day Dawned for Shippers When the Time Was Cut by Two Freight Days Between the Central West and the South East," has just been gotten out by the Carolina Clinchfield & Ohio Railway Company. The exterior of the folder is done in dark colors while the interior which is white with black lettering, tells of the natural patronage this line enjoys. It also carries a map showing the Carolina Clinchfield & Ohio system and the locations of the company's various traffic representatives.

REV. MR. DAVIS TO SPEAK HERE

Head of The North Carolina Anti-Saloon League Comes Sunday.

Rev. R. L. Davis, superintendent of the North Carolina Anti-Saloon League, will fill two appointments in this city Sunday, speaking at Grace Methodist church in the morning and at Fifth Avenue Methodist church at night. Mr. Davis has been heard in Wilmington a number of times and always with deep interest and profit on the part of his hearers.

In his discourses here Sunday he will outline the legislative program of the Anti-Saloon League at the coming session of the General Assembly. He will also tell of the efforts the Anti-Saloon League will make at Washington next month to get the resolution through submitting National prohibition.

Mr. Davis expects to arrive in Wilmington Saturday from Durham, where he is attending the North Carolina Methodist Conference. He will reach here either on the 6 o'clock train in the evening or the midnight train.

"GYPSY LOVE" PLEASSED

Romance, Music, Comedy and Good Acting Delighted All.

Fascinating and colorful romance, born on the wings of melody, enough comedy to keep all in a splendid humor and a pageant of comely young women; this, in a sentence, summarizes the Andreas Dippel production, "Gypsy Love," last night's offering at the Academy of Music and which was attended and appreciated by a comfortably filled house. There is just enough plot to hold things together. The story revolves around the infatuation of the daughter of a nobleman for a wandering gypsy musician, but it all ends right. The girl is given a sleeping potion by her maid and in the dream that follows she sees herself cast aside while her dashing gypsy lover makes love to all other girls he meets. In the last act she awakens, scorns the gypsy troubadour and turns to the honest wooer who has wanted her from the beginning.

Arthur Albro, playing the part of the gypsy troubadour and Miss Finita De Soria, playing opposite, were leaders in a company of actors, many of whom would take leading parts in the average show. Miss De Soria pleases more as her part develops. Her interpretation of a subservient, almost humiliating love for a man whose short lived passions turn to contempt, was most skillful.

Miss Lucy Fields, as the young widow, and George J. Williams, as the father of Zorika, enacted difficult roles in a splendid manner. Miss Ruth Thompson portrayed the role of a modern boarding school girl in a manner that delighted her audience and she was ably assisted in getting laughs from the crowd by Le Roi Overti, the bashful youth who compromised himself when he allowed the young lady to kiss him in the presence of a witness.

Few persons in the audience realized they were having a review of Miss De Soria's dream until the last act, because it was so very realistic.

The singing of Horace A. Ruwe, as Fedor Zorika's betrothed and a half brother to the gypsy musician, was roundly applauded as was the heavy bass of Salvatore Solte, as Andor, proprietor of the inn.

Supplementing the summer band concerts in the parks, Denver is giving a winter series of free concerts in its auditorium.

Milwaukee's eight-hour law for mechanics and laborers in the employ of the city has been declared valid by the Wisconsin supreme court.

Bon Marche "The Store With the Christmas Spirit" Bon Marche

Store Open Until 9 O'clock Tonight

The window trimming contest will be inaugurated this evening and the Bon Marche will place its three windows in the competition with the other merchants of the city, and we will be pleased to have you view them.

Suggestions for Christmas Shoppers

This store is thronged daily with eager Christmas shoppers. They realize that Christmas is a little more than two weeks off and that in order to secure the widest choice of selection they must choose now. To aid them in selecting a Christmas present we have compiled a small list of appropriate and acceptable Christmas gifts.

- Ladies' neckwear, newest styles, Prettily Boxed, priced at 25c, 50 and on up.
- Skating sets of knitted scarf and cap, in rose, green, Copenhagen and brown; priced at \$1.50 to \$2.50
- Ladies' handbags in velvets, velour and leather; priced at \$1.00 to \$12.50.
- Tea trays, mahogany frame, glass covered, with novel design in the background; priced at \$1.25 to \$3.00.
- American made Character Dolls, many cunning expressions, priced at \$1.25.
- Vanity bags, silk trimmed, with gold or silver lace, mirror in the bottom, powder puff inside, priced at 50c to \$1.75.
- Boxed handkerchiefs, embroidered cotton and sheer linen, with white and colored embroidered corners, 3 to 6 in a box, priced at 75c to \$3.00 per box.
- Umbrellas for men, women and children, plain and elaborate handles; cotton, gloria and silk, priced at 75c, \$1.00 to \$6.50.
- McCallum superior quality Silk Hose, white and black, priced at \$1.25 pair.
- Children's fur sets, white, brown and grey, just arrived, priced at \$1.50 to \$5.00.

A Good Investment

For those who did not take advantage of our December 1st quarter to make their deposits, we would suggest our Demand Certificates of Deposit, on which interest is paid in three months from date of issue. These certificates are issued in any amounts upwards of \$100.00.

The Wilmington Savings & Trust Company

110 Princess Street.
Total Assets Over Three Million Dollars.

RESTORE SERVICE EARLY IN JANUARY

Trains No. 90 and 91 to Carry Sleeping Cars During Sessions of Legislature.

The passenger train from Conway, S. C., known locally as the Conway train, and which arrived in the city early in the morning and returned late in the afternoon prior to its cancellation shortly after the outbreak of the European War, is to be restored on or about January 10th. This agreement was arrived at at a conference between Mr. Allan Taylor, chairman of the traffic committee of the Chamber of Commerce, and Coast Line officials, held yesterday afternoon. A sleeping car service is to be maintained on trains No. 90 and 91 on the Wilmington & Weldon road during the sessions of the next General Assembly provided the Southern Railway will cooperate in carrying the Pullmans to Raleigh.

The coal shortage prevents immediate restoration of the Conway train, according to Mr. Taylor, and while this situation is improving gradually the fact that the mines will close down for the Christmas holidays will cause some interruptions in the progress to restoration of normal service.

Should the coal situation justify it the train will be put back on at an earlier date, according to Mr. Taylor, and it is possible, although not very probable, that this train will be in operation by the first of the year. The fact that this train is to go back into operation will be received with general satisfaction as it was looked upon as one of the most important coming into this city.

Should the patronage justify it the proposed sleeping cars on trains No. 90 and 91 will be continued after the close of the General Assembly, however, the service contemplated is only during the sessions of this body.

Mr. Taylor was very optimistic over the outcome of the conference and feels that the restoration of the Conway train will do much towards meeting the most pressing needs of the public.

An expert at figures has calculated that a quantity of water equivalent to one per cent of the ocean would cover all the land area of the globe to a depth of 290 feet.

ANTIS HOLD CONFAB IN NATIONAL CAPITAL.

Washington, D. C., Dec. 7.—One of the most notable gatherings of women ever held in the national capital opened here today with nearly 1,000 delegates in attendance, representing practically all of the states.

It is a convention of the National Association Opposed to Woman Suffrage and is announced as the first national convention held in America by women who believe that progress for their sex lies outside politics.

The National Association Opposed to Woman Suffrage is now five years old. Heretofore, only regular meetings for the reading of the reports, election of officers and other routine business connected with the opposition to woman suffrage have been held. This year, however, the association has planned to make the convention a big popular demonstration of the constructive as well as the obstructive philosophy of their movement.

The anti-suffragists proclaim as their ideal the ultimate union of women of all creeds and classes along non-partisan lines, so that the interests of womanhood, childhood and civilization may be advanced free from the strife and division of politics, factions and parties. The addresses, papers and discussions of the convention will be along these lines. The immediate object of the association, the defeat of woman suffrage, will not be emphasized at the sessions.

Florida Realty Men Organize.

Jacksonville, Fla., Dec. 7.—The organization of a State Association of Florida Real Estate Dealers is expected to result from a two-day conference begun in this city today. Nearly 200 prominent realty men from various parts of the State are in attendance.

FUNERAL THIS AFTERNOON.

Aged Lady Passed Away at Catherine Kennedy Home Late Yesterday.

Funeral services over the remains of Miss Mary Rebecca Hodges, who died a few minutes after 5 o'clock at the Catherine Kennedy Home yesterday afternoon, were conducted from the Home this afternoon at 3 o'clock, by Rev. Andrew J. Howell, pastor of the Winter Park Presbyterian church, and interment was made in Oakdale cemetery. The following acted as pallbearers: Messrs. John T. Sholar, W. H. Shafer, T. G. Landen and J. W. Fleete.

The deceased, who was 80 years of age, was a woman of many admirable traits of character. She had been a consistent and devout member of Fifth Avenue Methodist church since 1871. She is survived by a sister, Mrs. Martha E. Hodges, and two brothers, Messrs. T. A. and J. W. Hodges, all of this city.

Under new immigration regulations which have just come into force in Argentine, every immigrant must present a police certificate showing that he has not been in jail during the previous ten years.

FROMINENT MAN DEAD

Mr. W. I. Holt Passed Away in Burlington Yesterday.

Friends here will deeply sympathize with Mr. E. C. Holt, president of the Delgado Cotton Mills, in the death of his brother, Mr. William I. Holt, secretary and treasurer of the Lake Side Cotton Mills, Burlington, N. C., which occurred yesterday afternoon about 5 o'clock at his home in Burlington after several months of failing health. Mr. E. C. Holt left this morning to attend the funeral.

Mr. William Holt, who was about 45 years of age, was one of Burlington's leading citizens. He was the son of the late Col. James Holt, of Burlington, and grandson of the late Edwin C. Holt, who was one of the pioneer cotton mill men in North Carolina.

Surviving Mr. Holt, besides his brother here, are Messrs. Robert and James Holt, of Burlington; Ernest and Sam Holt, of Waco, Texas, and Mrs. W. G. Green, of Charleston, S. C. There are also several distant relatives in Wilmington, all of whom have the tender sympathy of their friends.

'Not A Beverage'

Hall's Discovery for Indigestion

Is not a beverage, but it is positively the quickest known relief for Indigestion, Heart-burn and Dyspepsia and is sold in 50c bottles under a strict guarantee to do good or money refunded. Phone us for a bottle and try it at our risk.

James M. Hall

DRUGGIST

5th and Castle Sts. Phone 192.