

JUDGE MOORE'S OPINION IN AN IMPORTANT CASE

Suit Against Mutual Reserve Fund Life Association.

IT WAS CHARGED WITH RAISING THE AGE OF PERSONS HOLDING ITS POLICIES.

Raleigh, N. C., June 14.—The supreme court adjourned sine die this morning, having cleared its docket of the last case argued at this term. It filed the following opinions today: Pritchard vs. Commissioners of Morant, modified and affirmed, with costs against county of Burke; State vs. Hill, from New Hanover, error; State vs. Medlin, from Gaston, affirmed; Crampton vs. Ivis, from Mecklenburg, new trial; Hutton vs. Webb, from Burke, petition to rehear dismissed.

There are 55 of the criminal insane in their special department in the penitentiary. A little over a year ago there were only 37.

Some of the legislators like the idea of a summer session very well; others taking a contrary view. There will be another session in July. It like, this one, will be brief.

The Republicans are circulating a report that "a negro named Denny" was a delegate from Watauga to the recent Democratic state convention. Representative Council of that county said today that Denny is white, has a white wife and white children who attend a white public school, and that he never heard any one charge Denny with being a negro until the Republicans started this canard on its rounds.

The state board of agriculture today by a vote of 10 to 8 appropriated \$1500 for the state fair, to advance the farming interests and the money will be expended under the direction of a committee of the board.

Gerald McCarthy, for some months entomologist and botanist to the department, severed his connection with it. His work was highly commended by the board, but the latter desires to secure an active field worker along this line. McCarthy retires September 1. The appropriations for the department for the coming half-year aggregate \$26,643. Of this sum \$17,000 is now in hand. The remainder will come in from fertilizer taxes during the six months.

At the request of the state board of health the board of agriculture arranged to equip its laboratory so that bacteriological as well as biological examinations of drinking water can be made. This is a very important and commendable step, as the presence of typhoid or other bacilli in water can be thus discovered.

Adjutant-General Royster says requisition has gone to Washington for ordnance and quartermaster's supplies amounting to \$23,000, on this year's quota, which is available July 1. There was a little error as to the amount of stores taken from the volunteers being returned at once. It seems that is not in the law, but the war department has the matter under advisement. Property to the amount of \$32,000 was so taken in this state, and of this about \$7000 was returned, so that the balance is now \$25,000.

Four negro members were present at this session of the legislature—Senator Fuller and Representatives Smith, Wright and Yarborough.

State Senator John Quincy Jackson of Lenoir county, died here very suddenly early this morning. He was at the senate until midnight last night and then went to his boarding house. About 4 o'clock this morning he left his room and went out on a porch and sat in a chair. A little before 6 he was found there dead. He was 63 years old, a native of Lenoir county, a lawyer by profession, his office being at Kingston. He leaves a wife. He had considerable property. He was a Mason and a most estimable man in all the relations of life. President Reynolds of the senate said of him "He was the best man in the senate. It was an honor and a pleasure to have his friendship." His body was this afternoon taken to Kingston for burial.

Judge Moore today filed an opinion in an important case. F. G. Simmons and F. A. Simmons, father and son, sued the Mutual Reserve Fund Life Association for violation of its contract, in "raising the age" of the persons holding its policies. The judge decides that the association wrongly broke its contract and violated its agreement, and gives the plaintiffs \$1706 damages, with interest. Many similar cases depend on this one.

The State Baseball association is now regularly organized. Its schedule committee was at work here today, having called in the services of an expert. George Stephens of Charlotte is president, N. N. Davis of Wilmington vice-president and Battle of Durham secretary and treasurer. The season opens on the 25th.

FISH STORIES.

Are oftentimes heard here and there of this or that concern selling one thing or another cheaper than we offer it. We always sift such reports. We claim to be the cheapest and are jealous of our claim and reputation. We almost invariably find that the goods offered do not bear comparison in quality or that it is really a "fish story" and has no foundation in fact. This house allows no concern to undersell it at any time, quality for quality considered, and stands ever ready to prove this at any time. Trust the ad. of the I. X. L. Grocery on page 4. Prices prove it!

A SERMON WE READ ABOUT.

J. D. Boone in Waynesville Courier. I'm goin' to quit the preacher, for every time I go. He picks me out of all his crowd, and tramps right on my toe. Today I chipped a dollar in, and thought I was o. k., but as soon as he got started, he began to growl and snarl.

I had braced myself to take a snooze, but just about that time He told us that the Bible says much sleeping is a crime. This roused me up, and fired me, too, for I thought 'twas meant for me. For he looked my way, as if to say, "you're caught without a plea."

Just then he changed his subject, and I thought I'd get a rest. For he talked of gifts and givers and of those the Lord loves best. He told us of a widow, who had given her only mite, and said her gift was richer far, than anything in sight.

He said God measured all our gifts from a point of sacrifice, and not by dollars or by dimes—I call that strange advice. I'm bet that dollar that I gave will pay as many bills as that of any widow, in her mourning or her frills.

So when I thought the parson was a climbing in my hair, it roused my ire, I got on fire, it almost made me swear. But soon he tackled moral things, and roasted all the town. I looked at Smith, and then at Jones, and then I winked at Brown.

It was a special comfort now, since I had got my curry, to see some other people wince, to twist and frown with worry. My neighbor, Brown, whose daughters dance, grew pale and then got red. His passions rose, he redder grew, as he rubbed his old bald head.

Then Smith, who runs a money shop, and corners all the gold, Received his share of warm abuse from the preacher, who growl bled. He ripped old Jones right up the back, and told him of his shame, in allowing all his offspring to even change their name.

I chuckled loud and nudged my wife, and gloated at the fun. We all were having there that day, as the preacher fired his gun, about this time he quit the men, then the sisters ceased to smile, He said that Idols were not worse than too much dress and style.

Again I nudged my little wife, who frowned and tossed her head, As if to say I do not know just what the preacher said; For to tell the truth, I hadn't spent a fortune on her dress, Her hat was worn, and out of style, and her gown was little less.

So after all, I lost the joy of taunting her with jeers, For misery liketh company, and sorrow seeketh tears. I had hoped to let my own self down when we returned from church; By sympathizing with her where he left her in the lurch.

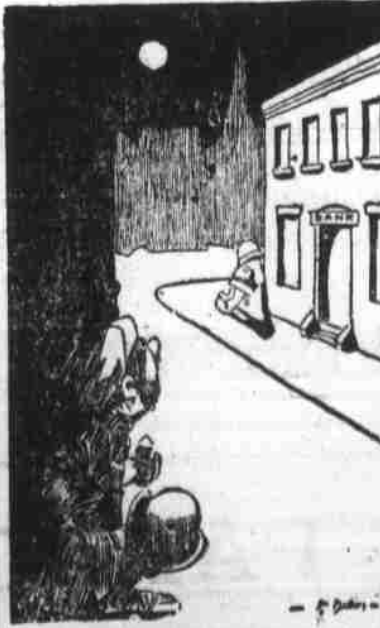
The parson left the women soon, and came back to the men, He painted them all black and vile, and rapped me once again. At last the closing hymn was sung, the people all passed out, My wife remarked: "That sermon was the kind you read about."

I couldn't see it just that way, it seemed a grim outrage, That parson should abuse us so, in this modern, golden age. I think that he should coax us more, and point us to the Lamb, And not make so much fuss and noise when a fellow takes a dram.

Of course there's people in this town, who tell him everything, That happens on the sly, and too, the secrets of the ring, And these same fellows, mean as sin, can sing and shout and pray, As if their titles all were clear, and this was Judgment Day.

I believe I'll quit the preacher, and stay at home and read, Then I can choose the sort of stuff that fits my mind and creed. It's sort of wearing on the nerves to hear one's self abused, So I'll stay at home and read my books, and keep the kids amused.

Poetry and Prose.



First Burglar—How sweet de moonlight sleeps on yonder bank! Second Burglar—Dat don't interest me none, but look how sweet de copper sleeps on his beat!—New York Journal.

ANOTHER CASE OF REPUBLICAN MISREPRESENTATION

Their Circular Concerning Gov. Heard's Remarks.

GOVERNOR WRITES A LETTER TO CHAIRMAN SIMMONS OF THE STATE COMMITTEE.

Raleigh, N. C., June 13.—The Republicans have been circulating a printed circular claiming that, in his inaugural address, Governor Heard of Louisiana made a statement to the effect that the new constitutional amendment of that state disfranchised illiterate white men as well as ignorant negroes. Hon. F. M. Simmons, chairman of the Democratic state executive committee, sent a copy of that campaign circular to Governor Heard, asking if he mean by his inaugural address to imply that any white men had been disfranchised, and also what had been the effect of the amendment in his state as to uneducated white voters. This answer was received a few days ago and is as follows:

State of Louisiana, executive department, Baton Rouge, June 9, 1900. Hon. F. M. Simmons, chairman Democratic state executive committee, Raleigh, N. C.

Dear Sir:—Your letter of the 6th inst. received with enclosed printed circular, giving extracts from my inaugural address.

The conclusion drawn from these extracts by the publisher of this circular are not warranted, and the statement contained in the circular to the effect that the Democratic party had deprived any white people in Louisiana of their right of suffrage is not true. Under the new constitution of Louisiana, adopted in 1898, there is an educational or property qualification required. This educational qualification is that "he shall be able to read and write," and a simple test of this is required in the shape of a blank form of application to be filled out by the applicant. If the citizen cannot read and write but is possessed of \$300 worth of property assessed for taxes, he is thereby qualified. But our constitution went further and provided that no male person who was, on January 1, 1867, or at any prior date entitled to vote in any state of the United States, and the sons and grandsons of any such persons, should be denied the right to vote because he had not the educational or property qualification. This provision, which became known as "section 5," opened the door to practically every white man in the state, whether rich or poor, educated or illiterate. It was furthermore provided that those claiming the right of suffrage under this section should have the privilege of going on a PERMANENT REGISTRATION ROLL to be put on record in the office of the secretary of the state, so that no registration officer, or other official, could ever deprive them of their right to vote.

The reference to the beneficial effects of the suffrage, mentioned in my inaugural address, was in general terms, and considered from a general standpoint the vast improvement in the electorate of the state, since the elimination of the large mass of negro voters. Our people are, of course, all familiar with our suffrage and election laws, and it was not necessary to go into details on such an occasion.

I regret that anyone outside of Louisiana should have used my remark to misrepresent the action of the Democratic party of my state, which has ever been the true friend of all classes of white people within her borders. Very respectfully,

W. W. HEARD, House of Representatives, Washington, June 4, 1900.

We, the undersigned members of congress from the state of Louisiana, state that the suffrage amendment to the constitution of Louisiana is giving great satisfaction to the people of the state. There is no longer any question being made as to its constitutionality, and that while it has eliminated the ignorant negro vote, it has not disfranchised the uneducated native born white man.

ADOLPH MEYER, JAS. E. RANDELL, PHANORIS BRAZEALE, ROBERT C. DAVERAY.

What Governor Heard really said in his inaugural address was this: "The wise limitation of the suffrage, under the present constitution, to a property owning and intelligent electorate, has served to eliminate from the exercise of the suffrage the vast mass of venality and ignorance which has heretofore been a constant menace to good government."

"These limitations and restrictions of the franchise eliminate from the electorate a large portion of the negro element, thus committing the destinies of the commonwealth to the hands of its white citizens."

"This was done for the purpose of protecting not only the white, but the colored race as well, from the evils of corrupt government and to preserve the rights and liberties of both. It therefore becomes an imperative duty, now more than ever before, to deal justly and fairly with this class of our people, and to see to it that they are fully protected in the employment of their rights of person and property and to insure the betterment and elevation of their moral and material condition."

This language is plain and leaves no room for the misrepresentations employed by the black and tan campaign managers.

Advertisement for Hostetter's Stomach Bitters, featuring an illustration of a man on a horse and text describing the medicine's benefits for stomach ailments.



Solve the Servant Girl Question

by putting a Wickless Oil Stove in the kitchen. You can keep a girl then. No fire to build in the morning. No wood to chop. No coal to carry. No ashes to worry about. No soot on pans. It makes play of housework. The

Wickless Blue Flame Oil Stove

is doing more to make housekeeping easy than any other stove in existence. Absolutely safe. Burns ordinary kerosene oil. Bakes, broils, boils, roasts, toasts—does anything that any other stove will do, and many things that most stoves can't do. Sold wherever stoves are sold. If your dealer does not have it, write to STANDARD OIL COMPANY.

ADVERTISEMENTS Of Land for Sale for State and County Taxes.

By authority vested in me as tax collector of Buncombe county and by virtue of the lien imposed upon real estate by the assessment and levying of tax, and by the tax list for the fiscal year 1899, I will at noon of Monday, July 2, 1900, sell as provided by the law in the case of unpaid taxes the following described pieces of real estate, to-wit:

One certain tract of land in Buncombe county, North Carolina, in Reems Creek township, lying on the west side of the Weaverville road, adjoining the lands of Mrs. Mamie Reynolds, the DuBoise place, Aiken and others, known as the "Gold View" tract, containing about 127 acres and being the same land conveyed by P. C. McIntyre and wife to M. E. Carter, trustee, by deed dated on the 18th day of November, 1891, and registered in Book 28, at page 2, of the record of deeds of trust in the office of the register of deeds of Buncombe county, to which deed reference is hereby made for a full description. Tax for '98 \$6.30; '99 \$6.30; total \$12.60.

One town lot, listed by Alex Alexander, first ward, city of Asheville, described by assessors No. 496; new street, east side, adjoining R. P. Walker and others. Tax \$3.80.

One town lot, listed by John B. Brooks, first ward, city of Asheville, described by assessors No. 212; east side of Pine street, adjoining Dave Carson, etc. Tax \$3.60.

One town lot listed by Duff Erwin, first ward, city of Asheville, described by assessors No. 225; west side of Pine street, adjoining D. T. Alexander, etc. Tax \$4.50.

One town lot listed by Sandy A. Goodrum, first ward, city of Asheville, described by assessors No. 169; south side of Hildebrand street, adjoining H. S. McDuffey, etc. Tax \$3.35.

One town lot, listed by Henry Hamilton, first ward, city of Asheville, described by assessors No. 251; situate on the south side of Gaither's alley, adjoining A. Gaither, etc. Tax \$ 45.

One town lot, listed by A. F. Kinnaman, second ward, city of Asheville, described by assessors No. 766; situated on east side of Chunn street, adjoining I. C. Cook, etc. Tax \$7.74.

One town lot, listed by John Lyles, first ward, city of Asheville, situated on south side of Currie street, adjoining Peter Williams; described by assessors No. 393. Tax \$2.45.

One town lot, listed by Granville Martin, first ward, city of Asheville, described by assessors No. 303; situated on east side of Sassafras street, adjoining Sam Thompson, etc. Tax \$ 45.

One town lot, listed by William Simonton, first ward, city of Asheville, described by assessors No. 135; situated on south side of Mountain street, adjoining Mat Cope et al. Tax \$3.35.

One town lot, listed by George Wiley, first ward, city of Asheville, described by assessors No. 190; situated on south side of Clemmons street, adjoining E. T. Clemmons estate. Tax \$4.27.

One town lot listed by Isaac Wilson, first ward, city of Asheville, described by assessors No. 263; situated on south side of Beaumont street, adjoining H. W. Miller et al. Balance of tax \$3.30.

ADVERTISEMENTS Of Land for Sale for State and County Taxes.

By authority vested in me as tax collector of Buncombe county and by virtue of the lien imposed upon real estate by the assessment and levying of tax, and by the tax list for the fiscal year 1899, I will at noon of Monday, July 16, 1900, sell as provided by the law in the case of unpaid taxes the following described pieces of real estate, to-wit:

One town lot listed by Lotelia Greenlee, third ward city of Asheville, described by assessors No. 416, east side of Cumberland avenue, adjoining F. A. Sondley and others. Tax, \$3.60.

One town lot listed by Henry Colley, first ward city of Asheville, described by assessors No. 152, situated on south side of Mountain street, adjoining Wm. Morris et al. Tax, \$3.84.

One town lot listed by R. R. Rawlin, city of Asheville, fourth ward, described by assessors No. 24, situated on west side of South Main street, adjoining Asheville tobacco warehouse et al. Tax \$195.50.

One town lot, listed by F. S. Jaquith, described by assessors No. 222; first ward, city of Asheville, adjoins Lizzie Shaft et al. Tax in third ward 67 cents. Tax \$11.26.

Two acres of land, listed by E. C. Starnes, Hazel ward, adjoining Mark Smith et al. Tax also in third ward \$5.15. Tax \$6.23.

One and one-half acres of land, listed by Ches. Walker, Lower Hominy township, adjoining Ham Crook et al. Tax \$2.91.

Eighteen acres of land, more or less, listed by Henry Wise, French Broad township, adjoining M. R. West et al. Tax 81 cents.

Sixty-two acres of land, more or less, listed by W. J. Clontz, administrator, French Broad township, adjoining J. M. Westall, Cal. Sheppard, Harriet Sprouse et al. Tax \$2.79.

Fifteen acres of land, more or less, listed by J. A. Davis, Flat Creek township, adjoining J. W. Cole et al. Tax \$2.94.

One acre of land, listed by J. S. Hyder, Flat Creek township, adjoining A. P. Reese et al. Tax \$3.29.

One hundred acres of land, more or less, listed by A. M. Hendricks, Blitmore ward, adjoins Tom Wilson, E. M. Sales et al. Tax \$2.25.

Sixty-one acres of land, more or less, listed by Mrs. Jackel, Flat Creek township, adjoining T. M. Dula et al. Tax \$5.13.

TAX SALE.

By virtue of the tax list of the city of Asheville for the year 1899, in the hands of the undersigned, as collector of taxes of said city for collection, and by virtue of the statute and law provided for the collection of taxes the undersigned will on Monday, the 9th day of July, 1900, sell at public auction to the highest bidder for cash, at the court house door in the city of Asheville, aforesaid, in the manner and upon the terms by law prescribed for sale of land for such purposes, the hereinafter mentioned lots and real estate, said taxes being due and having remained unpaid within the time prescribed by law, and the persons whose names appear opposite the same being the respective persons in whose name the same was listed, or should have been listed for taxation. Said lots and real estate are situate in the City of Asheville, in the County of Buncombe and State of North Carolina, are described respectively as follows:

R. R. Rawlin—Town lot (Swannanoa hotel) on west side of South Main street, adjoining Willow street on the north and Asheville Warehouse company on the south. Balance of tax \$171.37.

Alex. Alexander—Town lot with residence on east side of New street, adjoining lands of R. P. Walker on the south and William Hill on the north. Tax \$7.50.

Henry Hamilton—Town lot on Gaither's alley, adjoining lands of Alfred Gaither on the east and John Hubert on the west. Tax \$ 75.

John Lyles—Town lot on south side of Currie street, adjoining lands of Peter Williams on the east and being lot No. 393 on assessors book for 1899. Tax \$5.25.

William Simonton—Town lot on south side of Mountain street, adjoining lands of Henry Colley on the west and Matt Cope on the east. Tax \$6.75.

Susan Brittain—Town lot on north side of Beaumont street, adjoining lands of T. W. Patton on the east and west. Tax \$2.25.

John Cathey—Town lot on east side of Pine street, adjoining lands of Geo. Austin on the north and R. H. Bryant on the south. Tax \$9.43.

Jasper McClarty—Town lot on the south side of Gray street, adjoining lands of Mrs. Julia D. Shuford on the east and Stephen Byars on the west. Tax \$5.47.

Mrs. Mary Hunt—Town lot on the south side of Starnes avenue, adjoining lands of Mrs. E. H. Gage on the west and Grady street on the east. Tax \$37.50.

J. L. L. Slagle—Town lot with residence and store house on the south side of Patton avenue, adjoining lands of T. D. Johnston on the east and K. von Ruck on the west. Tax 1898 and 1899 \$29.41.

Rebecca Bailey—Town lot on the east side and back from McDowell street, adjoining lands of Charles Bailey and Charlotte Seales. Tax \$4.50.

Alex Gardner—Town lot on the south side of Phifer street, adjoining lands of Frank Looper on the east and B. C. Carpenter on the west. Tax \$11.25.

Major J. Hill—Town lot on the west side of Roberts street, adjoining lands of Amanda Walker on the north and W. H. Ballard on the south. Tax \$5.50.

JNO. A. CAMPBELL, City Tax Collector. Trustee's Notice. By virtue of the provisions of a certain deed of trust executed to me by A. B. Hawkins and wife, M. J. Hawkins, on the 19th day of April A. D. 1899, to secure the payment of a note given by them to W. W. Zachary, and default having been made in the payment of said note, I will on THE 9TH DAY OF JULY, A. D. 1900, at 12 o'clock on the court house door in the city of Asheville, Buncombe county, N. C., offer for sale, for cash, to satisfy said note, the following described lot or parcel of land, situated in Leicester township, said county, on the waters of Turkey creek and bounded as follows: Beginning on a red oak on John Plemmons' line, J. Y. Hawkins' corner, and runs north 35 degrees east 9 poles to a large white oak; thence south 77 degrees east 18 poles to a pine; thence south 67 degrees east 24 poles to a stake; thence south 69 degrees east 12 poles to a stake; thence south 40 degrees east 20 poles to the road towards Sandy Mush and with its meanders 82 poles to a stake, A. B. Hawkins' corner; thence west with his line 80 poles to Plemmons' line; thence south 45 poles to his corner, containing by estimation 28 acres, more or less. The said deed in trust is registered in Book No. 45, on page 496 of trust deeds in register's office of Buncombe county. This 7th day of June, 1900. T. N. JAMES, Trustee.