

The Intelligencer.

OFFICE: No. 15 Quincy Street.

THURSDAY, SEPT. 1, 1870.

REPUBLICAN STATE TICKET.

FOR GOVERNOR, WILLIAM R. STEVENSON, Of Wood County. SECRETARY OF THE STATE, JAMES M. PIPES, Of Marshall County. AUDITOR, THOMAS BOGGS, Of Boone County. TREASURER, JAMES A. MACAULEY, Of Ohio County. ATTORNEY GENERAL, A. BOLTON CALDWELL, Of Ohio County. JUDGES SUPREME COURT OF APPEALS, JAMES H. BROWN, Of Kanawha County. FOR CONGRESS—FIRST DISTRICT, NATHAN GOFF, Jr., Of Harrison County. FOR CONGRESS—SECOND DISTRICT, JAMES C. McCREW, Of Preston County. FOR CONGRESS—THIRD DISTRICT, JOHN S. WITCHEL, Of Boone County. FOR STATE SENATE—FIRST DISTRICT, JOHN C. HERVEY, Of Ohio County.

Ohio County Republican Ticket.

FOR HOUSE OF DELEGATES, EDWARD M. ATKINSON, JOHN R. HUBBARD, WILLIAM L. PARKINSON. FOR SHERIFF, RICHARD S. BROWN. FOR CLERK OF THE CIRCUIT COURT, SAMUEL B. McCULLOCH. FOR RECORDER, JOHN W. SHULTZ. FOR PROSECUTING ATTORNEY, GEORGE B. CALDWELL. FOR ASSASSIN, GEORGE B. CALDWELL. CITY DISTRICT—ELIZABETH DAY, COUNTY SHERIFF, GEORGE B. CALDWELL. JUDGE OF THE DISTRICT COURT, JOHN D. WHITMAN.

An Ingotious Failure.

The Wheeling Register must perceive now, pretty clearly, that its scheme to secure the registration of persons disqualified under the laws of the State, through the malicious prosecution and intimidation of the registrars, is a failure. The Judge of the District Court charges the Grand Jury that the purpose of the Act of Congress is simply to secure all the citizens of the State a vote who are qualified to vote under the laws of the State and the 15th Amendment. The Grand Jury under his charge, examining the cases of the registrars arraigned, find they have not refused to register persons so qualified but that the persons refused were not so qualified. The Judge of the Circuit, upon a writ of habeas corpus granted by him, decides that the act of Congress does not interfere with or override the State laws, in the single particular of race or color, and that the Federal Courts have nothing to do with the election of registrars except where they make a distinction against applicants on this account. The Attorney General of the United States instructs the U. S. District Attorney for West Virginia, to dismiss all prosecutions against registrars unless they are charged with making this distinction of race or color.

The meaning of all this is, that the judicial authorities recognize, what the Intelligencer affirmed from the first, that the act of Congress could not and does not go beyond the authority found in the 15th Amendment, and that it could not and does not interfere with the State authorities except where they attempt to make a discrimination against men solely on account of their race or color. In all other respects the qualifications of all the elector are left, and necessarily must be, to the regulation of the State laws, and the execution of those laws to the officers of the State. If the registrars discriminate against any colored man because he is colored, or against any white man because he is white, they are amenable to the act of Congress and answerable in the United States courts. If they refuse registration to any colored man for other reason than that he is black, or a white man for other reason than that he is white, they are amenable to the State laws, and answerable to State tribunals, and not only.

So far as the Act of Congress assumes powers beyond this, or may be construed as conferring them, it is an interference with State jurisdiction for which no authority in the Constitution of the United States has yet been found by any party, least of all by the Democratic party. The officers of registration and election have therefore, simply to discharge the plain duties imposed on them by the State laws, with the single exception that they are not to discriminate against any elector on account of race or color, and they will be in no danger from the malice of those who seek to frighten them by prosecution or threats of it. We have no disposition to encourage retaliation; but if there are any persons really in danger of the penalties of the enforcement Act, it is the poor tools employed by the Democratic State committee to carry on this work of threats, intimidation and false imprisonment.

A CONFIDENTIAL sympathizer with NAPOLEON says that "the lying dispatches from Berlin, and those which are disseminated from London, and through the New York Tribune, have been designed to operate against BAZAINE'S rear." The New York Commercial supposes this is mainly due to the fact that "BAZAINE'S rear" is the part most frequently exposed to the operation.

A DEMOCRATIC paper is to be started at Washington. At last it is believed enough support has been secured to keep one alive. It is to be called the Patriot—why we cannot conjecture, unless by way of joke.

The internal revenue receipts for the past month were nearly seventeen millions, nearly two millions more than for August last year.

Col. W. H. LOWDERMILK, editor of the Cumberland Dispatch, has returned from Europe in improved health.

The Enforcement Act—Instructions to the District Attorney. We take the following paragraph from "Washington Notes" in the New York Sun of Tuesday. The United States District Attorney for West Virginia has been instructed to dismiss all prosecutions instituted against Registrars of Elections for violation of the Fifteenth Amendment, when the offense is not the distinction forbidden in the section of the act which has reference particularly to the rights of colored persons. The cases which have reference entirely to the ex-Confederates who demand to be registered.

And the following from the Washington dispatches of same date to the New York World: "The Assistant Attorney-General on Saturday telegraphed to the United States District Attorney for West Virginia to enforce the right of citizens of the United States to vote in the several States when the offense is not the distinction forbidden in the second section of the same act."

Information received here from trustworthy sources lead to the conclusion that the Enforcement act is working both ways. The radical politicians in the South are finding out that they can suffer by some of the provisions of the act, just as well as their Democratic brethren. It is said that the latter have conspired in some of the Southern States to persecute the radical registers, by bribing people to apply for registration who are not entitled to it. Men are hired, for instance to go from one county of Western Virginia to another and there to apply to be registered as lawful voters. The registers, knowing such applicants to be bogus, refuse to put their names on the legal lists, whereupon the rejected applicants make suit to recover \$500 in each case for a violation of the Enforcement act. The new law is very stringent in its terms, providing that every State and Territorial officer shall interpose no obstruction to registration. The performance of any other pre-requisite for voting under a penalty of \$500, to be recovered by an action on the case, with full costs and such allowance for counsel fees as the court shall deem just; and that every such violation shall be deemed a misdemeanor, punishable by fine and imprisonment.

In addition to the sympathizers with the lost cause, who have got up scores of this kind of prosecution, which, so manifestly unjust, embarrasses the Judge and District Attorney very considerably. The District Attorney of that State telegraphs for instructions to the Attorney General, who, after fully considering the question, has answered, over his own signature, that it is not necessary to pay attention to such bogus prosecutions. In a dispatch sent by Attorney General McKim to-day to the District Attorney of West Virginia, he says: "Dismiss all prosecutions under this section of the Enforcement Act, which relate to the United States to vote in the several States of this Union, where the offense is not the distinction forbidden in the second section of the act. The meaning of this section is, briefly, that only in cases where colored citizens are rejected by registers need prosecution be pressed to conviction. Mr. McKim considers that the main design of the act was to protect colored citizens in their rights against the rebel disorganizers, and hence his answer.

RAILWAY CONSOLIDATIONS.—The Chicago Tribune is exposing with a vigorous hand the evils of the system of consolidating railway companies in this country and in England. A striking peculiarity of this consolidation of railway corporations is that it is wholly illegal. There is no warrant of law, and no principles of law, by which it can be sanctioned or sustained. These corporations are chartered for specific purposes. These charters can no more be consolidated than can the State Governments that issued them. The consolidated corporations—except so far as they rest upon their several acts of incorporation—have no existence known to the land, and are frauds upon the public. So well established is the legal inability of railroad companies to consolidate their charters, that no case, involving that question, has ever been allowed to be brought to a final decision. The consolidation—having been accomplished by silence of every party objecting, and this process has cost a vast amount of money, which the public have, in the end, been obliged to pay. Fortunately the work has been so overdone as to bring about a direct issue between the people and the monopolists. That issue has to be tried in the courts, in the future, and before the courts. In Illinois the people have already taken ground in the matter. By the new Constitution no further consolidations can take place in that State, nor can a dollar of fictitious stock be issued.

Mercu complaint is made of the incoherence, confusion and contradiction in the press despatches from the seat of war. But it should be borne in mind, that the information sent to us is collected under peculiar difficulties. It is impossible, when official channels are resolutely closed, and reporters kept away or silenced, to give a connected and accurate account of events. The despatches are certainly a fair representation of all that is known or rumored in London, and at the capitals of both belligerents; and thus they put us in the way of framing a clearer view of the whole ground than can be had even in Paris of Berlin. This is surely a great achievement in the work of diffusing intelligence. It may further be said that the general course of the campaign has been, on the whole, well understood here from day to day; that every important battle has been reported at once, in its outline and chief results; and that in some instances, the published news has been telegraphed back from New York to one or other of the contending governments for their information. To expect an historical summary of every day's events, as they will finally be recorded after all rumors are sifted out and all passion and error eliminated from them, would be idle.

THE FALL ELECTIONS.—The following is a list of the fall elections, and the dates on which they occur: California, September 8; Maine, September 12; Vermont, September 6; Florida, October 3; Indiana, October 1; Iowa, October 11; Mississippi, October 8; Ohio, October 11; Pennsylvania, October 11; West Virginia, October 12; Georgia, November 8; Delaware, November 1; Illinois, November 8; Kansas, November 1; Louisiana, November 1; Maryland, November 8; Massachusetts, November 8; Michigan, November 8; Minnesota, November 1; Missouri, November 1; New Jersey, November 8; New York, November 8; South Carolina, November 8; Wisconsin, November 8.

THE OPPORTUNITY FOR HAVING YOUR Picture and Looking-Glass Frames RE-GILT! Will not last long, so take due notice and govern your yourselves accordingly. All work sent for and delivered FREE to any part of the city. E. L. NICOLL & CO., 104 MARKET STREET, Below McLure House.

WHEELING DRAMATIC CORPS, Saturday, Sept. 3d, 1870. WASHINGTON HALL, THURSDAY, SEPT. 8th. ONE NIGHT ONLY. THE COMING MAN. Morrison's Minstrels, BRASS BAND. 20 First Class Artists. 20 A LARGE AND ATTRACTIVE BILL. Everything New and Attractive. The Massachusetts Cripples, and the Rice Eaters. SEE PROGRAMMES OF THE DAY. Doors open at 7 1/2. Trouble at 8. Admission, 50 cents. Reserved Seats 75 cents. sept. 7th. W. REED, Agent.

THE LATEST AND CHOICEST. SEA Moss FARINE—Said to be very fine for Desserts, and an elegant and dainty dish for the sick. CORN SPREAD—An old favorite with the ladies for Jellies—SUPREMACY—WINE—The article to take with Corn's Gelatine—rich and luscious flavor. BAKER'S—The finest Farine, a delicious and nutritious beverage. HICKER'S FARINE—Prepared especially for ladies and children in feeble constitutions. WINE OF PEPPIN—The most perfect remedy for indigestion and dyspepsia. COGNAC—For Febrile and Catarrhs. TAPIOCA—Appetizing dessert, either alone or with Berries. L. LAUREN, SMITH & CO., Wholesale Druggists, Main St.

IT STANDS UNRIVALLED.—KRAFF'S DIARRHÆA COMPOUND—Safe and sure. A cure guaranteed in every case. Keep it in your house. Take it with you when you travel. Sold by dealers in medicines everywhere. NASHVILLE, TENN., Dec. 1st, 1865. Morris McCullough & Co., GENTLEMEN—I have been using your "Diarrhœa Compound" in my family for some time, and with much pleasure. It is one of the best Medicines of the kind that I have ever used, and I cheerfully recommend it to my friends. With much respect, I am, Sir, M. M'CALLISTER, Just-This, The Sea-Isle, Of Metairie, Bro. & Co.

OXTOBY & DUFFIELD, 104 MARKET STREET, Below McLure House. American and Foreign

WATCHES, CLOCKS, JEWELRY, Spectacles, Every Style and Shape of Gold, Silver and Steel

ISLAND DRIVING PARK, Match for \$400. Friday Afternoon, Sept. 2, '70, AT 3 O'CLOCK. Half Mile Heat, 3 in 5, catch weight. T. B. Davis names a, Richmond, J. L. Berry names b, Robt. Red Eye.

A Hundred Year Foot Race for \$50 a Side. Between Wm. McGowan, of Wheeling, W. Va. and James Lyle, of Ohio. JUST RECEIVED For Wholesale. Marvin's Oyster Crackers. Assorted Jellies of this Season's Packing. The Apples in Cases. Worcester's Dry Hop Yeast. Candy Prizes Boxes and Pickles. Imported Macaroni and Vermicelli. Imported French Mustard and Chocolates. We also have always a full stock of Confectioneries, Fancy Groceries, and Tobaccos. DAVIS & MILLER, 40 Main Street.

Wool Twine. Twine, on hand for sale low by CHAS. H. BERRY, No. 18 & 19 Water Street.

New Advertisements.

WANTED—TWO OR THREE Rooms suitable for Housekeeping. Address stating terms. G. M. this office. SILVER SPRAY XXX CHOICE WHITE WHEAT, FAMILY FLOUR, Made expressly for HENRY K. LIST & CO., Wheeling, W. Va. We are again receiving this excellent Flour, and can assure the trade that its high quality is not only maintained, but is really improved. A full supply of other excellent brands of flour constantly kept on hand. HENRY K. LIST & CO. CHOICE ROASTED COFFEE. Specially selected in papers containing one pound full weight. Raw Coffee selected with care, and warranted pure and sound. We offer the very best Roasted Coffee sold in Wheeling. See that our name is on the packages. HENRY K. LIST & CO. TOBACCO. 30 Caddis Monitor Navy, 5/4, 10 Bats. 30 Caddis Choice Dark Navy, 10 and 1/2. 10 Bats Bright, 7/4, 10 and 1/2. 10 Bats Bright, 7/4, 10 and 1/2. F. G. Wagon Smoking. Just received and offered at very low prices. HENRY K. LIST & CO. BROWN & HIGGINS. Will move to their New Gallery, McLAIN'S BLOCK, On Friday & Saturday, Ready for Making Pictures ON MONDAY, SEPTEMBER 5TH. GRAND PICNIC! THE FAIR GROUNDS! WHEELING DRAMATIC CORPS, Saturday, Sept. 3d, 1870. WASHINGTON HALL, THURSDAY, SEPT. 8th. ONE NIGHT ONLY. THE COMING MAN. Morrison's Minstrels, BRASS BAND. 20 First Class Artists. 20 A LARGE AND ATTRACTIVE BILL. Everything New and Attractive. The Massachusetts Cripples, and the Rice Eaters. SEE PROGRAMMES OF THE DAY. Doors open at 7 1/2. Trouble at 8. Admission, 50 cents. Reserved Seats 75 cents. sept. 7th. W. REED, Agent.

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