Daily Charlotte Observer.

3 CHARLOTTE, N. C., THURSDAY MORNING, JULY 4, 1895. PRICE 5 CENTS

WILL SOUTHERN GOBBLE SEABOARD?

A Rumor to This Effect, But it is Not Generally Believed—Georgia Law in the Way.

NEW YORK, July 3.—The Morning Journal says: Reports from Baltimore yesterday had it that the Southern Railway has laid its plans for the absorption of the Seaboard Air Line. The reports in this city were met with a statement from Charles H. Coster, chairman of the Richmond Terminal re-organization committee, to the effect that he knew nothing of them. Generally, the report is not believed. Such a move on the part of the Southern Railway just now would give it practically a monopoly of the Southeastern trade, especially the Carolinas, Georgia and Florida, where the Seaboard Air Line is at present its only dangerous competitor. The laws of Georgia would be, perhaps, the greatest stumbling-block in the way of such a move, as once before when the Southern, then known as the Richmond Terminal, scooped every road in the State, it was compelled to release one, the Western & Atlantic, to allow the competition provided for by statute.

Nothing Authentic at Norfolk.

NORFOLK, Va., July 3.—Mr. St. John, vice president of the Seaboard Air Line, is in Baltimore. While nobody here has authority to speak for the company in reference to the story of the work, as to the absorption of the Seaboard Air Line by the Southern Railway Company, the Seaboard company is said to be watching with a jealous eye the movements of the Southern.

MISSISSIPPI'S SENATORIAL RACE.

Governor Stone Makes His First Campaign Speech—Six Counties Declare for Free Silver.

JACKSON, Miss., July 3.—Governor Stone, candidate for the United States Senate to succeed Senator George, fired his campaign gun to-day at Natchez. The Governor, the only sound money candidate for the Senate, unfortunately for his cause has been quite sick for a month or more and was unable to enter the canvas until now, while his free silver opponents, ex-Governor Towney, Congressmen Hooker, Allen and Money have kindled their camp fires on the hill. From now on, however, health permitting, Governor Stone proposes to keep the trail warm. Every county that has held a convention (so far six) have nominated delegates favorable to Senator McLaurin, for Governor, and adopted strong silver resolutions. The last county to act was Pontiac, and in addition to declaring for free silver at 16 to 1, the delegates are pledged to McLaurin for Governor and D. W. Holder for Auditor. No other candidates were endorsed.

A fire at Centre, Ala., Tuesday night, destroyed the court house and all books of record, including those of the sheriff and tax collector. The loss is about $20,000.

The rebel band that was commanded by Zeayas surrendered to the Spanish commander at Remedios yesterday. Zeayas was not among those who surrendered and his fate is unknown.

BASEBALL YESTERDAY.

NATIONAL LEAGUE.

At Brooklyn:

Brooklyn.....3 0 3 0 0 0 0 1 *—6
Boston.....0 0 2 0 0 0 0 1—3

Base hits—Brooklyn, 7; Boston, 7. Errors—Brooklyn, 3; Boston, 4. Batteries—Gumbert and Grim; Stivetts and Kanzel.

At New York:

New York.....0 0 0 1 0 0 0 0 3—4
Baltimore.....1 0 1 1 1 0 0 0 1—5

Base hits—New York, 10; Baltimore, 11. Errors—New York, 2; Baltimore, 3. Batteries—Rusie and Farrell; Hemming and Robinson.

At Louisville:

Louisville.....0 2 1 0 3 0 0 0 0—6
Cincinnati.....4 2 1 4 1 0 1 0 *—15

Base hits—Louisville, 8; Cincinnati, 18. Errors—Louisville, 6; Cincinnati, 0. Batteries—Inks; McDermott and Warner; Phillips and Murphy.

At Cleveland:

Cleveland.....0 1 1 0 1 0 2 1 *—5
Pittsburg.....1 0 0 0 1 0 0 2 *—4

Base hits—Cleveland, 8; Pittsburg, 8. Errors—Cleveland, 5; Pittsburg, 5. Batteries—Cuppy and Zimmer; Jordan and Sugden.

At Washington:

Washington.....0 0 0 2 0 0 2 0 0—11
Philadelphia.....1 2 0 0 0 0 2 0 4—10

Base hits—Washington, 12; Philadelphia, 15. Errors—Washington, 1; Philadelphia, 3. Batteries—Maul and McGuire; Lampe and Clements.

SOUTHERN LEAGUE.

At Atlanta:

Atlanta.....0 2 0 0 2 0 0 0 0—4
Memphis.....0 0 0 0 3 0 0 0 1—5

Base hits—Atlanta, 8; Memphis, 11. Errors—Atlanta, 1; Memphis, 6. Batteries—Wood and Armstrong; Osenberg and O'Meara.

At Chattanooga:

Chattanooga.....4 0 0 2 1 0 0 1 3—11
Little Rock.....0 0 0 0 0 0 0 0 0—0

Base hits—Chattanooga, 9; Little Rock, 5. Errors—Chattanooga, 0; Little Rock, 3. Batteries—Hill and Fisher; Criscion and Nicholson.

At Evansville:

Evansville.....0 0 0 3 2 0 * * *—7
New Orleans.....3 2 0 0 0 0 * * *—5

Base hits—Evansville, 13; New Orleans, 13. Errors—Evansville, 4; New Orleans, 1. Batteries—Mason and Fields; Sechrist, Braun and Gonding.

At Nashville:

Nashville.....0 0 1 0 0 0 0 0 1—3
Montgomery.....0 0 0 0 0 0 0 0 0—0

Base hits—Nashville, 8; Montgomery, 3. Errors—Nashville, 4; Montgomery, 2. Batteries—Moran and Frost; Neal and Rappold.

Index to This Morning's Advertisements.

Thousands are being benefitted by Seigle's cost sale. If you are not one of them fall in line before it's too late.

W. Kaufman & Co. have clothing of every kind and description—for work, business and pleasure. If you want a $10 suit for $7.50, go and see them.

T. L. Alexander, Son & Co.'s sacrifice sale of summer goods still continues, and you miss a treat if you fail to see them.

Huyler's fresh, pure, delicious bon-bons and chocolates will be opened to-day at H. H. Jordan & Co's.

The close of the 4th will be as satisfactory as the day was glorious if you have one of Long, Tate & Co.'s $10 suits.

Tissue paper lamp shades are pretty and cheap. For sale by the Wheeler Wall Paper Co.

Link cuff buttons at Palamountain's. Ice cream in any quantity at Willis'.

LOCAL WEATHER REPORT.

S. L. DOSHER, Observer,
Charlotte, N. C., July 3, 1895, 8 p. m.

BAROM.	TEMP.	WEATHER.	PRECIPITAT'N.
30.19	72	Clear.	.00

Maximum, 79; minimum, 60.
Corresponding date last year:
Maximum, 84; minimum, 71.

WEATHER FORECAST.

For North Carolina: Generally fair; slightly warmer; variable winds.

NOTICE.

The undersigned, having qualified as administrator, with the will annexed, on the estate of Alexander Conn, deceased, hereby notifies all persons having claims against said estate to present them to him on or before the 28th day of June, 1896, duly authenticated, for payment, or this notice will be pleaded in bar of their recovery. All persons indebted to said estate are requested to make immediate payment.

HENRY B. HENDRICKS,
Administrator C. T. A. of Alexander Conn.
June 28, 1895.

DR. W. H. WAKEFIELD

WILL BE IN HIS OFFICE AT
509 N. Tryon St., Charlotte,
All days except Friday and Saturday of each week.
'PHONE 74.
Practice limited to
Eye, Ear, Nose and Throat.

NEWS AND OBSERVER'S PRESS.

ASSOCIATED INSTEAD OF UNITED.

There Will Probably Be a Suit By the United Press, Claiming Violation of Contract—Russell Says Republicans Are Still for Fusion—The Rival Excursions of the Southern and the Seaboard—It is Reported Some Democrats Are Going to Join the Pops.—Only 16 Druggists Have Paid License Tax—A Year That in '96 Democrats May "Out Pop the Pops."

Special to the Observer.

RALEIGH, July 3.—In some way, for really it cannot be traced, there has started a rumor that some North Carolina Democrats will soon announce that they will join the Populist party. A Democrat who heard this said he was not surprised at it. Senator Butler, in the interview last week, had a good deal to say about "accessions" to the Populist ranks.

A probably fatal assault has just occurred in Richmond county. A negro named Alred had a quarrel with John Wilkes, a white man, in regard to some peaches and threw a stone at Alred, who at once seized an axe and cut his head open. People in the neighborhood say Wilkes is fatally hurt. Alred, who is an ex-convict, about 35 years of age, has fled.

Good progress is being made in the collection of funds for the Baptist Female University and the trustees are much encouraged. It is quite probable that work will continue without interruption.

State Treasurer Worth was informed that there was an organ known as the Paragon on sale in this State without license tax being paid. He was to-day informed by the agents that there were only a dozen of these on hand and that they would be at once sent out of the State, so there would be no trouble.

Cotton is remarkably small this year. In some sections it is pitifully so. At the very best not over three-quarters of a good average crop can be made, say the best judges. In some sections there will not be over two-thirds of a crop.

Thus far only 16 druggists in the State have paid to the State Treasurer the $50 license tax for selling liquor. Two of these licenses are to Raleigh firms.

It is said that there are remarkably few visitors at Morehead City now. Usually at this time it is extremely gay there. The attendance at the Teachers' Assembly was particularly small.

The Agricultural Department has laid before the State Treasury an inquiry as to whether some funds on hand are available for paying for holding farmers' institutes. The new commissioners are particularly anxious to hold as many of these institutes as possible this season. He knows that is the best way to bring the department close to the farmers.

Your correspondent mentioned, on the authority of persons who were present at the meeting of the North Carolina Colored Teachers' Association, that a resolution condemning the last Legislature for its interference with the school system, was voted down owing to the teachers of the public schools of Wilmington. There were four of these teachers present and they deny the charge made against them. The latter was given your correspondent in writing.

It is hard to get Populists or Republicans in the county to talk about politics. When asked what they think of the last Legislature, they say they think it did very well, taken altogether. They say as to the Eden Douglas resolutions that the published statements are denied. They are sorer in regard to Lord Chief Justice Campbell and the Arrington committee than anything else; that is, so far as they will admit in conversation with Democrats. The Populists are trying to make it appear that Campbell was drunk on whiskey furnished by Democrats. The facts are that Campbell visited the bar-rooms and bought his liquor.

Some of the Democrats are talking thus far ahead about the next State committee. One of them swore "like our army in Flanders," that the Democrats are eternally conceding everything to the Populists, and that last year they fairly knuckled to them in the platform, which this angry citizen declared was a mere rehash of the Populist platform. He added that in 1896 he feared the Democrats would "out Pop the Pops." Harmony, so much needed and so much prayed for, isn't in sight yet.

Two car-loads of Odd Fellows and their friends left here this morning on an excursion to Norfolk and return Friday. This excursion has caused even more friction between the Seaboard Air Line and the Southern Railway. These systems are always at odds. This excursion went over the route which it is said the Southern is to use between here and Norfolk. The Southern claims that as a cut at the excursion the Seaboard Air Line put its rate to Norfolk to cent a mile.

It has been alleged by some that the nature of the freight traffic agreement between the Seaboard Air Line and the Atlantic Coast Line is so rigid that the latter cannot break away and join forces with the Southern. But it is stated by a high official that it is not a strong agreement, but can be shaken at any time.

Daniel L. Russell says the bulk of the Republicans in this State are for a continuance of fusion. It is a little curious that none of the Populists are talking that way just now. Late declarations by them are quite independent in tone. But any sort of tricks and trades may be looked for.

There have been some frauds in the use of fertilizer tax tags, and so the Agricultural Department has provided against such abuses by directing that in future the name of the manufacturer who buys the tags shall be printed on their back. Tagged sacks were offered for sale this year which were unregistered and not up to standard. The manufacturers had borrowed or bought tags from another "until his own supply arrived." This, it seems, has been a sort of practice among some manufacturers.

Wheat this year is 88 per cent. against only 65 at this time last year. Oats, now 84, were last year only 68. Rye is 87 against 78. Rice, now 82, was 100 last year. Cotton is 69 against 74 last year. The July report will make, perhaps, a better showing as to this crop. Corn is 84 against 86 last year at this date. The plant is very small, but there is time enough, under favorable conditions, for a fall crop. The apple crop is not much over half a one, but the peach crop is certainly a fine one.

Early morning services in honor of the nation's birthday, will be held in the church of the Good Shepherd.

In June there were 38 deaths and 17 births in this city.

To-morrow the Raleigh News and Observer begins to take the Associated Press dispatches, and a lively little war is to be the result. The United Press claims it has a three years' contract with the paper. The Associated Press has put its wire in the News and Observer office and the United Press wire will be removed, but its dispatches will be sent from the Western Union office. There will probably be a suit by the United Press.

Gov. Carr is, to his great regret, unable to attend the celebration at Guilford Battle Ground to-morrow.

The State Auditor now takes charge of the issue of warrants for direct taxes under the provisions of the new act. Up to this time the Governor has issued these. The total number issued is 117,266.

COL. FAIRBROTHER RESTRAINED.

An Injunction Issued Against the Editor of the Recorder—Twenty Deaths in Nine Months.

Special to the Observer.

DURHAM, July 3.—Mr. R. H. Cowan, under the rights secured by the lease of the Globe, its office, outfit, good will, etc., through his attorneys, Messrs. Shepherd, Manning & Fonshee and Fuller, Winston & Fuller went before Judge A. W. Graham Monday and secured an injunction restraining the publication of the Recorder, either by Col. or Mrs. Fairbrother. The papers were served upon the parties here about noon to-day, and they at once shut up shop, as it were. That is all work of getting out the paper which was in progress was stopped. The order requires the defendant to appear before His Honor at Oxford on the 20th of this month and show cause why the temporary injunction shall not extend to the hearing at the September term of court. Col. Fairbrother has been in consultation with his counsel, Maj. W. A. Guthrie, a good part of the evening, but it is understood that at present he will make no attempt to have the restraining order modified. The bond required of the plaintiff was only $1,000. It promises to be a lively fight.

To-day Abe Sullivan, a Hebrew merchant of this place, was put on trial on a warrant sworn out by Louis Kootz, charging him with the embezzlement of about $60. Judge Winston and Maj. Guthrie appeared for Sullivan and Messrs. Boone and Manning for the prosecution. The case was tried before Squire D. C. Gunter, and occupied several hours. A hard fight was made, and the defendant was discharged, as it was proved that he was a partner in the business.

An examination of the records at the mayor's office reveals the fact that Durham is an extremely healthy town. For the nine months, beginning with the 1st day of last October and ending with the 1st day of July, the total number of deaths of both white and colored within the corporation, has been only 207, excluding two still-born infants. Is this not a wonderful record for a town of more than 7,000 people? It is certain that Durham has that many within its corporate limits. Including the suburbs, the ratio would be about the same, but no exact figures can be had as to them.

Mr. E. P. Carr will leave to-morrow for Ithica, N. Y., to take a special course in literature at the summer school of Cornell University.

The banks and postoffice will observe to-morrow as a holiday, and a good many of our people will spend the day at the Guilford Battle-Ground celebration.

A SENSATION IN CONCORD.

Prof. Greene Attacks Editors Sherrill and Cook in a Pamphlet for Their Criticisms of Miss Means—A Runaway Accident—Jumped Their Board.

Special to the Observer

CONCORD, July 3.—W. F. Greene, principal of the Laura Sunderland school, near town, was in the city to-day distributing among the citizens a vile and misrepresenting pamphlet, espousing the misleading articles written by Miss Cora Means to a Northern journal some time ago, about the residents of this city and community, which were severely criticised by the county papers. He attacks in his pamphlet Editors Sherrill, of the Times, and Cook, of the Standard, as editors, or even peace-loving citizens. He scores Prof. Cook as county superintendent (before his office was abolished) in which are some very obnoxious accusations. Prof. Cook replied to Mr. Greene's article in this evening's issue of the Standard, which has caused unusual excitement in Mr. Cook's behalf, he having termed Mr. Greene as an "unmitigated liar." Mr. Sherrill will come out to-morrow and denounce Green as an ignoramus and a man who is not truthful in his representations of our people and our interests. The whole community is indignant over the appearance of Greene's approval of the news as sent out by the teachers under his charge and denounce him in the strongest terms.

While out driving late this afternoon Mr. G. Ed Kestler and his sister, Miss Irene Kestler, were thrown from a buggy by the driver running Brown's omnibus into Mr. Kestler's vehicle. Miss Irene was severly bruised up about the face and head. The buggy was demolished.

Two men, Wilker and Pickard, accompanied by a woman giving her name as Mamie Brown, claiming to be a cousin of Pickard, beat Mrs. Sapp out of a week's board and skipped the town to-day. These parties skipped their board bill at China Grove and the chief of police here was notified to look out for them.

NEGOTIATIONS NOT ABANDONED.

The Proposition of the Georgia Central Accepted By the Savannah & Western, With Modifications.

NEW YORK, July 3.—Simon Borg, chairman of the protective committee, representing the Savannah & Western bondholders says, in relation to the announcement that all negotiations between the committee and the Georgia Central Railroad re-organization committee have been broken off: "It is true that our committee will insist upon a modification of the terms offered by the Georgia Central Railroad, but it is not true that the negotiations have been abandoned. Unless they have been broken off by the Georgia Central without my knowledge, the negotiations are still pending." It is announced on excellent authority that the committee of bondholders of the Savannah & Western Railroad has accepted the proposition, with some modifications, contained in the Georgia Central re-organization plan. The committee will have a meeting on Friday to take formal action. The last obstacle to the Georgia Central plan is now removed.

For the Construction of a New Railroad.

KNOXVILLE, Tenn., July 3.—By a vote of 2,148 to 29 the city of Knoxville to-day donated to the Knoxville Belt-Line Railway and Terminal Company $1,000 worth of bonds. On Saturday Knoxville county will vote the same amount to the Ohio river, Knoxville and Tidewater Railroad, which is to be built from the Jellico coal fields via Knoxville to Port Royal or Charleston. The sentiment in the county is practically unanimous in favor of the proposition and the building of this road is positively assured.

Bryan Had an Appreciative Audience at Atlanta.

ATLANTA, Ga., July 3.—Ex-Congressman William J. Bryan made a free silver speech before the Atlanta Chautauqua Assembly to-night. He had a great audience, seven-eights of which were free silverites. He stated that the silver sentiment is growing steadily every day, and he announced his belief in a victory for it at the next national election.

Mrs. Lease Takes Kindly to the Wheel and Oriental Costume.

Wichita, Kas., Dispatch, June 30th.

Something of a sensation was caused in this city yesterday by Mrs. Mary Lease appearing in a bicycle suit consisting of a Syrian costume, including large trousers, buckled. In an interview she said she abominated bloomers and thought the Syrian costume the proper thing. Bicycle riding, she says, is the next thing to having wings.

"REFERRED TO THE SCHOOL BOARD TO REPORT BACK"—Is the Following Communication a Pertinent Question?

To the Editor of the Observer:

In yesterday's issue of your esteemed paper I read with interest the announcement of the newly elected teachers for the next term of the graded school. I rejoiced that five of the courageous women who had stood the prescribed examination had by reason of their high averages received the votes of the school board and gained employment. Whatever embarrassment they may have endured through the ordeal of antried catechism, or through the public statement of their records, must find its solace in the fact of their success.

Without admitting that these examinations are any test of scholarship, or if so, that they in any measure prove one's fitness for the high position of teacher—where peculiar characteristics and qualities of mind and manner are of more importance than eminent learning—I yet must yield to the necessity that governs the board of selection and admit that they are the nearest approach by which the committee may escape the charge of favoriteism.

If, therefore, necessary in the choice of female teachers, I would respectfully inquire why not equally so in securing male teachers?

I see that Mr. E. M. Snipes, without examination with the other applicants, has, upon the endorsement of several gentlemen, been elected. I honor him for holding these letters of recommendation, but recall one lady whose diploma from a college of high grade and flattering certificates of experience as a teacher were rejected, and she was forced to stand her examination. The result was so satisfactory that she was immediately elected, and has for years held an honored position in the faculty. I wonder why this discrimination?

I understand that this exemption from examination on the part of men is not new; that so far back as Mr. Corlew's administration his assistant superintendent, Mr. Salterman, was elected without it; that since Mr. Graham's administration, Mr. John Walker, Mr. Carey Dowd, Mr. Howard Fourshee, Mr. Ralph Holland and Mr. Bivens have each waived it; that, indeed, of only one man, Mr. Thompson, has it ever been required?

No doubt the excuse for the above will be found in the fact that they held college diplomas. Yet, all women applicants from whatever college, are compelled to pass examination.

Does not this savor of honoring the one and dishonoring the other? Is it just to the colleges? Is it meet that the Charlotte graded school should disregard the diplomas of all the female colleges in the land?

If exactions are made of the women, why not the men?

If a diploma really means a certificate of proficiency, then the trial of examination is less severe upon the graduate of the higher college than of the lower, and he should as gladly stand the test as his weaker competitors.

Therefore it seems but just that both sexes should be treated alike.

PATRON.

AT CHAPEL HILL.

Miss Coffin to Lecture on Elementary Instruction—Prof. Holmes Expected Soon—Charlotte's Contingent.

Special to the Observer.

CHAPEL HILL, July 3.—In my last letter I made special reference to the work being done by Miss Redford, of Raleigh, in the phonic method of learning to read. Her work is to be supplemented with twenty lectures by Miss Matilda Coffin on "Elementary Instruction in Public Schools." Miss Coffin is assistant superintendent in the Detroit, Mich., city schools and she has a national reputation. Several have come already, and large crowds will be in this week for the special reason of attending Miss Coffin's lectures.

Prof. G. P. Moses, of the State Normal School at Rock Hill, S. C., attended teachers' conference this morning and read a very instructive paper on "Classification of Pupils." Every morning this the conference discusses live subjects for educators, and everybody takes part in a general discussion after a leading paper has been read.

Prof. J. A. Holmes arrived last week and begins his lectures on geology today. Every evening there will be excursions in the country to study the earth's surface.

Dr. Winston leaves to-day for Greensboro, where he will deliver the Guilford Battle Ground oration.

The summer law school began work on Monday with the largest class it ever had at this season of the year. Dr. Manning and Judge Shepherd are both on duty with two recitations a day. There will be an important case in moot court Saturday night. Senator Marion Butler is on his way here to join the law class, in order to review the course.

It is pretty certain now that Chapel Hill is to be lighted with electricity in a short while. Already we have an electric telephone system.

To-morrow night State Geologist Holmes will lecture in the chapel on "The Geology of North Carolina," and exhibit his stereoptican views of scenes from mountain to seashore.

A reception will be given in the gymnasium Friday night in honor of the Normalites.

The Presbyterian Sunday school of Durham will picnic in the campus tomorrow.

Quite a bevy of ladies came in Monday from Charlotte. The whole crowd from Mecklenburg now consists of Misses Miller, Bethune, Durant, Hutchison, Hirshinger and Jones; Messrs. Alex. Graham, Bivens, Snipes, Reid, Woodley, F. Shannonhouse, H. Shannonhouse, and more yet are expected.

FITZSIMMONS ACQUITTED.

The Verdict Received With Applause—Judge Ross Pounded in Vain for Order.

SYRACUSE, N. Y., July 3.—Bob Fitzsimmons, the well known pugilist, who has been on trial here for a week past on the charge of being responsible for the death of his late sparring partner, Con Riordon, is free. Shortly after 8 o'clock to-night the jury filed in before a crowded court room, and after they had answered to their names, their foreman announced the verdict, "Not guilty." Immediately a tremendous cheer went up. Such a boisterous demonstration has not been seen in the Oneidaga court house in many years. County Judge Ross pounded with his gavel in vain for order, and finally commanded the sheriff and his deputies to put everybody under arrest. This had the effect of quieting the crowd and inasmuch as the order was not carried out, everybody went away happy. On account of the verdict the Fourth of July demonstration seems to have started in early, for Bob Fitzsimmons' friends are celebrating in the good old-fashioned way. The summing up of Attorney Frederick House, of New York, for the defense was an eloquent effort, and it took the jury but a short time to arrive at the verdict of acquittal.

Speaker John Myers, of the Illinois House of Representatives, died yesterday at Freeport, Ill., from nervous prostration. It is thought that Speaker Myers' death will have an important bearing on the extra session of the Legislature, which convenes on the 9th inst.

THE TRIAL AT LEXINGTON.

A SPLENDID ARRAY OF LAWYERS.

Something of the Counsel for Defense and Prosecution—The Prisoner at the Bar—The Principal Witnesses in the Trial.

Special to the Observer.

LEXINGTON, July 3.—To-morrow morning is the time set for the drawing of the jury in the Shemwell trial. It is expected that the trial proper will begin about Friday morning. No trial in North Carolina for many years has created as much excitement and interest as this. The family of deceased is large and influential in the State, and especially in this county. The defendant, Mr. Baxter Shemwell, also has large and influential family connections. Both families have hosts of friends, and great wealth to back them. As fine an array of counsel as could be had in the State have been secured.

THE ARRAY OF COUNSEL.

For the prosecution is Mr. Ben Long, who graduated from Trinity College. He has served eight years as solicitor, during which time he won the name of being one of the best prosecutors in the State. He is a man of fine intellect and an excellent lawyer; a man of dignified demeanor, quite in contrast to the sparkling vivacity of Mr. Watson, for the defence.

Ex-Judge W. J. Montgomery is also for the prosecution. He was for a long time a prosecuting lawyer in Judge Schenck's district, in which office he won a splendid reputation, and was afterwards judge of the Superior Court for a number of years. He was regarded as one of the most learned and ready judges in the State.

Another strong lawyer for the prosecution is Col. James E. Boyd, a most eloquent and powerful attorney from the central part of the State, and a genial, witty gentleman. He was for five years United States district attorney, and has been a member of the State Legislature.

Among the counsel for the defense is Mr. C. B. Watson, who is a self-made man, not having a college education. He served in the army as a private when a boy, and is one of the most brilliant men in the State. He is a man of wit, excellent temper and a profound lawyer, with a large practice.

There is also Judge Armfield, who was for a while, Lieutenant Governor, of the State; district solicitor, President of the North Carolina Senate, Congressman from the seventh district, and judge of the Superior Court. He has always been recognized as one of the foremost lawyers in the State, and ranks among the finest intellect in the State

Mr. R. Z. Linney, for the defense, is a self-made man. He served in the army when a boy as private. He is a man of tremendous energy and mental force and activity. He has the largest practice in his circuit. Then there is Mr. J. C. Buxton, a man of giant frame and mind, and a good financier, now a banker. He is well educated, and makes a splendid team with his partner, Mr. C. B. Watson. Certainly this is a grand array of legal talent.

The court is presided over by Judge Boykin, who was, when he went on the bench, the youngest judge that has ever been in the State. He astonished his best friends by his great knowledge of law and splendid judicial attainments. Perfectly imparrial and having little to say from the bench, he commands the respect of lawyers and people.

THOSE WHO WILL BE THE CHIEF WITNESSES.

Those who will figure conspicuously about the court room during the trial are Mr. and Mrs. Baxter Shemwell and Dr. R. Lee Payne.

Mr. Baxter Shemwell, the prisoner, is a man of medium height, rather small and thin, with dark hair and black eyes; with kind-mouth and a rather sad expression in his face, but there is lots of nerve and determination in him. He is a devoted husband and father.

Mrs. Baxter Shemwell is a lady a little above the average height. She has brown eyes and auburn hair. Her face wears a troubled expression, but is a very strong one, full of love and devotion. Now and then, during the last day or two, while sitting by her prisoner husband in the court, she has given way and shed a few tears. She is devoted to her husband and two children—a little boy and a girl. They have many friends to sympathize with them.

On the other hand the family of the deceased is represented in the court room by Dr. R. L. Payne, son of the deceased. Dr. Payne is a little above the average man in size, with hair between dark and sandy, and dark eyes, with a neatly trimmed chin beard. He is a handsome man and very energetic. He is the only son of the deceased, and has three sisters and a mother to mourn the loss of his father with him. They, too, have many friends and sympathizers. Nothing sadder has ever befallen any town than this affair.

To-day the counsel on both sides have been examining their witnesses and getting ready the evidence.

CLARKTON FINANCIALLY ORTHODOX.

A Sound Money Club May Be Organized There—Youthful Moonshiners.

Correspondence of the Observer.

CLARKTON, July 3.—A party of five revenue men under the guidance of Deputy Collector Gibson, left here yesterday morning on a raid, and on their return reported the seizure of a still, the property of Barnum L. Jones, and 2,500 gallons of beer. The still was near Hub, in Columbus county, and was in charge of two boys aged about 10 and 12 years. Jones made his escape. The same party is out on another raid today.

Messrs. O. L. Clark and N. A. Currie are off on a trip of rest in Western Carolina.

The citizens of Clarkton are with the OBSERVER on the financial question and are speaking of organizing a Sound Money Club.

Mr. G. H. Currie, who has just graduated from the Law Department of Harvard University, is at home for the summer.

The Clarkton baseball team was organized last night with G. H. Currie as captain, and J. R. Singletary, general manager. The team has some fine players and will first cross bats with Lumberton on the Clarkton diamond, August 7th. The occasion being the Old Veteran's re-union.

Want Cheaper Freight Rates on Fruit.

ATLANTA, Ga., July 3.—The railroads decline to make any reduction in the rates on peaches shipped in refrigerator cars and the Fruit Growers' Association of Georgia announces that it will appeal to the inter-State commerce commission. The fruit growers made a case last week before the Georgia railroad commission, and the case was argued before that body. It, however, had no authority to enforce a ruling on inter-State business, and all it could do was to make a recommendation that the rates be reduced. The railroad men said that they could not afford to give the fast and careful service to fruit demanded by the shippers for any less rates than they were charging.

The Mobile & Birmingham Railway Company recently purchased at a receiver's sale at Mobile, Ala., has been re-organized by the election of T. G. Bush, of Anniston, president, and J. W. Bailey, of Mobile, another.

CIVIL SERVICE EXAMINATIONS.

Bureaus and Individuals Claiming to Have Special Information Beneficial to Applicants Denounced.

WASHINGTON, July 3.—A circular issued by the Civil Service Commission gives a schedule of the examinations to be held in the last six months of this year. The share of appointments received by Alaska, Arizona, Delaware, District of Columbia, Maryland, Montana, Nevada and Wyoming is at present excessive, and no applications for any departmental examinations will be accepted from legal residents of these States, unless there is a failure to secure eligibles from other States. Applications from residents of these States and Territories will, however, be accepted for railway mail service and Indian service examinations. California, Colorado, Connecticut, Florida, Georgia, Illinois, Indiana, Massachusetts, Michigan, New Hampshire, New Mexico, New York, North Carolina, Ohio, Oregon, Pennsylvania, Vermont, Virginia, Washington and West Virginia have also received an excessive share of appointments, but to a less extent than those first named, and no applications for the clerk, copyist, watchman or messenger examinations will be received from them. Residents there will, however, have to be allowed to take the examinations for railway mail and Indian service and for all departmental examinations.

The circular calls attention to the advertisements of individuals and bureaus claiming to have special information of value to applicants for positions and special facilities for preparing them for civil service examinations and says: "No person has any information of importance to any applicants which cannot be obtained without cost from the pamphlet furnished by the commission, and all claims to the contrary are therefore misrepresentations. Some of the so-called information furnished by these bureaus is actually incorrect and misleading. The commission does not wish to deter applicants from the pursuit of studies which will fit them for the public service, even though such studies be along the special line of the examinations for which they are preparing, but it does advise against "cramming" along the narrow limits of sample questions, because such a process is a failure as a preparation for passing an examination and entirely worthless as a qualification for the service of the government. It is right and proper for applicants to attend any well-established school at their own home and refresh themselves in studies, but they are advised against paying fees with a view to special preparation by correspondence with institutions claiming special facilities for information which cannot be procured directly from the commission, as such claims are groundless, and stamp the person or institution making them as fraudulent."

DUNRAVEN'S CUP CHALLENGER.

Valkyrie III Again Beaten By the Britannia—The Former Heavily Sparred and Overcanvassed.

HUNTERSQUAY, Scotland, July 3.—Lord Dunraven's new cup challenger, Valkyrie III, was fairly beaten to-day over the fifty-mile course of the Mudhook Yacht Club by the Prince of Wales' cutter Britannia and A. Barclay Walker's Ailsa. The Britannia averaged 11.27 knots per hour. There was no dead-to-windward work. The contest was limited to close and free reaching and on these points of sailing the Britannia is incontestibly better than either the Ailsa or Valkyrie III in a fine wholesail breeze and a smooth sea. It is probable that the Colossal, a new cutter, will not be able to distance the Britannia in windward work, except in light breezes. It is the opinion of many yachtsmen that she is too heavily sparred and over-canvassed, and that to make a show against the American yacht that will defend the American cup, she will have to be trimmed down a little. She was beaten by the Britannia three minutes and eight seconds, elapsed time, and seven minutes and ten seconds corrected time, the Valkyrie allowing Britannia four minutes and two seconds. The Ailsa was a good second, getting in one minute and ten seconds after of the Britannia, and one minute and fifty-eight seconds ahead of Valkyrie III. Her alterations appear to have helped her in a stiff wind. The course of the big racers was the same over which Valkyrie II was sunk in collision last year with the Satanita. It was from the club house at Huntersquay, seven miles southward to Shelmorlie, thence four miles west-southwest to a mark of Ascog; hence northeasterly eleven miles to a mark off Kilcreggan and back to the club house, three miles to the westward, twice around.

THE MONROE COTTON MILLS.

The Last Effort to Save It Fails—The Colored Folks' Fourth of July.

Special to the Observer.

MONROE, July 3.—The colored people will celebrate to-morrow here in big style. The members of the colored fire company will have races, climbing and dressing contests among themselves, and in the afternoon games of ball.

A number of the stockholders of the cotton mills met to-day to hear the secretary's report as to the amount of stock sold. He reported only a very small amount, and as there was not a quorum present, nothing was done. This is perhaps the last effort to save the mill, and everything indicates that the sale will surely take place the 31st of this month. It is a valuable piece of property and ought to bring somewhere in the neighborhood of $75,000.

A Great Game of Ball at Gastonia.

By Telephone to the Observer.

GASTONIA, July 3.—The greatest game of ball ever played on the home diamond was the game between Gastonia and Mt. Holly this afternoon. Everybody went wild at the fine playing on both sides. The clever Mt. Holly boys are hard to down but Gastonia "went them two better" and she now holds the penant of Gaston county. Result: Gastonia 10, Mt. Holly 8. The enthusiasm came in the ninth inning when the teams tied and it took 11 innings to decide the game. Battery—Mt. Holly: Davenport and Fite; Gastonia: Hoffman and Pool.

Negroes for the Alabama Mines.

JACKSONVILLE, Fla., July 3.—During the last ten days 162 negroes have left Jacksonville to work in the mines around Birmingham, Ala. The offers that induced them to go were for from $1 to $1.25 per day wages or piece work that would pay more. The emigration agents have done their work very quietly, and sent away the negroes in bodies of from a dozen to a score, so that few were the wiser. The agent says that there is no strike, but that there is a scarcity of miners in that section.

She'll Keep Still Now.

HOLLISTER, Fla., July 3.—Etta Moody, aged 12, died yesterday. Her case puzzled the physicians. She was attacked by a nervous disease in January and could not keep still. April [illegible] had spasms and became [illegible] speechless. She [illegible] dition till 7 o'[illegible] when she [illegible] if she [illegible]

WHISKEY TRUST LITIGATION.

A Great Legal Battle Before Judge Walter—The Reorganization Committee Victorious.

CHICAGO, Ill., July 3.—After a long and arduous campaign, each [illegible] which has been hotly contested, [illegible] organization committee of the [illegible] trust this afternoon practically [illegible] ed the end of its work and accorded [illegible] victory over the Greenhut-Morris [illegible] ests, which have bitterly contested every step. The consideration of the order for a judicial sale which has been in progress two days was finished, and all its points agreed upon. Judge Showalter said he would sign the order as soon as a clean printed copy of it, as amended, was submitted to him. This will probably be done next Friday. The sale will be ordered to take place by auction in Cook county, and the price of $9,000,000 offered by the re-organization committee will be considered an upset price. A deposit of $100,000 cash will be required to be forfeited in case the company fails to run the distilleries as to keep them in repair. As security, the stockholders and creditors will have a lien on the whole property and the court will be empowered besides to take back the property if he finds it is being wasted.

The war between the two factions of the trust has been waged since January 28th, when Greenhut was appointed receiver, only to be deposed a few days afterward by an order of the court. The decisive engagement to-day was a bitter one, the attorneys of Mr. Greenhut trying hard to be made parties of record, so they will have the right of appeal. Their petition to this effect was denied by the court yesterday, but they renewed it to-day in a more formal manner, and insisted upon being recognized in court. Attorneys Walker and Eddy, representing the minority stock holders, told the court they did not think their clients were getting justice in being denied the right to come in as parties of record, if not as defendants, then as co-complainants in the original cause. Mr. Walker said he hoped the court would not continue to the end to submit to the dictates of counsel for the re-organization committee. In reply to the insinuations that the court was partial exJudge Moran declared that it was outrageous that Greenhut and Morris should longer be permitted to obstruct the business of the court and still more outrageous that counsel should attempt to coerce the court into granting them the right to stop the work of re-organization by taking an appeal which would require two years at least to decide.

Mr. Walker made a sarcastic attack on the receiver and moved that his report be referred to a master in chancery for examination. He insisted that the whole property be sold, instead of the cream of it, as was now proposed, and intimated that if this was done, the Greenhut-Morris interests might be a bidder for it. It developed in the course of the discussion that the re-organization committee now has about $1,400,000 with which to carry on its new business. Under the terms of giving stock as part payment, only $70,000 cash would have been required, but this will not now be paid in.

THE CUBAN INSURRECTION.

Vessels Not Allowed to Enter or Depart from the Harbor at Havana After Sunset—The Steamer George W. Childs at Jacksonville.

JACKSONVILLE, Fla., July 3.—A cablegram to the Times-Union from Key West, Fla., says: Passengers by the steamship Mascotte to-night report that the Spanish government has issued orders to build a pontoon bridge across the entrance to the harbor of Havana and that no vessel will be allowed to enter or leave the harbor between sunset and sunrise, and that every vessel must be thoroughly searched before entering and leaving, and that no vessel will be allowed to carry mail, except that which go