THE TIMES-VISITOR.

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RALEIGH, N. C., TUESDAY EVENING, MAY 9. 1899.

25 CENTS A MONTH



Democrats Won Three Cases and Lost Two

Keeper Burns Must Go-New Board of Agriculture Won-Barnes Lost His suit Fusionists Retain Control of A, and N, C, R, R, -- Republicans Won Ashe Clerkship ville which Means **Beddingfield** willlosehis

place

The Supreme court today at noon Broughton and a part of the work given anded down decisions in all the impor-to E. M. Uzzell. Barnes brought suit handed down decisions in all the important cases which have been argued before the body. Opinions in one or two minor cases

were reserved but these will be forth coming tomorrow and the court will then

adjourn until next fab, The decisions today will not be a sur-prise to the renders of the Times-Visitor for of the five cases decided today this paper printed a forecast yesterday and missed it in only one instance out of the five, namely the public printing case. AGRICULTURAL BOARD.

In the agreed suit between the new Democratic board of Agriculture and the former fusion board in which the latter claimed that the legislature had no right to elect and only the Governor had a right to appoint by and with the confirmation of the Senate, the decision of the court is in favor of the Democratic board elected by the legislature. This decision knocks in the head any proposed contest by former fusion boards for the control of other State institutions such as the school for the deaf at Mor-ganton, the institution for the blind at Raleigh and the A. and M. College and establishes without controversy that the legislature has the power to elect trustees of these institutions.

Mr. J. C. L. Harris was asked today what the old fusion members of the board would do. He replied: "There is nothing to do but meet with the new board and let them manage things." BURNS MUST GO.

to compel the committee to abide by their first act in awarding him the first

In the two suits over the Atlantic aud North Carolina Railroad the fusionists won, Justices Clark and Montgomery dissenting. By this opinion the decision of the lower court in favor of Dortch for the new directors and the decision in favor of James Bryan, the new president, against Patrick, the fusion presldent, are both reversed and the old di-rectors and Patrick retain control of the

One of the most important opinions ins that of Wilson vs. Jordan, in which the court decided in favor of Wilson, the former republican clerk of the crim inal court at Asheville. Justice Clark dissenting.

of Abbott against Beddingfield. Two of the most prominent lawyers in the State lutely no case now. I should think that ie would simply withdraw."

Opinions were handed down by the Supreme court as follows today: Wilson vs. Jordan, from Buncombe, eided in favor of plaintiff.

ODD FELLOWS CROP BULLETIN

Generally Favorable-En-Grand Lodge Met This Familiar Faces From the couraging Prospects.

growth of cotton, the temperature on the

whole was 2 degrees or 3 degrees above

the normal and was favorable to growth. Local thunderstorms occurred on the

evening of the 3d with high wiads and

ed and planted this week.

The crop bulletin for the week ending Monday, May 8, 1899, says: The reports of correspondents for the week ending Monday, May 8th, 1899, were generally favorable and indicate The Grand Lodge I, O. O. F. is in sesion as we go to press. Grand Master B. S. Royster presiding. At this session the reports of the Grand officers will be

read and referred to the proper committees. The standing committees will be encouraging prospects for agricultural interests; although the lateness of the appointed. Tonight there will be an open session in Odd Fellows' hall. The degree work eason is still evident and greater diver-

sity in the condition of crops begins to appear. In some sections the weather will be exemplified by the capital city degree team. Addresses will also be dehas been so favorable during the past four weeks that many farmers are now ivered by members of the order. With one or two exceptions all the Grand officers are present.

Afternoon

Passing Throng-Items

of Note

SHORT STATEMENTS

Movements of People You Know - Glean-

ings In and About the City

Snatchs of Today's

Street Gossip.

The banks will be closed tomorrow on

'Lue Eta Division of the Kalapaidensis

will give an entertainment in the Sua-

day school room of the First Baptist

church, Thursday evening. A silver of

fering will be taken at the door. The

ublic cordially invited. United States Marshal II, C. Dockery

came in this morning from Rockingham. He states that a terrible hail storm passed through Richmond county, com-

ing from Anson, yesterday afternoon. One hundred acres of cotton on his farm

near Rockingham was completely de-stroyed, and lifty acres badly injured.

Mr. and Mrs. John E. Ray will leave

onight for Louisville, Kentucky, to at-

account of legal holiday.

four weeks that many farmers are now up with their work. The week opened dry, and very warm. The highest tem-peratures so far experienced this season accurred on May 3d, and exceeded 90 degrees in the central west section of the State. Although the latter part of the week (4th to 7th) was clouly and cool almost sufficiently as to roted the The following is the list of the Grand fficers Grand, Master, P. S. Royster, Oxford, Deputy Grand Master, Pr. John A. Stevens, Clinten. Grand Warden, Marcus W. Jacobi, cool, almost sufficiently so to retard the

Wilmington. Grand Secretary, B. H. Woodell, Raeigh. Grand Treasurer, Richard J. Jones, Vilmington

Grand Representatives, John F. Fruon (1 year), Wilson; James P. Sawyer 2 years), Asheville. Grand Marshal, R. N. Hackett, Grand Conductor, I. I., Brinkley,

The cotton had just been chopped out. Grand Guardian, E. H. Cranner, Mr. Dockery does not know the extent of the damages on other farms. Grand Herald, P. W. Vaughn, Dur-

Grand Chaplain, Rev. Geo. A. Page, tend the Southern Baptist convention. Mr. J. W. Bailey, Miss annie Heck, Mrs.

Heek, Miss Mamie Birdsong and others und By-Laws, L. W. Jeannerett, chair-nan, Asheville; A. W. Moye, Cary; A. will also leave tomorrow for Louisville Miss Grace Bates was kept from her E. Olmstead, Raleigh, Orphan Home, D. A. Coble, Superinduties as teacher in the graded school yesterday and today on account of a

Guan Tone, P. A. Cone, Supern-tendent, Goldsboro,
Trustees: W. C. Douglass, Raleigh;
C. B. Edwards, Raleigh; Nathaniel Jacobi, Wilmington; W. D. Gaster, Fay-etteville; W. T. Dortch, Geldsboro; W. severe cold. This is the first day she has missed since she began teaching in the school, thirteen years ago. Collector of Internal Revenue Duncan, who had 19,000 of Jacobs' cigars seized has now found that this lot was correct-

Col. Burgwyn is in the city today. Mr. A. M. Adams, the efficient clerk in the register of deeds office, was detained at his home by sickness today Steele, of Rockingham; R. M. Couch, of Southern Pines; G. W. Bryant, of Sheland his absence prevented Capt. Hood from going to Charleston. y; Allen McInniss, of Salisbury; C. F Marriage license was today issued to Mr. Ebeneza Adas, of Durham, and Miss Dunnigan, of Yndkinville; J. D. Gunter, of Jonesboro; J. B. Jones, of Knott's Nancy Turner of Wake. Island; E. D. Bowden, of Knott's Island;

J. R. Widby, of Lenoir. A large number of representative ame in on the afternoon trains

BE FAIR.

To'the Editor! At a regular meeting Street Will be Extended of the board of aldermen Friday night a committee was appointed to wire the

and got them to meet at one o'clock

when I went before them and asked for

the privilege of placing the gun in my

window until such time as they should be ready to remove it. They said, they

saw no reason for refusing, as I was

the first one to suggest or ask for it,

and as they had to make some disposi-

tion of it until they could select a per-manent site they gave their consent with-

I immediately wired Mayor Powell

"When will gun arrive in Raleigh? 1

have permission to place it in my win-

dow." Mayor Powell replied as follows: "Will reach Raleigh tonight at two

I met the 2:16 train. Met Mr. Me-Donald, who said "We have decided to

hold the gun for further information."

I saw Mayor Powell and stated to him

that I had permission from the commit-

tee to take the gun. He said there seem-

ed to be some misunderstanding. Some

one had offered \$25 for the gun, but

said: "Of course no money consideration could be considered, as to do so would

be an insult to the gallant men wh

I write this explanation as being due

the committee, and now 1 respectfully

ask if it is not customary to exhibit

trophics, gifts, &c., &c. of such charac-

ter, in such places as shop windows,

where they can be most conveniently

seen by an interested public? Is it not done everywhere? Has not even memo-

rial gifts of special interest, but much

cism or comment, but greatly to the in

terest and convenience of the public, who

of that sacred memorial gift of "mercin-

ary motives" or of "making merchan-

1.221 window" in our own city, without criti-

more sacred, been exhibited in a "shop

out any hesitation.

ixteen."

5,9\a96

6.00a01

leave of absence.

at Wilmington as follows:

Attempts to G + Back Mon y for Dillard Suit No long since this paper announced the intended opening up of the Cameron It will be remembered that in the Dil-lard suit against the city the plaintiff was awarded \$3,000 damages for inju-ries received in an accident where the Southern Bailing and Crocker. They reported while the board was still in session; the report



His Battalion Attacked by Insurgents

REBELS AT SAN MIGUEL

A Severe Engagement Expected-Gen erals Lawton and MaArthur will Probably Unite Against the Inaurgent Force

MANILA, May 9.-Major Diggs, while ending a battalion of Minnesota volunteers toward San Miguel, a mile west of Calampit, was today shot in the head by the Filipinos, who fired several vol leys from apparently deserted trenches. The Americans charged and repulsed the enemy. One private was wounded dur-

The insurgents are massed at Mount Arayt with a great force and a severe engagement is expected there. It is thought that Gen. Lawton's and General MacArthur's force will unite before the

FEARFUL STORM

Storm Swept Throguh the State Last Night

NORFOLK, May 0.-Reports from adjoining counties this morning show the night's storm was destructive. The wind blew at seventy miles an hour at times, uprooting trees, smashing win-dows, and loosened out houses from their coundations. Half an inch of rain fell in an hour.

The storm cut a wide swathe through North Carolina, Great destruction reported from Henderson,

In the vicinity of New Hill and other ections of this county hall did much damage yesterday afternoon. A train which passed through the New Hill section last evening arrived in Raleigh with nearly all the lights broken by the hall and leaves were even driven into the wood and held by the hail. The storm seems to have swept a norrow strip ex-tending from Mecklenburg county through the State to Virginia.

HAIL STORM.

(Charlotte News.) Charlotte was visited yesterday after-noon by the heaviest hail storm seen in this vicinity in years. One flash of lightning followed another and the rain poured in torrents. Suddenly hail began to fall, and came down in a heavy and continuous shower. The ground was covered by the hail-stones, which were of very large size. They ranged in size

contract but he failed in his attempt. A. AND N. C. R. R. working over has begun in a few places. Cut worms have done some damage. Transplanting tobacco received nuch at tention; in many eastern counties this work is finished; in central and western preparations are advanced, but plants are small and late; setting out will, how ever, be accomplished in good time. The acreage of peanuts is large. Irish pela-

REPUBLICAN CLERK WON.

This suit was very similar to the case said today to a Times-Visitor reporter on learning the decision was in favor of Wilson that Beddingfield's chances were gone. One said "Beddingfield has abso-OPINIONS.

hall in eastern counties, which caused comparatively little damage to crops. Scattered showers continued, and heavy thunderstorms occurred over the castera half of the State Snday and Monday, averaging about 1.50 inches in amount of precipitation. On the whole the cain-fall was beneficial, and afforded excellent opportunities for transplanting tobacco. Wilkesboro denton uthport In the Western District more rain is needed for wheat and oats, which rre am. now suffering to some extent from drought. Many bottom lands were plowharlotte.

Standing Committee on Constitution Planting cotton continues actively. Cot-ton is coming up to a good stand, and the young plants look strong and healthy; chopping has begun in places. Plant-ing corn is nearing completion; early corn is now almost large enough to be plow-ed for the first time in the south, and

A. Peacoch, Goldshoro, The following officers and delegates

ly stamped and he has released the same. me in on the morning trains: Mr. Henry King went to Goldsboro to-Marcus Jacobi, of Wilmington; Robi. W. Murray, of Greensboro; J. C. Palamday and will return tomorrow. Mr. C. C. Baker left the city this antain, R. N. Hackett, of Wilkesboro; W. H. Grayball, of Laneing; W. J. E. morning. Dugger, of Vilas; J. M. McGulre, of Guionville; E. C. Eller, of Berlin; P. C. Woodhouse, of Booneville; Geo. S.

The decision of Judge Brown in the suit of J. J. Cherry, who was elected keeper of the capitol by the legislature, against Rev. J. L. Burns, who tried to hold over, is sustained and Mr. Burns will have to vamoose. Mr. Cherry can come to Raleigh at any tle now and as-sume his duties while Mr. Burns will retire to invongrous destitude. EDWARDS & BROUGHTON WON.

Judge Brown is also sustained in his decision against the Capital Printing Company (Barnes Brothers) in their suit against Hoey, chairman, and the mombers of the legislative committee who awarded the public printing contract. The contract was first given to Barnes Bros., then when a hitch arose it was awarded to Edwards and

OFF FOR CHARLESTON

Confederate Veterans Leave

this Morning

The brave men who wore the gray left Raleigh this morning at 10:45 for the great annual reunion in Charleston. On the same train the fair maid of honor, Miss Adelaide Snow, together with Mr. Thomas M. Ashe and wife, nee Miss Nannie Branch Jones, left for this Southern city.

Col. T. S. Kenan went to Charleston Sunday. Among the members of L. O'B. Branch Camp on board this morning were Jacob S. Allen, J. C. Birdsong, R. H. Bradley, Seth Jones, N. S. Mosley, W. H. White, Reuben Weathers, W. H. Hicks, R. H. Brooks, J. C. Carroll and W. C. Weathers.

The camp carried two flags; one was the camp flag and the other the flag which shrouded the remains of Jefferson Davis when passing through Raleigh.

DEWEY COMING.

The Great Admiral Can Leave Manila

by July. WASHINGTON, May 9.-It is now thought that Admiral Dewey, if he should so desire, can leave Manila for home July first. Rear Admiral Watson could reach Manila by the middle of June, Dewey could take a fortnight to tell him about the situation and then leave. The department made Watson second in command in order that he could thus become familiar with the sitnation before taking hold alone.

PRESIDENT BATHING. HOT SPRINGS, Va., May 9.-The

President and party arrived at eight o'clock this morning. His special was an hour ahead of time, thus no crowd of natives nor guests were at the depot. The party entered a side door of the hotel and were welcomed by Secretary and Mrs. Gage. The President will begin taking baths today.

Cunningham vs. Sprinkle, affirmed. Cherry vs. Burns, affirmed. Capital Printing Co. vs. Hoey, no er-Atlantic and N. C. Railroad vs. Dortch eversed Bryan vs. Patrick, reversed. Huss vs. Craig, error. Charlotte Fertilizer Co. vs. Rippy, peti on to rehear dismissed. Whitman vs. Dickey, reversed. State vs. Rhyne, new trial. Norwood vs. Pratt, motion for cer iorari denied.

Trollinger vs. Railroad Co., motion to einstate denied. Collins vs. Bryan, new triat. Collins vs. Pettit, petition to reheat ismissed.

Wilkinson vs. Brim, reversed

FEDERAL PRISONERS United States Sending Them to Tennessee

Superintendent W. H. Day left this forning for the Halifax farm. He was seen at the station regarding the complaint which has been made by the federal prisoners in the State prison here. He says that no federal prisoners have been received here since January 1st and it is supposed that the government is sending them to the penitentiary in Tennessee. Capt. Day says that he was as lenient with them as possible. One day when he found the bread was bad he told the cook that if he repeated the offence punishment would follow. He told Warden Russell that he must control the federal prisoners and gave him authority to whip if necessary. This necessity soon arose for six refused to go to the brick yard. No further trouble has come from them. Capt Day said: "I expect to make \$25,000 worth of brick this year and make the prison self sustaining. He says that he shall continue his poli-

cy of buying all the supplies possible in kaleigh.

FALSE INTERVIEW.

Gov. Thomas Never Used the Language

Alleged. DENVER, May 9.-Gov. Thomas, who has been out of the city for several days, wired Adjutant General Corbin, upon his return home last night, as folows: "The reported interview of mine concerning the Colorado volunteers is false and malicious." Governor Thomas says that he told the interviewer that he had twice requested the return of the Colorado regiment and would renew the request and that, as the Spanish war had been terminated, the volunteers should be per-mitted to return if they so wished.

was adopted and wired to Mayor Powell, Southern Railway bridge crosses west South street.

City Attorney Watson will now, by direction of the aldermen, institute suit against the Southern Rallway to recover the \$3,000 damages and costs for the city.

toes are growing nicely, but unfortunate-

ly potato-bugs have appeared. Sweet potato sprouts are ready to set. Gar-

dens are advancing rapidly. Rice is

coming up nicely in eastern counties.

Wheat and onts are beginning to head, and promise well where there are good

stands, but conditions are very diversi-

fied. Grapes are setting fruit nicely. At the highest station from which reports

are received (Highlands, Macon county,

CITY SUES SOUTHERN

for Dollard Suit

3,800) forest trees are becoming grace.

RALEIGH ACROUND

CHARLESTON, MAY 9.-THE CRUISER RALEIGH IS AGROUND

EARLY THIS MORNING THREE HUNDRED FEET OUTSIDE OF SOUTH JETTY. SHE WILL PROB-ABLY FLOAT TONIGHT AND IS LYING EASY.

TONE OF THE MARKETS. CLOSING QUOTATIONS. Furnished by II. D. White, manager for Paine Murphy & Co., 307 S. Wil mington street.

LIVERPOOL COTTON MARKET.

Liverpool 4 p p ., May 9, '93 -Spots firm; fai: demand ; American

uly and August August and September September and October October and November November and December December and January January and February February and March	3224b 3224b 3214b 3214b 3215 321b 3214s 3214s 322s	one had offered \$25 for the g said: "Of course no money consis- could be considered, as to do so be an insult to the gallant m presented it." I write this explanation as be the committee, and now 1 resp ask-if it is not customary to
NEW YORK STOCK MARKET.		trophics, gifts, &c., &c. of such
The following were the closing quo		ter, in such places as shop w
tations for the leading stocks:	1.0	where they can be most conv
American Sugar Southern R. R. Preferred	1464	seen by an interested public? I done everywhere? Has not even
Pacific Mail	475	rial gifts of special interest, bu
Pacific Mail.	115	more sacred, been exhibited in
St. Paul	1 224	window" in our own city, witho
St. Paul Manhaitan B. & Q.	1.09	cism or comment, but greatly to
B. & Q.	1391	terest and convenience of the pub
American Tobacco	200	given to publicly inspect a grate
Mi souri Pacific	42	ute to one of our own dead hero
T. C. I.	261	one, certainly not myself ever the
L. & N	641	accusing the beneficiary of the
J. C.	114	of that sacred memorial gift of "
C.& O.	25	ary motives" or of "making n
U.S. tubber	49	dise" of the natural and proper
NEW YORK COTTON		of the people.
Months.	Closed	
May	6.03a04	to a gun captured by the brave
June	5.86a87	our navy, when any merchant h
July	5.93a93	suitable show window would have
August	5,94345	with equally as loyal motives?
September	5.92a93	
October	5.94a95	

October. November December January Closed quiet. ing westward. Now comes the important information

xho was then in Wilmington. Λ motion was then made to appoint a north through the Willard property, who was then in Wilmington. ommittee to take charge of the gun and where Capt. Ashe lives, connecting with select a suitable site for its location. Jones street. The Willard house will be Acting Mayor Parish appointed the same moved nearer Hillsboro street on the western line of the property and the committee to take charge of this mat-

place, it is said, will be devided into lots. This will furnish some choice lots. It occurred to me on Saturday morning that I would be glad to nave me places for residences. gun placed in my window. I immediate-ly went to see each of the committee.

MEMORIAL DAY

WESTWARD

Through Ashe Place

Tomorrow is memorial day and will properly observed in this city. Below given the program for May 1th: 'The Ladies' Memorial Association will semble at the Supreme court building at 4:30 p. m. and all flowers sent for

their use, can be left with the jamiter. The carriages containing the orator, chaplain, committee to escort these g-n tlemen to Oakwood, Messrs, H: 11, Bat tle, J. B. Batchelar, S. A. Ashe and Dr. P. E. Hines, the president and secreta-ry of the Ladies Association, and such other persons as may be invited by the ladies to accompany them, will meet at this point.

Under the escort of the Junior assis-tant marshals, they will be driven to Oakwood.

At the grounds, the band of the Instiute under charge of Prof. White, will be placed near the pavillion, together with a choir of the finest voices of the city under direction of Miss Alice Jones and Mrs. Primrose and will furnish delicious vocal and instrumental music, during the decoration of the graves of our dead. Such of the veteran comrades of L. O'B. Branch Camp as shall visit the city from the neighboring towns or surround-ing country will find a substantial lunch at the rooms of the Camp in the city hail to which they are cordially invited by

he Ladies' Memorial Association. WM. J. SAUNDERS.

MASKED BURGLARS.

They Tie the Watchman, Blow Open

the Safe and Skip. WILMINGTON, May 9.-Six masked burglars early today held up Emmitt given to publicly inspect a grateful trib-ute to one of our own dead herocs? No Meyer, night watchman in Bengels Bavarian brewery, and engineer Festing, one, certainly not myself ever thought of blew open the safe, and carried off five accusing the beneficiary of the exhibit hundred in cash and nine hundred in checks. Meyer twenty minutes later telephoned the police, who expect to catch the burglars during the day. Meydise" of the natural and proper interest of the people. Can I be thus accused, for giving place er was held up by four nimesed men as he approached the building and bound. 1.03a04 to a gun captured by the brave men of 5.86a87 our navy, when any merchant having a 5.92a93 suitable show window would have given After the explosion the men ran off and Meyer got loose. He started to hunt Festing and found him tied in the engine room,

FIFTY SLAVES DROWNED. ZAN ZIBAR, May 9.-Dhow with fifty slaves vas wrecked off Wasseim. Thirty of tuose on board were drowned.

from a small marble to as large as a guinea egg, a few of theia weighing two ounces. A number of windows and sky lights were broken and slight damage done to trees, plants and flowers.

It is reported that a cow belonging to Mr. Vanderlip, the dairyman, was tled out to a stake exposed to the storm and the hail was so terrific that the and mal died from the effects of the storm. Stories of large hail-stones and dam age wrought by them come from sev eral other sections of the county.

VACCINATION

Is-nes Notices to the Stub Mayor born.

City Attorney Walter Watson has written and filed with City Clerk H. F Smith a carefully prepared decision on compulsory vaccination. Attorney Watson starts with this premsis "The question of compulsory vaccination presents two points for consideration: First can the legislature authorize a town to enforce compulsory vaccination; second, has it done so." The City Attorney quotes numerous authorities which prove ach of these in the affirmative.

R. O. Burton, Esq., and W. J. Peele, Esq., were also consulted by Mayor Powell and gave opinions favorable to he ordinance.

The vaccinators gave the mayor a list of persons who had refused to be vaccinated. The ayor refused to make this list public but he sent them a notice and if they do not comply now warrants will be issued tomorrow and served on them.

ARMOUR NOT ILL.

NEW YORK, May 9.-The report yesterday that Philip D. Armour was stricken with paralysis on board the Hamburg-American liner "Graf Wal-derze," is denied this morning by members of Armor's firm in Chicago. The report stated that the steamer put back Cuxhaven to land the sick man.

THIRTY LIVES LOST.

ADELAIDE, SOUTH AUSTRALIA. May 9.-The British ship "Loch Sloy," was wrecked off Kangaroo island, April 24, and five passengers and twenty five of the were drowned. our persons escaped from the wreck, but are still wanlering in the bush.

Mr. Sasser has entirely recovered. The place has been fumigated and he is out again.

This morning reports reached here of several farmers, who had started to Rs-leigh but turned back on account of the small pox scare. There is no danger of small pox here. The idea seems to prevail in the country that if they come to Raleigh they must be vaccinated. This also is erroneous.

W. E. JONES. LEAVE OF ABSENCE. BERLIN, May 9.-Admiral Von Died-6.03a04 richs has been granted three months

June and July. 3,2219 3.234 3.2241 3 2 2 4 1