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NORTH STATE HAPPENINGS WITH N. C. LAWMAKERS general interest. Senator Peele,

Occurrences of Interest Gleaned From All Sections of the Busy

Tar Heel State

Does Not Assume His Duties Until Several Days After Term Begins-Administration of the Oath-Where the Inaugurations Have Taken Place.

Richard H. Battle, in North Carolina Education.

It is singular that practically a Governor-elect in this State is never the actual Governor for several days after the Constitution says his term is to begin. Article III, section 1, provides that the term of the Governor and the other executive officers elected and qualified; and section 3 says the returns of election "Shall be sealed up and transmitted to the seat of government by the returning officer, directed to the Speaker of the House of Representatives, who shall open and publish the same in the presence of both houses of the General Assembly." Article II, section take not, Govenor Jarvis, his success-2, provides that the General Assembly shall meet biennially on the first Scales was inaugurated in Metropol-Wednesday after the first Monday in itan Hall, and Governor Fowle and January, after their election. So, it Carr is Stronach's Tobacco Warecannot officially be known who is the Governor-elect until the eLgislature and that Govenor Holt, who filled shall have met and the Speaker of the House has opened and published House of Representatives, and Govthe returns of election. The result is, that the new Governor cannot be The weather being propitious, Govinaugurated until about the 10th or ernor Aycock was inaugurated and 15th of January.

Of course, the difficulty might be met by the calling of the Legislature Music. Tuesday, January 12th being to meet in special session some time a mild day, Governor Kitchin was inbetween the day of election (the first sugarated as, was Governor Aycock, Tuesday after the first Monday in November) and the first of January following: but as this would be an expensive and inconvenient expedient. the out-going Governor holds over a few days.

How it Came About.

The reason this state of things exista is, that under the old constitu- could be fairly well accomodated in tion which was replaced by that of the hall of the House of Representa-1868, the General Assembly met on tives though the galleries were gen-

INAUGURATION OF GOVERNORS the delivery of the inaugural address were uniformly held in the hall of the House of Representatives, then called the "Commons Hall." It was then the largest auditorium in the eity. Special provision having been made for the inauguration and term of office of the Governor elected is August, 1862, Col. Zeb. B., Vance was

inaugurated and delivered his brief but stirring inangural address on September 8th, following the election. on a platform erected in the shade of the big oaks near the southwest corner of the Capitol. After his election for a second term in 1864, he was inaugurated in the Commons Hall; and in that, Hall Governors Worth, shall commence the first day of Jan- Holden, Caldwell and Brogden were uary next after their election and inaugurated. When Vance was to be continue until their successors are installed Governor for a third term. the Democratic hosts were here in such numbers that in the Capitol onefourth of them could not witness the ceremonies and hear the address of "the great tribune of the people" returned to serve them, after twelve years of official banishment, and resort was had to Tucker Hall, a commodious auditorium over what is now Dobbin & Ferrall's store. If I misor, was inaugurated in the same Hall. house on South Wilmington street, Govenor Fowle's unexpried term, was inaugurated in the hall of the ernor Russell in Metropolitan Hall. delivered his address on a platform at the east front of the Capitol, and Governor Glenn in the Academy of

on a large platform at the east pertico of the Capitol. Inaugurations of Half a Century Age

When the population of Raleigh was only a fourth of what it is now, or less, as it was before 1860, and the convenience of transportation from different parts of the State was much less than now, those who wished to attend the inauguration ceremonics Doings of the State Legislature Con--Interesting Items from Day to Day.

In the Senate Wednesday there was another long discussion of game laws, the specific bill under discussion and finally passed being that to

permit non-residents to hunt on lands of their father or sons in this State without paying the Audubon tax. An amendment was adopted striking out a clause that would allow a nonfresident guest of a landowner to hunt tax free

Bills passed were of local and private nature.

In the House also bills passed were not of general interest.

The bill for the maintenance and support of the Stonewall Jackson Training and Industrial School was introduced bu Julian, carrying \$15,-300 for 1909 and \$20,000 for 1910 for maintenance and \$20,000 annually thereafter, and an additional \$10,000 each year for 1909 and 1910 for administration building and other nec-

essary buildings. Mr. Harrison by request presented the bill appropriating for the school for the deaf and dumb at Morganton \$50,000 annually for maintenance, \$40,000 for erecting and equipping a primary building, \$3,000 for painting and repairing buildings and renovating the boiler house and \$800 for a specialist on eye, ear, throat and teeth.

A bill for appropriations for the State Normal and Industrial College at Greensboro was introduced by Connor. It ealls for \$100,000 annually for support, and \$50,000 for 1909 and \$50,000 for 1910 in addition for erecting and equipping an infirmary and increasing the dormitory capacity.

Mr. Connor also offered a bill for the protection of employes of common carriers as to contributory negligence and liability. It is modeled after the Federal law as to liability of employer for acts of employes.

Another bill that would affect State prohibition was offered in the House and the Senate. It would permit the people of Johnston county to manufacture and sell eider, wine and brandy made from fruit grown on their own land.

Among the bills offered Thursday were:

Spence: Amend Revisal relating to the validity of grants, Sec. 1699.

Jones: For the maintenance and equipment of the North Carolina College of Agriculture and Mechanical Arts.

Fry: Repeal Chap. 44, Private aws Special Session 1908, relating

Senator Peele, out of order, introduced a bill incorporating the John Charles McNeill Memorial Society. On motion of Senator Martin the bill for the drainage of wet, swamp

and overflowed lands was made a special order for next Thursday. Senator Manning introduced a bill, out of order, amending Revisal 1199,

service of summons, and Senator Barringer a bill providing for the purchase of Ashe's history of North Carolina for the rural schools. The Senate concurred in House

amendment fixing the salary of the Labor Commissioner at \$2,000 without a word of discussion.

A bill introduced by Representative Turlington calls for the creation of what might be called an automatic system of recorders' courts for the counties, to be adopted and dropped whenever the county sees fit on account of congested calendars or any other reason, the court to sit every Monday at the county seat, presided over by a lawyer elected by the county commissioners for one year, to have jurisdiction over all eriminal cases to grade of felony and civil cases involving under \$1,000, with of course, appeal to the Superior Court. The plan is not unlike that of the

old inferior courts, with the civil jurisdiction added. Alou: the most interesting part of the day's work was in special committee at which Commissioner Young complained of injustice by the late

report of his office affairs. Senate bills were passed on final reading Saturday as follows:

H. B. to amend Revisal 5313 as to establishing State boundaries, giving Governor authority to sue directly in the Supreme Court of the United States in disputes over boundary be-North Carolina and Tennessee.

Incorporate the Public Service Company, of Greensboro, which takes over three corporations and will construct an electric railway from Greensboro to High Point.

Kluttz: Perpetuate the memory of the great North Carolinian, Daniel Boone. Jones: Amend Revisal 1980, exemp-

tions from jury duty. The following are among the bills

appeared in the House on Saturda/. McCrary: Create a historical commission to perpetuate life history of Daniel Boone

Taylor: Authorize commissioners of Brunswick county to offer a reward for capture of J. C. Walker. McLeod: Provide for organization

of County of North Robeson from territory of Robeson county.

Butler (by request): Repeal Sec. chase of the same, nor shall partner ship property be exempt from sale of partnership debts." The bill pro-1699, Revisal and Ch. 499, Laws vides that the vote on the proposed Graham: For relief of Billy Patamendment be taken at the next general election.

CUBAN GOV. INAUGURATED Fry: Amend Sec. 494, Revisal, re lating to demurer or reply. Fry: Amend Sec. 484, Revisal, re

State Fibririan

lating to demurrer or reply. Fry: Render forests secure from

damage by fire. Fry: Amend See. 2466, Revisal, as to the use of dynamite in killing fish.

Fry: Amend Sec. 170S, Revisal, relating to entry-takers.

The following passed final reading: House Bill: Authorize the commissioners of Brunswick county to offer a reward for the capture of J. C. Walker, who murdered the sheriff of the county. Repeal Chap. 951, Public Laws,

1903, canceling the charter of a railroad.

House bill. Permit guardians to cultivate the lands of their wards. The following bills were introducthe island.

McDonald, of Moore: Amend 2613, Revisal, regarding the operation of freight trains on Sunday so as to allow through freight trains fully loaded to pass through the State without stopping at stations.

Perry, of Vance: Abolish special provision in Revisal as to negotiable instruments maturing on Saturday, making Saturday the same as any other day of the week in this regard.

Weaver: Relative to Western Carolina and Transportation Company. Pince (by request): Amend Sec. 4495, 4495, Revisal, relative to practice of medicine.

Kendrick: Amend Sec. 2, Art 10, State constitution as to the homestead exemption.

Kendrick: Authorize married women to contract as if unmarried. Majette: Compel timber-getters to

establish lines of land before cutting timber therefrom. Pickett: Amend Chap. 464, Laws of

1907, as to the sale of brasses and other metals.

Connor: Amend Ch. 1009, Laws of 1907, as to expenses incurred by Governor in the discharge of his duties.

The long-expected and most interesting bill to amend the constitution as to the homestead exemption arrived in the House, fathered by Representative Kendrick, of Gaston. It proposes to change Section 1 of Article 10 so as to make the personal property exemption \$200 instead of \$500, with the provision "But no merchant shall be allowed an exemption out of his merchandise or stock in trade; and Sec. 2 by reducing the real property exemption from \$1,000 to \$500. providing "But no real or personal property shall be exempt from sale for taxes or for payments of obligations contracted for pur-

Provisional Governor Magoon Es corts General Gomes to the Palace For the Inauguration Cere and Then Sails From the Island on the New Mains-Cuban Gunboat

Sees the Americans Safely Off. Havana, By Cable.-Major Gen. eral Jose Miguel Gomez was inqugurated President of the restored Guban republic Thursday at noon and within an hour after he had taken the solemn oath of office administered by the Chief Justice of the Supreme Court, the American officials who had been in control of affairs since the autumn of 1906 had departed from

The American provisional Goveraor, Charles E. Magoon, who escorted General Gomez to the palace and there turned over to him the reins of government, sailed on the new Maine. The Maine was followed by the battleship Mississippi and the army transport McClellan. A swarm of smiall vessels joined in the procession out of the harbor.

A Cuban gunboat also accompanied the ships some little distance to sea with a band on board playing from time to time the Cuban national anthem. Earlier in the day Governor Magoon and President-elect Gomez were seated side by side in the carriage en route to the palace in the wake of a galloping escort of sural guards or native eavalry there was silence on the part of the holiday throngs who kined the sidewalks. Hats were lifted as the carriage swept by, and the salutes were returned in the same manner by the Governor and General Gomez.

At night fireworks burned throughout the city in the same profusion that characterize the 4th of July in the United States, and the cafes were gay with music and singing.

About 3,000 troop are still on the island under the command of Major General Thomas L. Barry. These will be returned to the United States as fast as the transport service will permit, the last of the troops leaving on April 1st.

Cuba begins her new period of independence under conditions which seem as propitious as could be evolved. Peace reigns from the western extremities of Pindar del Ria to the eastern promontories of Santiage province, and no disturbing element is anywhere in evidence.

TWO MORE JURORS ACCEPTED.

Nine Men Are Now in the Jury Box to Hear the Cooper Trial-Fourth

and the returns of election were re- able ladies of the State and the lobceived and published before the 1st bies crowded by men, who did not of January succeeding; and the provision about the commencement of lie entertainments as the men of this the term of office was copied from the generation have. old Constitution.

Executive.

The Oath of Office-Where and by Whom Administered.

As a condition precendent, or precedent, or preliminary to the Governor's assuming the office, it is required that he shall, in the presence of the members of both branches of the General Assembly, or before any jused States and the State of North perform the duties appertaining to the office of Govenor." etc.

As the exact day for the inaugura-Legislature, and the oath administerd by the Chief Justice or an Associate Justice of the Supreme Court. It

in the city. Where Some Notable Inaugural Cereonies Were Held.

Before the war of 1861 to 1865, the inauguration ceremonies, including society of our Capital city.

Tarboro Blazes.

Rocky Mount, Special .-- A seventeen thousand dollar fire in part of the business district of the city last week was checked only by the peristent and well-directed fight by the he department of the city. The fire originated in a colored restaurant Washington street, about three clock Thursday morning, and, fan-d by high northeast wind, spread by high northeast wind, spread ly. A dozen buildings were de-ed and while they were, with one tion, all frame structures, their itents were in many instances a

third Wednesday yin November, erally well filled by fair and fashionhave the opportunity to witness pub-

Polities ran pretty high between So now, the out-going Governor Democrats and Whigs in the ante-belholds over until some day agreed on, lum days, though the issues between sbout a week aftr the meeting of the the parties now seem insignificant. General Assembly, when the returns The ladies participated in the interof election having been opened and est. The majority of the city and published, everything can be in read- town people were Whigs, and the iness for the inauguration of the new wives and daughters of that day generally took pride in the dignified appearance and glegant manners of Whig office-holders. One of them.

more notable than others, was seated or standing in the gallery when a Democratic Governor-elect was being inaugurated in place of one of the old regime. He was not as portly or General Assembly, or before any jus-tice of the Supreme Court, take and his predecessors for several oath or affirmation that he "Shall terms and the good lady craning her support the Constitutions of the Unit- neck to see, inquired of a neighbor: "Which is Governor Black?" And Carolina, and that he will faithfully when he was pointed out, she said in accents of disgust: "Sure thing! He is small potatoes and few in the hill !" Unfortunately the excellent tion is not fixed, so the place is not wife of Governor Blank was in hearfixed; but the ceremony is nearly al- ing of the compliment; but of this ways held in the presence of the the partisan lady was inadvertent, members of both branches of the and Mrs. Blank's dignity was such and Mrs. Blank's dignity was such that she did not show a ruffled temper. She knew that shee had couse to be proud of her husband, whatever might, however, be administered in a Whig belle might think of his ap-the presence of the General Assembly pearance. However, the loyalty of the presence of the General Assembly by a justice of the peace for Wake county. I think this has been done when there happened to be no Jus-Govenor and Mrs. Blank were courtion of the Supreme Court present teonsly and hospitably treated; and Governor Blank's private secretary, an elegant and handsome young man, who afterwards rose to high distinction, bec ne a lion in the fashionable

Killed by His Consin.

Cliffside, Special.-Saturday after toon Boss Sernggs, son of Elber noon Boss Sernggs, son of Elbert Seruggs, fatally shot Fletcher Seruggs, son of Marion Serugga. These young men were consins, aged respectively 21 and 19 years. Boss told Fletcher if he said it again he would shoot him. Fletcher repeated the words and was immediately shot by Boss, who used a 32-calibre pis-tol, the bullet taking effect in his right side just below the ribs. The young man died about 10 p. m. with-out making a statement, as far as can be learned. Boss says that "he didn't known it was londed."

to the powers of the building committee of the Cullowhee Normal Institute and a substitute therefor.

Hawkins: A memorial from the North Carolina Teachers' Assembly regarding the importance of providing a fireproof State library building. Ormond: Petition from citizens for the repeal of the constitutional exemption of real and personal property.

A message was received from the Governor transmitting the names of those members of the board of trustees of the University of North Carolina whose terms expire before 1911 the vacancies to be filled by the present General Assembly. The report was referred to the committee on the University of North Carolina. The following bills passed final

reading: Increase the salary of the assistant State librarian from \$600 to \$900 a

vear. Amend the charter of the United

Brethren, Salem. Amend charter of the Masonic Temple Association, Charlotte, so it can borrow money to erect a splendid

new temple. The following petitions and memor-ials were offered in the House:

Koonce: From soldiers and citizens of Onslow that James Saunders, colored, be placed on the pensior roll. He served at Fort Fisher and is the first negro for whom a Confederate pension was ever asked, so it was stated on the floor.

Some new bills introduced were as follows:

Morgan: Define the duties of railroad companies and their agents. Cotton: Tax business of selling on giving away coupons for premiums in connection with the sale of cigarettes ar toba

Davis: To tax dogs.

Perry, of Bladen: For betteremnt of public schools and training children for lifework.

Governor Kitchin transmitted to the House the list of vacancies on the board of trustees of the University

to occur November 30th, 1909. The discussion was long and spirit-ed on the bill to increase the salary of the commissioner of Labor and Printing. Several amendments were voted down.

The bill on third reading for the \$2,000 salary passed 87 to 20.

Much business was done by both houses Friday but not of very 1903, perfecting land grants by new entries.

terson, a free person of color, who served in the Twelfth and Twentythird Regiments and was drafted for work on breastworks by Confederate government. Poole: Repeal Ch. 638, Laws 1907,

relative to game. Mr. Taylor's bill authorizing the

county commissioners of Brunswisk to offer a reward not exceeding \$400 for the capture of J. C. Walker was passed on immediate readings.

The following bills passed third readings.

Amend Revisal 1042 as to sale of property under mortgage, restricting ection to personal property.

Joint resolution to memorialize Congress to aid in constructing post roads and highways in North Caro-

lina. Amend Revisal 3093, widow's year's support, so as to include child unborn at death of husband.

Authorize payment of deposits in bank made in trust and for the relief of persons for whom such deposits are made. (Bank may pay deposit on death of trustee to persons to be benefited.)

Empower banks to pay deposits made in names of two persons.

tend time for registering grants. Amend Ch. 732, Laws of 1907, inreasing salary of assistant librarian of Supreme Court, as amended by

committee, from \$15 to \$20 a month. Amend Revisal, Sec. 8, Ch. 87, by abolishing the crop pest commission and putting its duties in hands of board of agriculture.

Regulate registration and sale of concerted commercial feeding stuffs. (This is the law recommended by the convention of Commissioners of Agriculture for the Southern States). Validuate deeds and instruments heretofore executed by corporations (such as land development companies.)

Fixing liabilities of bank to depositor in case of forged or raised check. (Depositor must notify bank of fraud within three months after receiving canceled cheek.)

The following bills were introduc ed in the Senate on Monday:

Fry: Amend Sec. 982, Revisal, relating to mortgages and deeds. Ray: Amend Sec. 3706, Revisal, relating to carrying concealed weap-

Desperate Man Breaks Jail.

Wilmington, N. C., Special-Jap B Walker, a white man in jail at Southport, charged with the murder of Sheriff Jackson Stanland, of Brunswick county last December while resisting arrest by a posse headed by the sheriff, made his escape from the prison at Southport by braining the night guard, J. B. Fountain, with some heavy instrument procured in some unaccountable way after he had escaped his cell into the corridor. The

guard was disarmed of his pistol and all the cartrdiges he carried and a white man named Butler, held as an accomplice of Walker escaped too.



Boston May Build Them-Hoodlums Carry Off Wooden Structures.

Boston hoodlums have compelled the authorities there to consider the plan of building the public seashore bathhouses of concrete.

According to the Cement Age It was found that it would be a waste of money to put the ordinary wooden houses in condition before the season brought the full quota of guards to the grounds to protect them. Dewey Beach and Wood Island Park suffered severely during the winter.

All the woodwork that the hoodlum element possibly could get loose was torn away, doors were battered in and practically every inch of lead pipe left on the premises was stolen. Most of the plumbing was taken down by the bath department at the end of the last season to save it from a similar fate.

The continual destruction of city property has reached the point that concrete construction has been recommended for future buildings. The new houses would have heavy iron grating set up in front of the doors and windows to protect them during the months when the buildings are not used. It is figured that concrete would not cost much more than wood, and it might save the annual expanse of thousands of dollars for merely replacing what is being destroyed maliciously in the cold season.

There 33 a hacienda, or ranch, he Mexican State of Durango, cam rising 10,000,000 arres.

Venire is Ordered.

Special.-The Nashville, Tenn., ninth day of the trial of Duncan B. Cooper, Robin Cooper and John D. Sharp, for the murder of former Senator Edward W. Carmack closed with two additions having been made to the jury, which now numbers 9. The two recent acquisitions are Gus Knipfet and P. O. Beirman.

Up to Friday Night, 1,165 talesmen have been examined in an effort to get the 12 men. Of those who qualified the State challenged 13, the defense challenged 23 and the court summarily excused two after they had been declared satisfactory to both sides.

It is conceded that the action of the State in charging two talisment with perjury has greatly reduced the chances of getting a jury at once. Many of those summoned say they may have expressed an opinion at the time the murder occurred, and for fear of an indictment, they disqualify themselves.

After hearing testimony in the case of Juror Whitworth, whose health is said to be such that his life would be endangered by the confinement incident to the trial of the case, Judge Hart was disposed to excuse him at once, but the State asked that a decision be withheld until the next panel was exhausted.

Bulgaria Complains of Turkey's Attitude.

Sofia, By Cable .- The Bulgarian government has delivered a note to the representatives of the powers, complaining of the irreconcilable and uncompromising attitude of Turkey and declaring that the Porte must be responsible for the consequences. The note does not solicit the intervention of the powers but draws their attention to the tension of the situation.

Cold Wave a Blessing to Georgia. Savannah, Ga., Special.-A dozen

reports received from as many towns throughout south Georgia assert that the present cold weather came at the right time to prevent the killing of the fruit crop later on. "It is instead of being a curse a veritable Godsend" is the wording of several report Fruit growers all seem satisfied with the outlook for a grood fruit crop though the low temperature recor of more than two years' standi have been broken in several places.

Amend Revisal 1747 so as to ex-