THE TIMES-VISITOR.

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RALEIGH, N. C., TUESDAY EVENING, JANUARY 17, 1899

25 CENTS A MONTH

GOVERNOR RUSSELL GIVES HIS REASONS

In a Special Message to the Legislature. He makes Public the Evidence on Which He Suspended the Wilsons as Railroad Com-

missioners.

When the said Round Knob hotel was closed as an eating house, railroad eating houses were est unished, one at Hickory, on the East, another at Asheville, on the West of Round Knob. Cotemporaneous with the re-opening of the Round Knob hotel as an eating house, during the year 1896, the eating houses at Asheville and Hickory were discontinued.

The lease of the Round Knob hotel

The lease of the Round Knob hotel was, ostensibly made to Mrs. Wilson, the mother of S. Otho Wilson, but the

fact that S. Otho Wilson was the real owner thereof.

one of the widest signification, and us here used, is broadened and enlarged in its scope by the expression "in any way." Legislative ingenuity exhaust-ed its power of expression in the use of this language.

The common experience of life teach-

The common experience of life teaches us all that the relation of mortgager and mortgages is one of subordination on the part of the mortgager, and domination on the part of the mortgages. The mortgages generally having the power to distress, and even crush the mostgager. Was the interest of J. W. Wilson such on interest that it could operate to influence his acts in dealing with the corporations that Col. Andrews managed? Would be be a competent jurer in a case for or against the Southern Railroad Company?

And again, J. W. Wilson was part owner of a hotel property that was only valuable when used by the Railroad Company as an eating house. It was in the power of the Railroad at any time to confiscate, as it were, this pro-

time to confiscate, as it were, this property. It was also in their power, and their power alone, to give it value. Under the statute, broad and sweeping in

its intention, can a man be qualified to act as Commissioner who has this pecunitry interest at stake, and is at the merry of the road he is set to look after, and watch and control.

The law does not declare any man

The law does not declare any man dishonest because he has an interest in a railroad, or dealt with its officials. It only declares that such interest or dealings disqualifies the Commissioner. The legisliture had the power to prescribe any and every disqualification. The duty of the executive is to execute the law. There is no discretion here. The words of the statute are, "shall suspend."

After Mr. J. W. Wilson was called upon to show cause why he should not be suspended, he made a conveyance

of his interest in the hotel property. To

quote his own language, "this was done agreeable to section 1st, of the Act, to

If by these transactions he had be-

come disqualified, the purpose of the law could not be defeated by his con-

veying away his interest in the prop-

In performing the duties imposed by

this law as to suspending this class of officers, the Governor can only act upon such information as comes to him,

none of which is evidence in the strict and technical sense of that word. He has no power to obtain evidence; he

cannot summon witnesses; he cannot

issue a subpoena; he cannot take testi-mony; he cannot compel anybody to testify; he cannot take depositions. If

he could procure affidavits, they would be only voluntary and would not be evidence because they would be ex

parte. In the nature of the case there

fore, he is compelled to act upon such information as may be voluntarily giv-

en to him either orally or in writing

me of the letters and other papers

which were sent to the executive office

in these cases, were signed by parties

cation. Feering that these persons

might regard it a breach of confidence

or their communications to be publish-

ed. I include herein extracts from their

written statements, without giving the

names of the authors.

But the names of the witnesses, who

according to my best information will

establish these allegations, will be giv-

our pleasure.
The following extracts form papers

and letters exhibit some of the evidence

which I am informed can be procured by such process as your honorable

bodies may choose to provide for pur-

"On or about the 24th of July, 1897, Hon. Otho Wilson, Rallwoad Commissioner, and myself met in the Glen Rock Hotel, Asheville, N. C. He thought that I was the proprietor at

first, and said in substance, that

would like to sell the lease to the Round Knob Hotel, as that would be

the best way to have Asheville made

a meal station, by closing the hotel at

Round Knob. He projosed to sell to me for five hundred dollars the lease for

five years; the first year was to cost

nothing, but the remaining years \$250 each year. He also stated that I would have free use of the telegraph line, and

all supplies of any kind would be deliv-

all supplies of any kind would be delivered free of freight charges at the hotel. To my enquiry as to how this would be done, he said that the supplies would be dead-headed by either the conductor of the trains or the bag-

certain which. He also stated that I would get free transportation (passes)

gage masters of the same.

poses of investigation:

en to any investigating committee your honorable body at any time at

avoid criticism by even the captious.

suspend.

The word "Interest" in the statute, is

evidence herewith sent discloses

To the Senate and House of Representatives:

By the Ridroad Commission act of 1891, it is provided that it shall be the duty of the Governor to suspend from office any Railroad Commissioner who shall become the holder of any stock.

Company as an eating house.

5th. The Round Knob hotel had been discontinued as an eating nouse for a number of years, prior to the leasing of the same to S. Otho Wilson, also a member of the Railroad Commission. When the said Round Knob hotel was shall become the holder of any stock. By the Relirond Commission act of 1891, it is provided that it shall be the duty of the Governor to suspend from office any Railroad Commissioner who shall become the holder of any stock shall become the holder of any stock or bond of any railroad company, or who shall have any interest in any wny way in such company. It is further directed by said act that the Governor shall suspend any Commissioner in case he shall become "disqualified to act." The scope, intent and policy of this act manifestly are to secure on the part of these Railroad Commissioners, absolute independence of the railroad corporations over which they are entrusted with such important powers.

These commissioners were to pass judgment upon complaints against railroads, to fix rates upon their touffic, to assess their great properties for taxation, and thus exercise powers vi-tally important to these corporations. And the law said in substance, that And the law said in substance, that a Commissioner should not hold a share of stock in any railroad company. Its words are broad enough, (although perhaps not so intended) to prohibit him from holding a worthless share of stock in an insolvent railroad in a for eign country. Then the law goes fur-ther and prohibits him from acquiring ther and prohibits him from acquiring any interest in any way in such a company. Then it provides that if he does any of these Mings, he shall be suspended. Then it goes furthe, and directs that if he shall be come disqualified to act, he shall be suspended. This last provision I construct to mean that he shall be suspended if, in the opinion of the Governor, he becomes for any reason disqualified to act.

Says the law, after enumerating y discussions and the commentary of the content of the cont

Says the law, after enumerating various prohibited interests, such as stocks and bonds, "he shall not have any inand bonds, "he shall not have any in-terest in any railroad company in any way." This I underst not to mean that he shall not enter into contracts with them, that he shall not make money out of them, or seek to make it; that he shall not make transactions with them for his pecuniary benefit or ad-vantege. Indeed it amounts to a pro-hibition against his having any deal-ing with them except those which are open to the general public, such as buyopen to the general public, such as buy-ing tickets, or sending freights at reg-ular rates. He cannot enter into a contract to furnish iron or cross ties, or other supplies. He connot make a contract with the company whereby the company is to furnish him anything of value at an agreed price; such as an agreement to run a side track to his mail or mine, or to sell him land mill or mine, or to sell him land, or goods of any sort. In a must have no pecuniary transsuch as he is entitled to as a member of the general public. This is my un-derstanding and construction of the statute. If it is not correct then we have this reductio ad Sourdum; that the legislature undertakes to require that Railroad Commissioners shall be free from all interests in railroad companies, that they shall be disinterested and independent, and for this purpose goes to the extent of saying that they shall not own even one share of worthless stock in any railroad ,no matter where it may be, and notwithstanding all this caution it permits them to enter into transactions with these railroads for their own benefit or for theh pecuniary advantage and to place their own fortunes in the power of these cor-

Applying these principles to the case hand, and obtaining such information as was available, not having the power to send for persons or papers, or to examine witnesses, or to take depositions or to obtain evidence by any judicial or quasi judicial method, but acting upon the best information ob tainable, I reached the conclusion that Mr. S. Otho Wilson should be suspend ed upon facts which seem to be substantially as follows:

1st. He leased for three years the Round Knob hotel from Col. A. B. Andrews and Mai, Jas. W. Wilson. said that he leased the property for his mother. The information, circumstantial and positive, convinced me that while he may have nominally leased it in her name, he was the only real party in interest; that the lease was for his benefit and that the profits were to go to him; that he used the property as his own, and that, while his mother's name may have been mentioned in the matter ,he was the real and only gen

2nd. That the lease of the hotel was with the understanding that the roll-road company should abandon its eat ing houses at Hickory and Asheville and to give the benefit of its patronage to Round Knob, and but for this contruct with the railroad company, Mr. Otho Wilson would not have rented the

3rd. It appeared from the information before me, that favors of a very sub-stantial character, were extended by the railroad company for the benefit of

In regard to J. W. Wilson, the facts

ist. He was member of the Rallroad

2nd. He was mortgaged to Col. Andrews in a large sum, to wit, \$5,000, thich, it was alleged, he was unable to

3rd. Col. Andrews was manager of the Southern Rallway in the State of North Carolina, and the first Vice-Pres-

ident of the corporation. 4th. He, J. W. Wilson, was also part owner of the Round Knob hotel, which was located on the line of the South-ern Railway, in North Carolina, and was valueless as a hotel property, un-less it was patronized by the Railroad him what assurance he could give me

that the Round Knob Hotel would remain an eating station, if operated by me, and he said that he could give me assurance as long as it was owned by he cailroad folks, either naming Col. Andrews, or J. W. Wilson, or to the best of my recollection, both, and if I leased it and the hotel closed, thetrains would stop at Asheville for meals." would stop at Asheville for meals."

would stop at Asheville for meals."

"In regard to S. O. Wilson's connection with the hotel at Round Knob. That he claimed to have rented for himself is easily proven. He told me so the first time I ever met him. He also told everybody in this section the same. He also urged me to buy him out He also urged me to buy him out He also urged me to buy him out—he—he did not say buy his mother out—but himself, and said he would transfer the lege. As I told you his son, who is now running the place, told me that the old man always took away all the money, leaving him searcely enough to money, leaving him scarcely enough to make change. When he took his fami-ly back to Raleigh, he took nearly ev-erything in it, did not leave a change for the beds, took almost all the furniture he bought for his poor mother. The old lady Wilson has complained time and again t oothers, not to me that she never got a cent. Now, if you want any more proof that he leased the hotel, write or send to any one at Old Fort that is engaged in business. Yes, Maj. Wilson asked Mrs. C.— and I to accompany their party out on the Murphy branch. I have been told by different members of the family that they did not pay to ride on the trains." ture he bought for his poor mother. The

"For any further information in the Wilson case, have the telegraph oper-ator at Round Knob interviewed. Some ator at Round Knob interviewed, Some time prior (more than 30 days) to the change of the eating house, I was in-formed by Conductor W. W. Barber, that Maj. Wilson offered to lease Round Knob to Mr. Christle, who keeps the eating house at Balsam, N. C. guaranteeing two dinner trains a day,"

Maj. Geo. D. Miles and Mrs. Cunningham, who are now at Round Knob Hotel, will say that Otho's mother told them that she was to get a salary for running the house, and that she had never received a cent; that Otho would pocket all as fast as it came in. That all the freight coming to the hotel was D. H.—. That all the guests of the house would get on the train without lightly a page for as many as wished. tickets or pass (or as many as wished to 20), and go to Old Fort and attend dances and seturn without any questions—all that was necessary was for Othe or his boy to be on the train.

(Continued on 3rd page.) FOR QUAY'S SEAT.

By Telegraph to The Times-Visitor. HARRISBURG, Jan. 17.—The first ballot in the battle for Quay's place in ballot in the battle for Quay's place in the Senate will be taken this afternoon. Skirmishing for votes this morning is exceedingly active. It seems impossi-ble to get the real truth. Several mem-hers are known to stand by Quay for and the first ballot. No diminution of only the first ballot. No diminution of confidence in the Quay lieutenants who assert with much confidence that the week will witness Quay's election. Senators Fin, Martin and others said Quay can be defeated by Colonel Guffey. Other leaders of the minority say they will stand solidly for Jenks (Democrat. Opponents of Quay say Governor Stone is withholding his principal appointments for the purpose of helping Senments for the purpose of helping Sen-

day in the purpose of heiping sen-ator Quay.

Governor Stene was inaugurated to-day in the presence of thousands from all parts of the State. The Governor patted out the necessity of economy in

GOVERNOR VOORHEES.

By Telegraph to The Times-Visitor, TRENTON, Jan. 17.—Voorhees was inaugurated Governor today by a sim-ple service before both houses of the tion in legislation to continue.

MURDERER SUICIDES.

By Telegraph t othe Times-Visitor.
PITTSBURG. Jan. 17.—Michael Ruminisky, under sentence of death for
murdering his wife, strangled himself in jail today.

70,000,000 SOLD.

By Telegraph t othe Times-Visitor. New York, Jan. 16.—A statement is-sued by the Ripans Chemical Company shows that the sales of Ripans Tab-ules during the year 1858 just ended, were seventy millions, and that the sales in January are at a rate exceed-ing five hundred thousand a day.

EGAN'S TRIAL.

By Telegraph t othe Times-Visitor. WASHINGTON D C., Jan. 17.—The cabinet today decided to order a courtnartial of Egan for conduct unbecom ing an officer and gentleman in the language he used before the war in-

NICARAGUA BILL

By Telegraph t othe Times-Visitor, WASHINGTON, D. C., Jan. 17.—The Senate took up the Nicaragua Canal bill and a vote will probably be reached

SENATOR DEPEW.

By Telegraph to The Times-Visitor, ALBANY, Jan. 17.—Both houses at noon chose Depew to succeed United States Senator Murphy.

YOUNG DEAD.

By Telegraph to The Times-Visitor. WASHINGTON, Jan. 17.—John Russell Young, librarian of Congress, dled liness of several weeks.

RELEASE OF PRISONERS.

Cable to the Times-Visitor. LONDON, Jan. 17.-The correspond-ent of the Central News at Madrid says the Spanish Government has de-cided to send delegates to the Philippines to treat for the release of Spanish prisoners directly with the rebels.

THE INDIES.

By Cable to the Times-Visitor. LONDON, Jan. 17.-Sir David Bar-our went to the West Indies today as commissioner to examine and report upon the defective system of finance which is held to be partly responsible for the indisputable lack of prosperity. The purpose is to build up the cost

GENERAL ASSEMBLY

Heated Debate in the House

IMPORTANT BILLS

Representative Winston's Convict Bil -Committee to Handle Governor's Message Appointed-Attorney's Bill.

The Senate met at 10 o'clock and prayer was offered by Rev. Dr. Skin-

A message from Governor Russell was read, in which the Governor gave his reasons for the dismissal of J. W. and S. Otho Wilson from the Railroad Commission.

On motion of M:, Hairston it was or

dered that 200 copies of the message be printed and distributed among the members of the legislature. The evidence as given by the Governor will be taken under immediate consideration by the committee.

Reports of committees were favorable as to bills to change the name of the South Atlantic Life Endowment Compony: to amend chapter 113, laws of 1895, and unfavorably as to a bill to refund certain money to Mt. Pleasant College

A petition from the citizens of Tryon for the appointment of additional jus-tices was referred to the committee.

The following bills were introduced: By Senator Lowe, to prevent injustice and impositions upon ellents by externeys; By Senator Hairston, to require foreign incorporated companies to be-some domestic corporations, and to obteen license to transact business ir North Carolina. By Senator Justice, to appoint L. J. L. Teylor a justice of the peacest to amend the charter of the Levi Bank. By Senator Ward, to rezulate the shooting of wild fewl in Darceounty. By Senator Miller, to exempt ex-Confederate soldiers from paying pedden's rax. By Senator Miller, to repeal chapter 105, laws of 1895, and to allow the plaintiff in an action to try the title of any State, county or munic-ipal office to make a motion before the Judge of the Superior Court of the dis-trict in which the action is brought to cause the defendant to give bond for cause the defendant to give bond for any forg or encoluments that may come into the defendant's hands and that may be recovered by the plaintiff on the action. By Senator Justice, to repeal chapter 204, laws of 1897; to amend on pier 305, laws of 1897. This bill provides that chapter 305 of the public laws of 1897 he amended as follows: After the words "dead of trust," in the 8th line of the 1st section of said act, insert the words "within the State," Strike out the word "and" in the 9th line of the said paragraph and insert the word "or,"

under foreclosure of mortgage or deeds of first which have attempted to orsum which have attempted to orsum its prior to passage of this act, under the laws as existing prior to the passage of this act of 1899, are hereby duty ordered duly organized and incorporations, as posted as domestic corporations, as posted as domestic corporations, as provied under section 698 of the Code as hereby amended.

The calendar was then taken up, and a resolution in regard to an inquiry

a seolation in regard to an inquiry he came here from his people to analysis to the payment of money out of the state treasury passed final reading, as did also a bill to repeal chapter 51. Itws of 1897, with regard to the fishing with certain nets in Albemarie river, and establishing '80" for '20" feet. Upon motion of Senator Brown Senator Justice, chairman of the Judiciary Committee, was authorized to employ a clerk to date from the organization of the committee on rules pretent to the committee on rules, revailed and the committee will make the protest

ek to date from the organization of he Judiciary Committee.

The Senate adjourned : 11:30 a. m.

SENATOR GOWER'S BILL This bill has been under consideration by the Senator from Lincoln county for

ome days, and is as follows:

1. That it shall be unlawful for any uttorney at low, who has been embloyed by anyone as counsel and reoived a fee or compensation as such conspice with any attorney employed

image the interest of his client. 2. Any attorney guilty of the offense s stated in sec. 1 of this act shall be uilty of perjury, and upon conviction any court of this State shall be dearred from practicing law and his li-

ase taken from him. a It shall be the duty of the Superior and Criminal Court judges of the State of call the attention of the grand juries their charges to this act, and of so-citors of said court to said bills to rend juries all such cases as may

come to their knowledge.

Any client damaged by said conspiracy shall make affidavit before the judge presiding at term of court or ding term and have his suit censtated on the docket.

HOUSE.

The House met at 10 o'clock and Elder P. D. Gold, of Wilson, offered A favorable report was made on the bill to allow Fayetteville to seceive 25 per cent of last year's taxes in full set-

The messige from Gevornor Russell giving his reasons for the removal of J. W. Wilson and S. Otho Wilson as railway commissioners, was received and read. During the reading Otho

Wilson entered the hall and was an interested listener.

A joint resolution was introduced by Winston setting forth that Congress h d appropriated \$10,000 for the erection of monuments to Generals Francis

Nash and William Lee Davidson, but had not chosen a location for the mon-uments, and raising a joint committee f 5 to take charge of the construction Bills were introduced as follows: By Rountree, in relation to the probate of deeds and the private examination of married women and also to repeal cer-

ufacturers to procure a minimum rate

ufacturers to procure a minimum rate of the insurance.

By Mauney for the relief of ex-sheriff Davidson of Cherokee county. By Wall to establish a State text book commission and define its duties. By Sugg, to change time of holding courts in Greene. By Hart, to amend the stock low in Edgecombe. By Wrenn, to regulate the apportionment of public school fund. By Currie, to reduce salaries and fees. By McNelli, to amend the charter of Southport. By Henderson, to provide for the election of a weigher at Charlotte. By Boushall, to son, to provide for the election of a weigher at Charlotte. By Boushall, to incorporate the People's Storage and Mercontile Company of Raleigh. By Winston, to regulate the working of convicts and to establish county farms. (It provides for a farm in each county, upon which convicts are to work to feed themselves and the poor of the county, and they are also to work the public roads. The bill also provides for the discontinuance after 1900 of the aresent penitentary farms.) By Patterson, of Caldwell, to prevent the sale of adulterated and mix branded food.

By Thompson of Davidson, to amend

of adulterated and mix branded food.

By Thompson of Davidson to amend chapter 28 of the Code so that such children of the mother shall inherit from each other as if all were legitimate. By Yarboto, to repeal the \$10 tax on dealers in horses and mules.

A petition was received from the merchants of fallsbury, urging the repeal of the merchants' purchase tax.

The calendar was taken up. Bill pessed repealing the act of 1897, which required elections to be held each afternate August on the question of school

required elections to be held each afternate August on the question of school taxes for public schools, the State to pay an amount equal to that voted by townships. The bill as passed exempts these townships which last year voted the tax, so they can get the money this year, but no longer. Woodyllie township in Bertle and Lake Landing in Hyde are stricken out entirely, so they will not get the tax at all.

Bills passed: To repeal the charter of Dudley, Wayne county. To allow the people of Morganton to vote on the question of the issue of bonds for purchase of electric light plant. To amend chapter 315, acts 1895, by striking out the "French Broad" river from its porvisions.

There was considerable discussion of the bill for the better government of Hertford county, giving it 5 new com-missioners, the latter to have the right to refect or accept bands in surety com-

panies.
Shipes of Herifo d. Republican, spoke-in orposition to the latter bill. He said the purpose of the bill was plain-to

the purpose of the bill was plain-to-take way all power of election by in-people of Herifold.

Smith thegred factored the bill. He-spoke for 500,000 people, his rave, that the Democrats spoke for 1,-200,000, but that he did not knee, how many Shipes represented. (Great laughter and applause.)

Mampion, Reprublican, sild he an-posed this bill.

Rebinson of Cumberland and the

Hertford, if they gave proper it and they audit they sught not to held office allow they did give proper bonds.

Glimm, of Edgecomb. and committee had found that a present

officers are incompetent, here as the accredited a white men and of 1,300 n After the words "deed of trust," in the Statistic line of the 1st section of said act, insert the words "within the State," Strike out the word "and" in the 9th line of the said paragraph and insert the word "or."

See, 2. That relifead companies sold under foreelosure of mortgage or deeds Wilmington. He will be a rege of wilmington. He will be a people of the large of the latter city and for a people. de past

the committee will make the protest

bonds for water works passed 3rd read-

ing.
Craige introduced a resolution rais ng a joint committee of 5 to take into onsideration the message of the Gov-rnor as to the Wilsons (railway comernor is to the Wilsons (railway com-mission), investigate it thoroughly and lave power to send for persons and papers. The resolution was adopted. Smith, of Caven, introduced a resoby the opposing party or any suit at Smith, of C.aven, introduced a resonance in the courts of this State to fution asking Congress to repay to the nisuse his fee or compensation or that negro depositors of the Freedman's sating Bank, an institution chartered by Congress, the money of which they were robbed by its collapse. At 1:30 the House adjoirned until to-

morrow. EURCTION UAW,

The House sub-committee on elec-ion laws, composed of Messis, Stubbs Winston, Council, Gilliam and Clarkon hadan informal meeting last night o discuss the features of the new law. Without reaching any conclusion, the question of legalized primaries was de-bated, the Australian Ballot, and the Virginia Walton Law investigated.

It was very generally thought that the primary would be impracticable for the present the necessity for its adop-tion largely depending upon the result of the election on the Constitutional amendment. The Walton law seemed o be the most suited to the conditions time exist, judging from the expres-ions of epinion. There will be another meeting of this committee tihs aftermoon when suggestions will be heard, and a week taken to consider and develop a bill to be reported to the com-

MORE RAIN.

For Raleigh and vicinity, rain tonight and Wednesday, followed in the even-ing by clear, colder weather.

MARRIED.

At the residence of Rev. J. L. Foster yesterday afternoon at seven o'clock, Mrs. Katie Banks and Mr. Alonzo E. Johnson were united in marriage. The contracting parties have many friends here in Raleigh, where they live

tal nacts granting exemption from jury service.

By Bunch, to restore Mt. Airy township, Surry county.

By Clarkson, to amend the insurance but and to enable North Carolina man-

LOCAL NEWS ITEMS

Familiar Faces in the Passing Throng

SHORT STATEMENTS

Movement of People You know-Glean ings in and About the City-Snatch's of Today's Street Gorslp. ,

Prof. Withers, Col. A. Q. Holoday and J. L. Ramsey went to Washington to-

The Monday Evening (lub will meet tonight at the residence of Mrs. Heck

on Blount street. Prof. Joyner arrived today and will speak at the Young People's meeting in the Tabernacle tonight.

Miss Ellen Rosenbaum, of New York, formerly of this city, is visiting Miss Bertha. Rosenthal, 420 Fayetteville

There will be a service consisting of norning prayer, and Litany at the burch of the Good Shepherd tomor-

ow morning at 10 o'clock. Don't fail to attend the recital of Enoch Arden" by Miss Kelley in the ecture room at Central Church this yening at 8 o'clock.

The reserve seat sale for Sousa and his band will commence Priday morn-ing at nine o'clock at King's drug

The reserve seats for Oils Skinner on Tuesday night, January 2t, in Rose-mary, will commence Thursday moun-ing at nine o'clock at at King's drug

The concert at Peace Institute com-plimentary to the members of the Leg-slature, which was postpoind from hist Friday night, will be given next Fri-day night, without fall, rain or same.

Madam Elizado has received a present Madain Effacto has received a present of a silver watch from a lady for locat-ing her diamond ring, which sie had not. Madain Elrado will be here only t few days longer.

aR. W. R. TPPKER DEAD.

The Fr; Came at His R; dence List Night at H O'clock.

The annuoncement of the death of Me dinam R. Tucker, which occurred at his residence on Hillshore street last light at H O'clock, caused expressions of deepest sympathy from every class in Religion. The business men felt In Religib. The business men felt keenly the great loss which the city sustained for, although only 33 years old, Mr. Tucker had shown wonderful business ability and tact and his services were of inestimable value to the city.

vices were of inestimable value to the city.

Mr. Tucker was the son of the late Maj R. S. Tucker. He was educated at the State University, graduating in 1887. He married Miss Gerirude Winder, daughter of the late Maj. John C. Winder, and she and three children and his mother and five sisters survive him.

I'pon the death of his father Mr. Tucker assumed management of his yast interests and in this he has shown vast interests and in this he has shown the greatest foresight and most extra-ordinary ability. He was a director of the Raleigh and Gasion Rail oad and of the Atlantic and N. C. Railroad, being a large stockholder in both. He was director of the National Bank of Raieigh and the leading spirit in many local enterprises. His latest enterprise was the Tucker building, conser of Fayetteville and Martin streets, which will be one of the handsomest buildings in the State. The entire community deepy feels the loss of this good and enterdising citizen, and extends its deepest sympathy to the family.

The funeral savice will be held at

3:30 from Christ Church temorrow af-

SUPERIOR COURT.

Court met et 10 o'clock a. m. His Honor Judge George H. Brown, Jr., presiding. The following cases were disposed of:

State vs. James Bullock, charge ve moving crop. Continued for defendant. State vs. Jack Carlisle, colored, charge larceny and receiving. Trial by Jury. Verdict guilty, Judgment 5 months on the roads. State vs. George Crudup, colored,

charge a. d. w. Trial by Jury. Verdict guilty. Judgment suspended on payguilty, Judgment suspended on payment of costs.
State vs. Charles Moore, colored.

charge larceny and receiving. Trial by jury. Verdict guilty. Judgment 6 months on the roads. State vs. Alonzo Moon, colored, charge c, v, w. Defendant pleads guil-ty, Judgment suspended on payment

if pald by Saturday.

Shite vs. L. B. Capenart, colored, charge removing crop. Trial by jury.

Verdict not guilty. Defendant dis-

State vs. Huttle Page, colored, charge selling liquor on Sunday, Continued to March term, 1899. State vs. Mary E. Jackson, colored,

narge practicing profession without cense. Continued to Morch term. harge practicing Recess till 10 o'clock a. m. tomorrow,

AN EVENING OF FUN.

"Side Tracked," with its scenic and mechanical effects; its funny tramp. German and Irish comedians, and its saucy hoyden, and charming lovers, will be the attraction at Academy of Musit on Wednesd y, January 18th. There is a vim and "go" about the play that captures the gallery as well as the ellte of every audience. The special scenery is effective, and several strong specialties assist maters by in the ac-tion of the play. E. H. O'Cennor as Charles Mercer, allas Horatio Irving Booth is very successful in his performance of the tramp, and Billy Bowers as Fritz Grabhold, a section gang boss, essisted materially in the functional by his finished German character work. Gertrude Barnes, a captivating little soubrette assimes the role of Bessie Reynolds and introduces a number of very catchy songs and dances.