

# New Bern Daily Journal.

Vol. XXIII.-No. 122.

New Bern, N. C., Wednesday Morning, August 23, 1905.

Twenty-Fourth Year

## Last Chance

We have a few dozen nice straw hats left that were one dollar to one dollar and a half. Every one new. In order to close out this lot quickly we have made the price at 50 cents for your choice.

**ALL SIZES.**  
New line of Negligee shirts just received.

# J. BAXTER.

## Ellwood Wire Fence.

Car Load Just Received.

Cook Stoves, Heaters, Full line Hardware and Builders Material, Heath and Milligan Paints, Oils and Glass.

# Gaskill Hdw. & Mill Supply Co.

Phone 4

## Furniture and House Furnishings

Everything to make a home comfortable and attractive, such as book cases, China closets, Rockers and others.

Any one that is thinking of buying will do well to see me before they buy, as we sell goods where competition cuts no figures.

# J. S. Miller.

Disoway Taylor 98 Middle Street.

## A Clean Sweep Sale.

Entire Stock of Summer Goods Must be sold to Make Room for our Fall Stock.

<b>WHITE LAWN.</b> 40 inch White Lawn, worth 20c per yard, only 10c for this week.	<b>APRON GINGHAMS.</b> 7c quality, only 5c per yard.
<b>RIBBON.</b> No. 40, all colors, worth 14c, for this week only 9c per yard.	<b>MENS' UNDERWEAR.</b> 40c kind only 10c each.
<b>NEEDLES.</b> Only 1c per paper.	<b>MENS' SUITS.</b> All mens' suits reduced to half price.
<b>CORSETS.</b> 40c kind only 30c.	\$5.00 kind, now \$4.00.
<b>BLEACHING.</b> A bargain at 6c, only 4c per yard for this week.	\$12.50 kind, now \$9.25.
<b>TABLE OILCLOTH.</b> Only 14c per yard, worth double.	<b>BOYS' KNEE PANTS.</b> Only 12c, 15c, 20c, 25c and 40c a pair, worth double.
	<b>MENS' SHOES.</b> 50 pair Mens' Sample Shoes to close out at a sacrifice.

# S-COPLON

75 Middle Street.

Trustee Sale.

Pursuant to a power vested in me as trustee of the estate of D. A. Ovington bankrupt, I will offer for sale and will sell to the highest bidder for cash on August 23, 1905, at the store of D. A. Ovington, on Broad street, New Bern N. C., all those real and personal estate, including machinery, together with all the saving franchise contracts belonging to the estate. Bids will be received on the whole or any part of the same.

Wm. DUNK, Jr., Trustee.

# All kinds Flavors Ice Cream TODAY.

35c per quart

## IT IS POLITICS

### Such is Opinion of Saloon Fight at Raleigh.

Raleigh, Aug. 22.—Mr. Henry King and Col. Z. P. Smith of Raleigh, returned today from Virginia Beach, where yesterday afternoon Mr. King gallantly rescued Mrs. Carter of Columbia, S. C., from drowning in the surf. They all got out of their depth, at a dangerous place, near a wreck. Mr. King and Mrs. Carter sank once. Both were cool and nerved and he saved her before the crew from the life-saving station reached them.

Manager Batchelor, of the Raleigh dispensary, says the sales this year will excel last years at least \$10,000. He declares that two-thirds of the liquor sold goes to persons out of town, or rather is bought by them and that most of the drinks are foreign. A lot of money spent for whiskey under the bar room system is spent for victuals and clothes under the dispensary system, yet for too much much whiskey is not under the dispensary system. The dispensary will, it is declared be confined there is a new feature in the fight against it, this being that the anti-dispensary forces, the liquor men are trying to down Senator Simmons, the author of the Wats law. The liquor men here it for him, it is said.

It is learned that in a year from this time the Atlantic & North Carolina Railway, will be operating trains into Beaufort.

Today the funeral of Mrs. W. A. Withers was held here, from the First Presbyterian church, Rev. Dr. A. H. M. Momen officiating. Mrs. Withers died at Beaufort. Her father, Rev. Dr. Eugene Daniels, attended the funeral.

Among today's arrivals were ex-Governor and Mrs. T. J. Jarvis of Greenville, and Prof. T. E. Whitaker of Oak Ridge Institute.

It is the general opinion here that Will Adams, the negro murderer will be hanged. Adams himself has always maintained that he would never go on the gallows.

Governor Glenn will deliver an address at the meeting of the North Carolina farmers convention at the A. & M. College here, August 31. He had been requested to either deliver the address of the dedication of the Pullen Agricultural building there September or to choose the speaker. He has accordingly chosen A. Governor Winton. The Governor has invited President Harris Jordan of the cotton growers association to be present.

### Child Badly Injured.

A little child about two years of age, was frightfully injured on Crescent Street Monday afternoon.

The child is the son of Mr. Alonza Kellum, and was out on the street in front of the home playing, when a dry loaded with wood came along, knocked him down and ran over him, crushing his thigh and injuring the head.

### Wire Grass

August 22nd.

We are now having beautiful August weather, warm days and cool nights.

Miss Verdie J. Bennett will visit friends at Morehead City this week.

Mr. Alton Bonner of Bayboro is in our busy stopping with Mr. W. D. Ewing.

Mr. James Horton, who has been suffering for some time with an abscess in his throat, was glad to say it again convalescent.

Mr. D. C. Lewis and Miss Bertha and Paul Longdale attended services at Russell's Creek Sunday morning.

Mr. Wm. C. Camp is having a large and commodious dwelling erected on his farm.

Mrs. M. A. Hamilton and Miss Edna Hamilton went to Beaufort Tuesday.

Remember Rev. J. H. Jamison's appointment at 11 A. M. on the Christian Church Sunday evening.

Chief Ayer continued service at the Beaufort court house Sunday at 2 P. M. with a number of people from Russell's Creek attending.

A summons was issued by the court was held at the residence of D. E. Longstreet Sunday morning. Sentencing had been previously made by the court.

## THOSE SUNDAY LAWS

### Mr. J. S. Watson Will Test Them And Settle A Big Doubt.

Yesterday's police court was something a little out of ordinary and to put it as the dramatic critic would tell it, the court began as a melodrama and ended as farce comedy. The trouble was all over the Sunday closing of restaurants and places where ice cream soft drinks and cigars are sold. The question has been a much mooted one and the action was not so much a willful violation of the law as a means to an end to test the validity of the law.

Sunday three of these places mentioned were watched by policemen and persons were seen passing in and out of them, an action at variance with the ordinance and which offense is punishable by a heavy fine. Chief Hargett is determined that each one of these laws shall be enforced until the unavailability of any one of them is confessed after which a repeal is the better disposition of it.

The result of the policemen's watch on Sunday was that 106 names of men who were seen to go into these forbidden places. The mere fact that the persons went into the places was sufficient for the indicting of names, the question whether they bought anything or not cut no figures. There were only a few witnesses at the trial.

The first one up was Mr. John B. Watson, who was arrested on the charge of willfully and unlawfully conducting business by selling merchandise on the Sabbath day. He pleaded not guilty. Officer C. Lupton testified that he was stationed on the market dock and took the names of all that he knew whom he saw going into or coming from Mr. Watson's restaurant. He did not know whether they bought anything or not.

Officer Lon Bryan stated that he was taking names at the same place in the afternoon. He saw suspicious actions, but was unable to tell whether anything was bought or sold.

Special officer L. H. Banks said that on Sunday night he saw persons go into Mr. Watson's place and fill some glasses out of a keg and place them on the counter, he could not tell whether any one drank them or not.

Mr. Parsons said he went in the store between 9 and 10 o'clock at night to get his supper, saw no drinking nor buying of drinks nor of anything else. Mr. Charles Brinson's testimony was essentially the same as Mr. Parsons.

Mr. Watson's statement in his own defense was that he runs a restaurant and has regular boarders, many of them fishermen. He serves meals on Sunday as he does on every other day of the week. He does not sell intoxicating liquor at any time, nor any article popularly known as "soft drink" on Sunday. He has always been allowed to conduct his restaurant on Sunday and had construed the law to exclude him from its provisions.

Mayor Patterson said that the evidence was against the defendant and that he had violated the ordinance and he had no other alternative than to impose a fine of ten dollars and costs. The defendant gave notice of an appeal and gave \$25 bond to appear in criminal court.

Mr. James B. Dawson submitted to the charge and as Mr. Watson was going to make a test, his case in the court, he would await developments. He was fined ten dollars and costs.

The case of Isaac Simmons, colored, also arrested on the same charge. The evidence against him was that he was conducting business after night Saturday. Special officer L. H. Banks stating he saw a number of people in the store after closing hours. Simmons was fined ten dollars and costs.

### FEVER SITUATION WORSE

Increase in Number of Cases and Number of Disease Centers.

New Orleans, August 22.—Yellow fever took a fearful forward today in New Orleans, and the situation in the State is far from satisfactory. The officials report the New Orleans today show a marked increase in new cases and in disease centers. Physicians had today of the fever, more than in any one day since August 10th, when a record of twelve deaths was made. Health officials declare that the report is all wrong this on Sunday, because of an epidemic of typhoid fever.

## THE BOOK TRUST IS HARD HIT.

### Right of the Individual Business Man to Receive Prices is Upheld By the Courts.

Special to the Journal.

New York, Aug. 22.—"A decision has been handed down in the United States Circuit Court by Judge Ray, in the action of Charles Scribner & Sons and the Bobbs-Merrill Company against R. H. Macy & Co. for an injunction to restrain Macy's from selling copyright books at less than the retail price fixed by the Publishers' Association, which will have a far-reaching effect on all trade combinations," says The New York World.

"Stephen H. Olin and ex-Attorney General W. H. H. Miller appeared for the complainants, and ex-Secretary of the United States Treasury John G. Carlisle, and Edmond E. Wise for Macy's.

"Judge Ray gives a sweeping decision in favor of R. H. Macy & Co., dismissing the complaint and severely criticizing the combination of publishers and booksellers, which he holds to be in violation of the Sherman Anti-Trust Law.

Editorially the New York Journal says: The firm of R. H. Macy & Co. rendered a really great service to the public at large and to the interests of the community in their fight against the Book Trust.

"The Book Trust alleged its right to forbid retailers to sell books below a certain price fixed by the trust.

"Macy & Co., acting in behalf of the purchasing public, maintained in the courts, at considerable expense, their right to sell merchandise bought by them for whatever price they pleased.

"The case was heard before Judge Ray in the United States Circuit Court, Isidor Straus and Nathan Straus, partners, appearing under the firm of R. H. Macy & Co., in behalf of the public and the rights of the individual business man.

"The thanks of the public are due to R. H. Macy & Co., for the fight they made against this particular form of trust oppression. And still greater thanks are due to Judge Ray for this excellent opinion, in which he sustains the action of Messrs. Straus appearing in behalf of the public interests.

"It is to be hoped that the got-rich-quick gentlemen who propose to get such money from the public by making themselves lords and masters of purchaser, retailer and all others will take to heart the lesson that is taught them in the opinion quoted above."

### BETTER PEACE SIGNS

President Roosevelt conveys Unofficial Assurance of Moderation on Both Sides.

Portsmouth, August 22.—The envoys are contemplating the postponement of the conference arranged for tomorrow until some later date. It is learned that President Roosevelt has conveyed to the Russian government, unofficial assurance that Japan will moderate her demands if she can receive from the east similar assurances of the moderation of the Russian attitude.

### Hack Ordinance

By order of City Board of Aldermen No. 115 was so amended that no person shall be allowed to drive a hack upon the streets of the city of New Bern at night later than nine (9) o'clock.

J. J. TOLSON, City Clerk.

Elks Notice.

There will be a meeting of the Elks Association tomorrow at the Judge's court house at 8:30 o'clock. All are requested to attend.

WILLIAM DUNN, Post.

# J. H. Willis,

Practical Horse Shoon.

AT FROTT'S STABLES.

WOMEN TRIMMERS AND HAIR CUTTERS.

BIDS

## Fine Cultivated FIGS.

### For Preserving or Ripe Figs to eat.

If you wish any leave your orders at J. L. McDaniel, corner Broad and Hancock streets and you will be supplied with the finest figs grown in this section. First come, first served. Supply limited.

# J. L. McDaniel

Wholesale & Retail Grocer.

Market Store, Corner Broad and Hancock Sts.

## TRY Dr. Petty's NATURAL STOCK LICK,

### Special Prices on California Hams.

A complete Line Sugar Cured Meats and ALL KINDS PROVISIONS.

Fresh Butter by the Package and by the Retail.

# L. H. Ervin,

Wholesale and Retail Grocer.

No. 81 South Front St.

## The Woolen Studio.

92 EAST FRONT STREET.

### Films Developed 25cts a Dozen.

## Crescent Tobacco Company.

The following will give you an idea of the many brands of Chewing Tobacco in our retail department.

Humbag, Marltons.

Fig, Buller's Fancy Chew, Reynolds's Girl Edge, Reynolds's 8 oz. double thick, Reynolds's Sun Cured, Harris & Bros. Best, Brown & Williamson's Best, W. A. Brown's Log Cabin, Drummond's Natural Leaf, Piper Heidsieck, G.M. Hope, Jack Spratt, Spiced Head, Standard Navy, Tiger Fine Cut.

Also all brands of Cigars and Smoking Tobacco.

# W. D. Barrington

MANAGER.

## The "OLIVER"

TYPEWRITER

WILLIAM DUNN, Post.

## ALL September Periodicals AT Ennett's Book Store

### Delicious & Refreshing In The Ice Cream We Sell You

Greatest care taken in making our cream, and only best materials.

It is Pure and Wholesome. Can be eaten by the most delicate persons without fear of injury.

15 cents per quart, packed in ice, delivered at your home. Also Sherberts and Ice Cream Soda.

# McSorley.

College Course