

# The Messenger.

JACKSON & BELL COMPANY.

Entered at the Postoffice at Wilmington, N. C., as Second-Class Matter, April 13, 1879.

TERMS OF SUBSCRIPTION.  
POSTAGE PREPAID.

THE DAILY MESSENGER by mail one year \$6.00; six months \$3.00; three months \$1.50; one month 50 cents.

Served in the city at 50 cents a month, one week 15 cents, \$1.50 for three months or \$6.00 a year.

THE SEMI-WEEKLY MESSENGER (two 8-page papers), by mail one year \$1.00; six months 50 cents, in advance.

FRIDAY, MARCH 20.

## A NORTH CAROLINA OUTRAGE.

Under the above headline The Washington Post in its usual felicitous style comments upon the recent action of Judge Shaw, while holding court in Mecklenburg county, in sending to jail for ten days for contempt of court a Mr. Richardson, who The Post says is, of course, a well known citizen of the county. While writing of the matter in a light vein The Post gives the judge some pretty hard licks for the severity of his action. It seems that Mr. Richardson while under the influence of liquor, came into the court house while court was in session and went to sleep, and while sleeping began snoring. This the judge decided to be contempt of court and deemed it necessary to make an example of this "well known citizen" for the purpose of deterring all others, whether of high or low degree, from committing like offense in future.

The Post's comments on this affair are as follows:

"We really do not see why Mr. D. L. Richardson, of Charlotte, N. C., should have been treated as he was by Judge Shaw, of the superior court. It happened on the 13th instant, and it strikes us as a shame. Mr. Richardson is, of course, a well known citizen. They always are. And all he did was to find a seat in Judge Shaw's court, just to pass an unoccupied hour, so to speak. The proceedings did not interest him in the least. Mr. Richardson is not litigious. He takes no part in squabbles over cow cases. It makes no difference to him whether Mrs. Bumper's hen was on the wrong or the right side of the fence when the feathers flew. He is a peaceful man, is Richardson, and he went into the court room simply to find a place where his mind wouldn't be disturbed while he was using it. They do say that he snored, and it is a fact of record that the minions of Judge Shaw made haste to wake him. But why the judge sent Mr. Richardson to jail for ten whole days is something we shall never, never understand. Mr. Richardson was quiet. He was not throwing things. He hadn't so much as drawn a gun. He sat in a remote corner, interfering with nobody. Just thinking, and if he issued any sound at all it was that of contented and amiable respiration. Ill-natured people often accuse others of snoring when, as a matter of fact, they are only trying to compromise with asthma or hay fever. It was once said—by a villain and a horse thief, of course—that one of the most opulent dinner givers in Washington snored when she danced. That shows you what real mean people will assert at times. The truth seems to be that Mr. Richardson was modestly nestling in two chairs, with his hat over his face, and breathing hard in thought, when the minions rushed up and seized and shook him. Is it any wonder that this well known citizen arose in his majesty, pushed back an already bristling mane, and spurned the impious touch? We think not. And, after all, in what did his offense consist? All he said was: 'How, now, base caltiffs: what 'ell!' That is what he said, and yet for this the judge gave him ten of 'em. We fear that Charlotte, N. C., is in an evil way when such things can befall. Has our esteemed contemporary, The Observer, anything to say about it?"

## SENATE COMMITTEE DOWNS BYRNE

President Roosevelt has received another rebuff from a senate committee—the judiciary this time. That committee on Tuesday held a session to consider the nomination of Byrne as district attorney for Delaware. The committee stood four to four on the proposition to report favorably on the question of confirmation. This even division of the committee was decided to amount to an adverse report. This is the second time the judiciary committee has virtually decided against the president. In the fifty-seventh congress the committee purposely took no action on this nomination, which really amounted to notification to the president that it was opposed to the nomination or rather that there was not a majority in its favor, which amounted to the same thing.

The second appointment of Crum as collector of the port of Charleston will also most probably go by the board for want of action by the commerce committee of the senate.

There was at one time a law on the federal statute books which limited the number of times the president could send the same nomination to the senate. At the time President McKinley was trying so hard to secure for Mr. Lusk the position of district attorney for the

Western district of North Carolina the point was raised that he was barred from making a third appointment after the senate had twice failed to act; but investigation showed that this act of congress had been repealed and that there was no law in the way of the president keeping up the routine of a recess appointment immediately after the adjournment of the senate without acting upon the nomination. So we take it that if the senate adjourns without acting upon the nominations of Byrne and Crum the president can appoint them immediately upon that adjournment and they will be inducted into office pending their reappointment at the next session of congress. This can be kept up indefinitely if the president chooses to be bull-headed about it and force the senate to formally reject his nominees. Such action would be mighty poor politics on the part of the president as tending to form a breach between himself and his majority party in the senate; but, then, there is no counting on what Mr. Roosevelt will do in these or any other cases. He may find the senators to be as stubborn as himself and keep this game up to the end of his time or it may tend to make them show less courtesy in confirming other appointments. American history has shown that there can be such a thing as a president without a congress to back him although the majority in that body is of the same political faith as himself.

"A dose in time saves lives." Dr. Wood's Norway Pine Syrup; nature's remedy for coughs, colds, pulmonary diseases of every sort.

## CAN ROOSEVELT VISIT HAWAII.

The invitation to the president to extend his western trip to Hawaii raises a peculiar question: Can the president visit these islands, though they form a part of the United States? If he should undertake such a journey who would be president of the United States between the times of his sailing from San Francisco and his landing in Honolulu? There has always been so much doubt as to the right of the president to go beyond the borders of the republic and as to what would be the effect of his so doing that on several occasions presidents have been pursued by their advisers to decline propositions to do so. There seems to be great doubt as to what, under the organic and statute law, would be the results of such action by the president. The matter is more complicated now than it would be were there a vice president. Under the law of succession, passed during Cleveland's first administration, were President Roosevelt to die or resign Secretary Hay would become president; but there is nowhere, we believe, any express law even for the vice president to act in the temporary absence from the country of the president. There is certainly no provision in the act above referred to which would cover this case. Can it be possible that there are three territories—parts of the Union—which the president is debarred from visiting?

## PROFESSOR WEAVER GOES TO JAIL.

Professor T. A. Weaver, of Weaverville college, denies the right of the municipal authorities of Asheville to enforce compulsory vaccination and goes to jail rather than pay a fine of twenty-five dollars for violating this ordinance. It seems the professor holds the view that the fine is excessive for the offense committed and prefers to go to jail rather than pay it. We are told that he will pay all the expenses of his imprisonment and when he comes out will make it hot for those who have caused his incarceration. It does look like twenty-five dollars is a pretty steep fine for refusal to be vaccinated, but the Asheville authorities, we take it for granted, knew what they were about and of how great importance to the general public was universal vaccination. If it was deemed necessary to the general health that all persons should be vaccinated and this man refused to comply with the law we see no reason why he should be treated with greater leniency than any other man just be-

## Health

"For 25 years I have never missed taking Ayer's Sarsaparilla every spring. It cleanses my blood, makes me feel strong, and does me good in every way."—John P. Hodette, Brooklyn, N.Y.

Pure and rich blood carries new life to every part of the body. You are invigorated, refreshed. You feel anxious to be active. You become strong, steady, courageous. That's what Ayer's Sarsaparilla will do for you.

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Ask your doctor what he thinks of Ayer's Sarsaparilla. He knows all about this great old family medicine. Follow his advice and we will be satisfied.

J. C. AYER & Co., Lowell, Mass.



## Frequent Throbbing Headache.

There's many a cause for headache. Men are not often troubled by headaches. When they are it is generally due to biliousness or indigestion. But women have headaches which seem peculiar to their sex. Does it not seem as if such headaches peculiar to women must be at once related to womanly diseases? Women who suffer with diseases peculiar to the sex do not realize the drain of vital strength and nerve force they undergo as a consequence of disease. It is this which causes the familiar headaches of sick women.

Dr. Pierce's Favorite Prescription cures such headaches by curing the cause—irregularity, weakening drains, inflammation, ulceration or female weakness. "Favorite Prescription" invigorates and tones up the entire system, encourages the appetite, quiets the nerves and gives refreshing sleep.

"I was troubled with congestion of the uterus and female weakness for five years," writes Mrs. Robt. Kervin, of Albert, Hastings Co., Ont. "Was so weak and nervous I could hardly do any work. Had severe pain in back, also dizziness and pain in head. My heart would beat so hard and fast at times I would have to sit still till I got all right again. But after taking four bottles of Dr. Pierce's Favorite Prescription and one of his 'Golden Medical Discovery' I felt entirely well. I also used one box of 'Lotion Tablets' and one of 'Suppositories' as directed. All the symptoms of my trouble have disappeared and I am completely cured. I thank you for your kind advice and your medicine."

Dr. Pierce's Pleasant Pellets clear the complexion and sweeten the breath.

cause he was a professor and otherwise prominent in his community. That class of men are the ones who should set an example to others in the way of obedience to the laws and should not be allowed to plead their position as an extenuating circumstance when called up for sentence for their violation.

George Hossey, the old negro herb doctor of Philadelphia, is likely to establish a reputation that would cause the envy of the Borgias had he lived in the sixteenth century. He seems to have done a thriving business in the way of assisting husbands and wives in quietly getting rid of uncongenial life partners. In the case on which he has been arrested, charged with having assisted Mrs. Catharine Danz in poisoning her husband, he admits that he "did away with" the man at the instance of the latter's wife and that he was to receive one hundred dollars for the work, but had been paid only fifty-one. He is suspected of having committed thirty-four murders; or rather the suspicion in so many cases is so strong against him that these many bodies are to be exhumed and medically examined. It is thought that there are even other cases of poisoning chargeable to him.

"I owe my whole life to Burdock Blood Bitters. Scrofulous sores covered my body. I seemed beyond cure. B. B. B. has made me a perfectly well woman." Mrs. Chas. Hutton, Ber-ville, Mich.

The Morning Post of Raleigh closes an editorial on the deplorable affair which occurred in Tarboro Monday last in these words:

"May the good Lord stay the passions of our people. Five or six homicides have occurred within almost as many weeks."

If Napoleon Bonapart was right in his contention that in battle the Lord was generally on the side which had the heaviest artillery, perhaps He would also in criminal jurisprudence be on the side with those conservators of the peace and vindicators of the law who fired the heaviest guns at law breakers and criminals. It would be well to try the experiment in this state any how.

## CASTORIA

For Infants and Children.

The Kind You Have Always Bought

Bears the Signature of *Dr. J. C. Ayer*

At a recent Russian court ball the czarina appeared in a costume ablaze with jewels which are said to have cost three million dollars. Her extravagance in dress and other recently developed peculiarities have caused renewal of whispers as to "nervous troubles."

Dr. Conan Doyle is under contract with publishers to write twelve stories for which he is to receive nine thousand dollars each. The length of the stories is to be ten thousand words. Ninety cents a word for story writing is pretty steep pay.

The duchess of Marlborough, nee Miss Cousueio Vanderbilt is undergoing treatment of deafness. Her friends fear she will become totally deaf. Death and disease are no respectors of persons.

The insurrection epidemic seems to be spreading in South America. It has now broken out in Uruguay.

## NUMBER OF BIDS RECEIVED.

For What Amounts Not Known—Several Convicts for the Penitentiary—Street Car Extension in Raleigh—Weather Report for February—Eight District Appeals.

Messenger Bureau, Raleigh, N. C., March 18. A number of bids for the new state bonds are being received by Treasurer Lacy, but as the bids are sealed he does not know for what amount they are.

The state public printing board, of which Governor Aycock is the head, met today and advertised for bids for the state printing for the next two years.

A commission was today issued to Rev. Alpheus McCullen of Oxford as chairman of the Third regiment, N. G. N. C.

Sheriff House of Halifax county, today brought five convicts to the penitentiary; one of them a negro, to serve five years for forging a \$500 check on the Scotland Neck Bank. He would have been given a longer term had not physicians stated that he was mentally unbalanced.

A charter is granted to the Myrtle Grove Building and Trust Company, of New Hanover county, with leave to own and operate saw-mills, steam boats, shell roads, barges and flats, hotels and other resorts on Myrtle Grove Sound; also to ship fish, etc.; capital \$25,000.

Another charter is granted the Ivy Mill Company, to manufacture cotton fabrics, capital \$125,000; place of business Hickory, A. A. Shuford and others stockholders.

State Auditor Dixon today received his appointment from Governor Aycock as the state's representative to furnish the United States War Department with information regarding North Carolina's Confederate troops. Auditor Dixon said he would get actively at work at once, so as to lose no time in securing the information.

The Southern S. A. L. and Norfolk and Western railways will be given a hearing by the corporation commission March 28th, regarding the union depot at Durham, in order to see whether the design submitted by the Southern railway is satisfactory to all. This design is for a \$50,000 building, and is submitted by the Southern, which will construct the building and give the other road trackage rights, or will join with them in erecting it.

Superintendent William J. Andrews, of the Raleigh street railway, is now at work on plans for its extensions, which he says will double the present trackage. There may be one or perhaps two new lines.

Very few persons can be found who believe that the Haywood murder case will be tried next week. The remarkable reticence of the attorneys continues. It is very natural that as regards witnesses, etc., there should be reticence, but there seems no reason for it as regards any effort to secure a continuance.

Arrangements are perfected here for an associated board of charities. Of this Editor Bailey of the Biblical Recorder is the president, and he has appointed committees to take charge of every line of the work.

Two deputy sheriffs went out to arrest D. Russell, a deserter from the navy, who is also charged with assaulting and holding up a man for robbery last Saturday night. Russell was found at his father's home. He ran and was fired at three times. His father claims he is under 21 years of age.

Copies of the new pension law were today sent out by the state auditor. The weather report for February for North Carolina was issued today. The month was comparatively mild, but the rainfall was very heavy, especially in the west, being 2 inches and one-half above normal all over the state and 4 inches above in the west. At one place Highlands, 16 inches. The mean temperature was 45 degrees, which is 2 degrees above normal; the highest being 52 at Wilmington, and the lowest 35 at Linville. The highest absolute temperature was 78 degrees at Wilmington on the 14th, and the lowest 3 degrees below zero at Linville on the 15th. It was the warmest February since 1891. The average rainfall was 6.71 inches.

Eight district cases will be called by the supreme court next Tuesday, March 24th, as follows: State vs. Crook; State vs. Marsh; State vs. Barrett; Austin vs. Austin; Cotton Mills vs. Waxhaw; Barringer vs. Trust Co.; Ehrd vs. Telegraph Co.; Davis vs. Railroad; Vileford vs. Bailey; Gordon vs. Railroad; Shute vs. Cotton Mills; Rusing vs. Bivens; Seawell vs. Railroad; Hendley vs. McIntyre; Perry vs. Insurance Co.; McNeill vs. Railroad; Caudle vs. Long; Lockhart vs. Covington; Hamrick vs. Quarry Co.; Huntley vs. Hasty; Hindsale vs. Graham.

Today the state auditor, who has charge of pension matters received a request from some North Carolinians now living in Tennessee for pensions. The state of Tennessee will have to pay them. This state pays any Confederate soldier or widows of Confederate soldiers who have lived here one year. There are quite a number from other states who now live here and thus receive pensions, among these being some from Georgia. Several of the states do not thus pay persons from other states. As Auditor Dixon said today: "We take care of soldiers and widows from Georgia and other states. We don't care where they come from so they have been living in this state."

IN THE HANDS OF THE PRESIDENT

Report of the Coal Strike Commission Will be Made Public Saturday.

Washington, March 18.—Judge Gray, chairman, and Carroll D. Wright, recorder of the anthracite coal strike commission, called on the president today and presented to him the report of the commission. It is a voluminous document, covering fully all phases of the controversy between the operators and the miners. Both sides have promised to abide by the decision of the tribunal created by President Roosevelt. Details of the report will be awaited with great interest not only by the operators and the miners, but also by the people of the country generally.

At the conclusion of the interview with the president, Colonel Wright announced that the report would be made public at his office on Saturday morning. About the same time, it will be placed in the hands of the representatives of the operators and miners, the parties directly interested.

CASTORIA. The Kind You Have Always Bought Bears the Signature of *Dr. J. C. Ayer*

## THE MINERS ANXIOUS.

Are Eagerly Speculating on Awards Made by Strike Commission.

Wilkesbarre, Pa., March 18.—The formal announcement made today that the strike commission will make known its award on Saturday next has caused much anxiety among the miners and laborers in the Wyoming Valley coal fields. The leading officers of the United Mine Workers who were seen this evening, feel satisfied that there will be a substantial reward for the long struggle of last year. Some of the leading miners believe they will receive an increase of at least ten per cent., eight hours a day for steam men and nine hours a day for company hands. They will not prophesy on the disposition the commission has made of the demand for weighing coal.

A household necessity—Dr. Thomas' Electric Oil. Heals burns, cuts, wounds of any sort: cures sore throat, croup, catarrh, asthma; never fails.

## Do You Play Golf?

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Robt. C. DeRosset,

THE STATIONER,  
107 MARKET STREET.

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We will sell Red and White B. I. Potatoes, Early Rose, at

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Groceries!

All kinds of goods usually kept by a

First Class Grocery Store

Procure prices before buying elsewhere.

S. P. McNAIR,  
North Water Street.

THE PEOPLE OF WILMINGTON

Are well aware THAT I sell honest goods, and never advertise Fake "Removal Sale," "Closing Business," "25 per cent. Discount for 10 Days" or anything but

FACTS

In this connection I desire to state, that, inasmuch as I am overstocked with Sideboards in Golden Quartered Oak, and Buffets in Solid Mahogany, and need the space they occupy for Refrigerators, I will close out some at.

EXACTLY WHAT THEY COST.

N. F. PARKER

Furniture and Furniture Novelties,  
111 Market Street.

BELL PHONE 613.

## Nasal CATARRH

In all its stages there should be no delay. Ely's Cream Balm cleanses, soothes and heals the diseased membrane. It cures catarrh and drives away a cold in the head quickly.

Cream Balm is placed into the nostrils, spreads over the membrane and is absorbed. Relief is immediate and a cure follows. It is not drying—does not produce sneezing. Large size, 50 cents at Druggists or by mail; Trial Size, 10 cents by mail.

ELY BROTHERS, 56 Warren Street, New York.

WANTED—100,000 6 x 8-8 FEET LONG Cypress Ties, two sides hewn; pay highest price on wharf or river, where boat or lighter can go. B. F. Keith Company, mar 14 d it sw 1.

WANTED TO PURCHASE—A LARGE tract of Virgin Cypress Timber land. Prefer to deal with owners. Must be available for manufacturing and transportation. Send particulars, price and terms. Address A. D. H. Drawer 12, Milwaukee, Wis. mar 15 3t sw 1.

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Samples and prices for the asking. We have sold meal for years know quality and want your trade. If you are in business to make your money go the farthest suppose you try how far its worth at.

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9,820 Pounds N. C. Mullet.  
7,800 Pounds Victor Feed.

2,100 Pounds Palmetto.  
18,000 Pounds Snow Drift.  
2,240 Bushels Va. Meal.  
1,206 Bushels White Corn.  
2,450 Bushels Mixed Corn.  
1,240 Bushels Best Oats.  
414 Bags Wheat Bran.  
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818 Barrels Michigan Flour.

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