

New Bern Daily Journal.

VOL. XVII-NO. 219.

NEW BERN, N. C., TUESDAY MORNING, DECEMBER 12, 1899.

ESTABLISHED 1832

E. B. HACKBURN. | E. B. HACKBURN.

Ho, For Christmas

At 47 & 49 Pollock St.

We are ready to sell all kinds of handsome presents.

Those Brass Cabinets have just come in and are waiting for you to see them.

Lamps of all kinds, styles and prices. A useful Chafing Dish or a pretty Five O'clock Tea.

The Wave Crest Ware—Fern Dishes, Photograph and Card Holders.

The Dressing Case Sets in opal ware, all prices from \$1 25 to \$3 50 a set or the ebonoid and silver sets and single pieces.

Smoking Sets and Candlesticks in the iron goods.

Silver Bracelets or a Dainty Brooch, or Hair Ornament.

Almost anything in a Purse or Pocket Book.

Manicure and Shaving Sets in all prices.

Fur Collarettes.

Where is the lady who does not enjoy wearing a pretty Fur Collarette, these we have from \$2 00 to \$5 00

Handkerchiefs, &c.

Handkerchiefs and Silk Mufflers in many styles and prices Such a pretty Embroidered Linen Handkerchief for only 25c

While we have most everything in the Fancy Article Line, also DRY GOODS, NOTIONS, BOOTS AND SHOES, at Prices that Defy Competition, and we ask you not to forget to examine our

Grocery Department,

GOODS ALL NEW PRICES AND FRESH. RIGHT.

Candies, Nuts, Figs, Raisins, Citron, Currants, Oranges, Apples, Lemons,

And in fact most anything you call for.

If you have not tried our I. X. L. Flour, our special blend Mocha and Java Coffee at 20c and that Elgin Creamery Butter of ours, we urge you to do so at once, and if you do not find them the Very Best in the city, we will REFUND YOUR MONEY.

We mean exactly what we say.

E. B. HACKBURN,

47 and 49 Pollock St., New Bern, N. C.

SCHOOL CASES.

Opinion of Attorney General Walker on the Supreme Court Decision.

The New School Boards Must go on. The Cadet Battalion of A. & M. Colleges. Public Charities Board. Death of Mrs. Holt.

RALEIGH, December 11.—Attorney General Walker has sent the following very important opinion to C. H. Mabane, Superintendent of Public Instruction:

"In reply to your communication of recent date, requesting my opinion upon certain phases of the school law, I will say that I do not agree with you that there is any doubt as to what the Supreme Court has decided in the various school cases. Many of the questions asked by you were not decided by the court, because they were not raised by the record. The court very clearly and exhaustively held down the law in regard to every point presented by the various cases:

"1. It held that the county board of education, now the board of school directors, created under the act of 1897, was not abolished by chapter 733 of the acts of 1899.

"2. That the county commissioners, the clerk and register of deeds had, under the old law, the authority necessary and by direct implication to fill vacancies on the board of education, now the board of school directors.

"3. That the old board of education, now the board of school directors, is a continuing body, at all times qualified to perform the responsible duties imposed upon it.

"4. That the old board of education, now called the county board of school directors, are not functi officio, but still have the power to perform the duties prescribed in the act of 1899.

"5. That vacancies in board of education or school directors occurring since the passage of the act of 1899 are to be filled by appointees under that act. The general rule is that the acts of a de facto public officer are valid so far as they concern the public or third persons who have an interest in the things done.

"It now becomes your duty, under the decisions of the Supreme Court in the school cases, to give effect only to section 6, chapter 108, acts 1897, and to recognize the officers therein named and those elected by them, but in every other respect to go forward with the great school work under the act of 1899. The old boards were very properly advised by you to retire, and in the main did so. In the light of the decisions herein before referred to I have no doubt the new boards will likewise take your advice. Many questions may arise relative to the rights of school officers that cannot be determined until all the facts of each case are ascertained and in some instances may be of such a nature as to require judicial inquiry.

The Attorney General was asked whether this meant that all the new boards of education must step down and out. He replied, yes, but that all the acts which the new boards had done were valid, as the latter were the de facto boards.

The counterfeiting case against A. J. Marshall, a Wilmington lawyer, in which a true bill was returned will not be tried in the Federal Court until after the holiday recess. Such are the assurances given here. He is in Wilmington under \$5,000 bond.

The cadet battalion at the Agricultural and Mechanical College made a handsome appearance on its first public appearance. There were about 300 cadets. Mr. Wittkowsky, of Charlotte, is greatly impressed by his view of the college and says he wishes he could have given his sons the benefit of its mechanical training. Mr. D. A. Tompkins is soon to deliver an address to the cadets. The annual session of the State board of public charities will be held here December 20th. The reports will then be made. The special line of work just now is an investigation through the county superintendents of health as to the number and condition of the insane unprovided for, that is, those who are in jails and county homes. It is feared that the number of these is much larger than is generally known. This subject will be thoroughly discussed by the board.

The board of agriculture appropriated \$1,500 to the State Fair, as by law it is allowed to do, to stimulate the farmers in special lines of effort. The board is well pleased at the reports made as to the application of the money.

Lieutenant Settle has turned over the recruiting station here to Capt. Zebulon H. Vance, and Monday goes to his new station, Governor's Island, New York harbor.

The Supreme Court will devote the coming week to the hearing of appeals from the twelfth district. This will end the call of the regular docket.

Mrs. Holt, widow of Gov. Thomas H. Holt, died suddenly yesterday of heart disease at Burlington, where she had gone to see a sick sister. Her maiden name was Moore, and her family are prominent in the Piedmont section. Her home was at New River, where she had very handsome estates.

Nervous troubles are caused by blood impurities, which are removed and purified by the blood. It is the best medicine for the nervous system. P. P. P.

DEMOCRATIC STATE COMMITTEE.

Met Last Night. State Convention Called To Meet At Raleigh, Aug. April 11th The Day Selected. Enthusiasm And Harmony.

Special to Journal. RALEIGH, Dec. 11.—The Democratic State Executive Committee met tonight Chairman F. M. Simmons presiding. The chairman made a lucid and forceful speech setting forth the importance of an early convention and the initiation of the great campaign to be waged.

In the matter of where the State Convention shall be held, Mayor Taylor and Alfred M. Scales presented Greensboro's invitation. Several members spoke in favor of Greensboro and a number in favor of Raleigh. Among the latter were Sprill, Paul, Meares and Boddingsfield. The vote was 24 for Raleigh and 17 for Greensboro, several members not voting.

A resolution was introduced by Walter H. Neal that the convention be held April 11th and this was adopted. Many speeches were made, all of which were earnest and indicative of marked harmony. Frank Sprill says that he has been a committeeman for ten years and that this was the best and most harmonious meeting in all that time.

DeWitt's Little Early Risers purify the blood, clean the liver, invigorate the system. Famous little pills for constipation and liver troubles. F. S. Duffy.

BRITISH DIVISION DEFEATED.

Loss of 600 Men. Sortie at Ladysmith. Boer Guns Destroyed.

LONDON, December 10.—Upon the heels of the news of a gallant sortie by the British at Ladysmith comes the intelligence of the defeat of General Gatacre in his first engagement with the Boers.

While the reverse is considered here to be only a momentary check, still the effect upon the morale of the Boers and the minds of the wavering Dutch farmers in Cape Colony will undoubtedly render the task of the British much more difficult.

General Gatacre, moving out yesterday with 3,000 men, including two batteries of artillery from Putter's Kraal in hope of surprising the Boers at Stormberg, was misled by his guides, and found himself in an untenable position, with the result that he was obliged to retire with severe losses upon Molemsie. He reports that more than 600 officers and men are missing, in addition to a list of killed and wounded.

The news from Ladysmith, however, has created great enthusiasm in London. General White evidently has not forgotten the art of delivering a smashing blow, nor have his troops lost their wonted dash through the harassments of a prolonged siege. The destruction of two big guns and capture of a Maxim on Friday was the severest blow the Boers have received in the operations at Ladysmith.

News of the beginning of a general advance from Frere is momentarily expected. The trestle bridge over the river has been finished. The only anxiety of the troops is to hear the word of command to go forward. There is likely to be hard, stubborn fighting.

A Ladysmith resident who has escaped to Eastcourt reports that he believes large forces of Boers to be on the Upper Tugela and at Colenso. All indications point to the fact that there has been a weakening of the Boer forces around Ladysmith.

The bridge over the Modder river has been completed and is strong enough to carry trains. The Boer accounts say that there are 30,000 men opposed to Mafeking.

Close observers are now asking whether it may not be General Buller's intention that the advances from Frere and the Modder river shall take place simultaneously.

Mrs. H. Churchill, Berlin, Vt., says, "Our baby was covered with running sores, DeWitt's Witch Hazel Salve cured her." A specific for piles and skin diseases. Beware of worthless counterfeits. F. S. Duffy.

A hot Chocolate or Bouillon will dispel the cold weather and strengthen the tired and worn out nerves, be at Beal, Man's Fountain.

Jordan's Cough Remedy continues to be a popular remedy for coughs, hoarseness, etc., made and sold only by David's Prescription Pharmacy.

J. J. Baxter has the prettiest line of silk Mufflers and also Ties, etc. for Xmas gifts ever seen in the city.

I have just received a beautiful line of Ladies Clocks and Golf caps and will be sold very low. Respectfully, J. J. Baxter.

Bargains in Handkerchiefs.

We put on sale this week 30 dozen Ladies fine handkerchiefs, assorted, plain white linens, hemstitched, lace edge and embroidered, worth from 25c to 75c at \$1.00 a dozen.

I was nearly dead with dropsical, tired, nervous, failed, exhausted, and given up. I used Royal Baking Powder. From now on, I will use it. It is the best. I am now healthy and all thanks to Royal Baking Powder. F. S. Duffy.

ROYAL BAKING POWDER

ABSOLUTELY PURE

Makes the food more delicious and wholesome

MANY BILLS

Introduced in Congress the First Week. Financial Bill. Senate Has Important Contests.

WASHINGTON, December 11.—During the first week of Congress, more than 3,500 bills and resolutions were introduced in the House alone. Nine-tenths of these were introduced in the last Congress and never acted upon, and the same fate is likely to meet an equal percentage of them again. The number of bills introduced in the Senate is much smaller, not only because of smaller membership, but because Senators do not as a rule introduce so many bills in which they feel no personal interest.

The debate on the financial bill opened in the House today and will be continued all the week, the final vote to be taken next Monday. The bill will pass.

Senators are much interested in the cases of Senator Scott, of West Virginia who is charged with not having been legally elected, because the vote cast for him was not a majority of the entire membership of the legislature; of Senator Clark, of Mont., who is charged with having obtained his election by bribery, and of Mr. Quay, who claims a seat, on the appointment of the Governor of Pennsylvania, and who is opposed by the claim that the Governor had no constitutional right to make the appointment, all of which are now in the hands of the Committee on Privileges and Elections, and will be disposed of as rapidly as possible.



Take Your Choice

From our Stock in Sleds, Tool Chests, Skates, Gun and Rifle for the boys to enjoy the festive season with.

We have also had some sets of Carriers, Pocket Cutlery, Shaving Sets, etc., that make appropriate and useful presents that will be appreciated by the recipient.

Also just arrived another beautiful line of Cut Glass and Fancy China.

Call in and examine our Stock before it is picked over.

L. H. CUTLER & DWYER CO.

TO BUYERS

Lend us Your...

And we will tell you something. We are building Buggy with a big B. We give new ones for old ones with a very little cash difference.

It will pay you to have from us with a good bar on Prices before you buy a buggy. Respectfully,

G. H. Waters & Son,

78 Broad Street.

SHOES

I have just gotten in a Fine Line of Tan and Patent Leather Shoes.

Our line is the best.

Give us a Call.

R. H. BAXTER,

SHINES FREE.



Love's Young Dream

Turns to Opaculous, Marvellous, Hon. King and many more in. Confessions that we know how to mix with our artists hand. None of photographs in society are a dream in themselves, and the readings, readings, etc., see Mr. Love's Young Dream and Buy it. It is the best and best of all.

C. J. McSorley & Co.

COTTON MARKET.

Received by J. E. Latham, commission merchant New Bern, N. C.

New York, December 11.

Open. High. Low. Close

Jan. cotton 7.35 7.37 7.38 7.38

May. cotton 7.47 7.50 7.43 7.49

CHICAGO MARKETS.

WHEAT:— Open. High. Low. Close

May 70 70 69 69

CORN:—

May 53 53 52 52

COYNE:—

March 6.10 6.10 6.10 6.10

So. Ry Pfd. 86 86

B. R. T. 79 to 79 1/2 80

M. Pac 44 44 43 43

C. & O. 39 39 38 38

Reading 54 54 53 53

Receipts at cotton ports were 40,000 bales.

At the Book Store

Don't miss our Holiday Display. Our stock is full of quality, variety and good taste. It is easy to select from. Supplies exactly what you want and it would be a mistake to buy before you see it.

G. N. Ennett.

We Want!

What do you Want?

We want everybody to know we are going to sell the best Chainless Bicycle for \$4.00 and Best Admirals for \$3.00

Would be glad to have you come in and examine our stock.

We trade new wheels for old ones.

We have on hand a large quantity of Tires, all kinds from \$1.00 to \$3.00.

And other articles that belong to a bicycle.

GASKILL & MITCHELL'S

Free!

We will give every lady visiting our Xmas Store between now and the 15th December, a chance in a Bohemian Water Set, 6 Engraved Glasses, 1 Large Pitcher and Tray.

Call and see our line as they are going fast.

DUGUID & SON,

Planters Tobacco Warehouse,

New Bern, N. C.

We Are Now Showing an Unusually Full Line of

Carpets, Rugs,

Mattings,

and Oil Cloths.

Our line of Ladies, Misses and Children's

Flannel Underwear

is worth your attention.

A new supply of the Famous

Queen Quality Shoes

Just arrived.

Also Ladies, Misses and Children's Shoes cannot be surpassed.

D. F. JARVIS.

SMALL SUGAR CURED PIG HAMs,

A NICE FRESH LOT JUST RECEIVED.

Also small Brae fast Strips and English Cured Shoulers. Fulton Market Corned Beef.

Fresh lot Cakes and Crackers, Uneeda Biscuits and Ginger Wayfers.

Canned Goods of all kinds.

Mince Meat, finest quality 20c lb.

Fresh Buckwheat, both plain and prepared.

Fox River Print and Fancy Elgin Butter.

Chocolate and Cocoa. Dried and Evaporated Fruit.

A complete stock of the best Groceries that money will buy. Prices as low as anywhere in the city. Goods delivered promptly and Free. I respectfully solicit your patronage.

J. L. McDANIEL, Wholesale & Retail Grocer,

Phone 91. 71 Broad St.

At Gaskill & Mitchell's

You will find all the make-up for your Fruit Cake, Pound Cake and all the Dainties you are to fix for your Xmas.

Nuts, Raisins and Candy for Santa Claus stockings.

Preserves and Jams of Best Goods.

Our Best Flour 2 1/2c lb and all our stock of

Staple and Fancy Goods at Lowest Prices. Give us a Trial.

Any one expecting to give a nice cigar to a friend we have it. Small box Cigars 25c. Fancy box and pretty \$1 25. Come to see these and make a selection in time. Only few of these.

A good stock of Cigars in regular Boxes and of the best 5 cent cigar to had. Our Key West is Straight and Goes.

GASKILL & MITCHELL'S,

HARDWARE: GROCERIES:

73 MIDDLE STREET. Phone 147. 61 BROAD STREET.

CHOOSING HOLIDAY GIFTS

From our Superb Stock of Furniture, is what Santa Claus is busy at these days preparing for the Yuletide season of good fellowship and interchange of gifts.

Beauty,

Comfort,

Usefulness,

Elegance.

Beauty in Gift pieces in Chairs, Vernis Martin Tables and Rockers.

Comfort in Morris Chairs and Couches.

Elegance in Suits in Birdseye Maple and Golden Oak.

And Usefulness in everything.

FRANC. H. JONES & CO.,

57 MIDDLE STREET.

CHRISTMAS - PRICES!

We have just received a new line of

Men's Double Breasted Fancy Vests at

\$2.00.

We can safely say that no such values have ever been offered in our town.

We have marked these Vests down close, so as to put them within the reach of every one.

Call and get your choice of colors and sizes.

Yours Truly,

J. G. DUNN & CO.,

57 POLLOCK STREET. NEW BERN, N. C.