

CUTS IN STAMP

But Allows Color to Remain as It is.

Shaw Hopes to Steer Between Scylla of Cigar Importer and Charybdis of Home Cigar Maker.

(By the Associated Press.)
Washington, Sept. 29.—The Secretary of the Treasury has issued a statement in the importation of a cigar stamp matter in which he permits the order made by Assistant Secretary Armstrong to stand, so far as it relates to reducing the size of the stamp and to attaching it in a less conspicuous place on the box. He reverses the order wherein it required the stamp to be of the same color as the internal revenue stamp, and it will be placed on the bottom of the box, instead of the top but to the end where it now appears is opposite the internal revenue stamp.

Secretary Shaw had been kept advised of the progress of proceedings with reference to the customs stamp case, and copies of papers filed in the case had been from time to time forwarded to him. After the hearing before the acting secretary on Saturday last, Mr. Taylor made a concise summary for the consideration of the secretary on his return, together with recommendations. As soon as the secretary returned today he took the matter up with Assistant Secretary Taylor, and after an interview with the President decided the case. In his statement accompanying the decision the Secretary said:

"The testimony establishes the fact that the present stamp is used as a trade mark by the cigar importers; that this trade mark is valuable to them and confers an advantage upon them as against the manufacturers of cigars in the United States; and that cigars are in effect, the only commodity imported into the United States that receives the benefit of such a trade mark. In view of the fact that this government stamp, in its present form, undoubtedly is a valuable trade mark to the United States, it seems that the order already issued by the department is, in its essence, proper. The government's business is to collect the revenue, and to provide so far as possible against fraud; but it is not the government's business to furnish a guaranty in the form of a trade mark for the benefit of the goods. This should be left to the tobacco business, exactly as it is in all other business.

"The result of the decision will protect the domestic manufacturer from a customs stamp which is an advertisement, and it protects the importer also by giving him a stamp of a distinctive color, which can be seen by the purchaser if he cares to make examination.

The Secretary has given orders that new plates be prepared for printing the stamps, and placing them upon the boxes of imported cigars, in accordance with the decision reached.

THE LATE J. R. B. HATAWAY.

He Met Prosperity and Adversity With Secrecy.

The Elizabeth City Economist pays a handsome and well deserved tribute to Mr. J. R. B. Hathaway, of Eden-ton, who died at the residence of his son, Dr. Hathaway, at Merry Hill, Bertie county, on Wednesday, in his 61st year, as follows:

"It is said that death leaves a 'shining mark.' It might be said, with more prosaic accuracy that death leaves no respecter, and that its appointed time it knocks impartially at all doors. To some the summons comes without premonition to others, warnings, and in a varied every day of life, in which each man plays his part and makes his exit.

In this drama our deceased friend was the personal hero, and he died and was purified by them for the final summons. He had 'sounded all the depths and shoals' of honor, and in a varied pilgrimage he had proved himself a man, in adversity and prosperity. He had met them both with the serenity of a

PLAIN TALK.

Food for Thought There, Too.

"Having found out for myself the food that enabled me to get the most pleasure out of life I consider it a duty to tell someone else my experience," says a Massachusetts woman.

"Born with a weak and sensitive stomach and the many ills arising from it, general constipation, weakness of the bowels together with catarrhal inflammation and rheumatism of every form and fashion with a tremendous amount of suffering, I had what is known as deposits of brick dust and uric acid, with almost every other immured ailment, which such a condition can produce.

A GRAND DISPLAY

Happy Throngs at the Millinery Opening.

Boylan, Pearce & Company's Magnificent Display of Lovely Headwear for Ladies Will Continue Tomorrow and Monday.

Throngs of visitors and purchasers were at the millinery opening of Boylan, Pearce & Co.'s yesterday, and all were delighted with the elegant assortment of Ladies' headwear. Hats! hats! Yes, the most beautiful assortment of head-gear you ever saw. This is the most successful millinery opening we have ever had in this city. Mr. Weather, and we are fortunate in securing the services of Mrs. Bessie Felton, of New York, as our chief milliner, and the services appointed. She is an artist in her line, and no one who saw that beautiful display yesterday will doubt it. How can a man describe these beauties, said I. I can only say beautiful and exquisite and exquisite and beautiful, that is what all the ladies are saying. I notice. Here Mrs. Felton showed me a pale blue, pan velvet hat with beautiful plumes, fair ribbon and elegant buckle.

Here is a picture hat in old rose, shaded velvet and plumes, with crown of side pleated ribbon. And this one, cerise velvet, with pink roses and green grapes. Here's a beautiful specimen, Dahlia colored, made of tacked velvet, and trimmed with ribbon and plumes. This is all Greek to me, said I, but probably the ladies will understand. I'll just take your word for it.

This is a Misses' hat, pale blue plush with champagne applique, and shirred facing of Lousine silk. Also this olive green velvet one, facing of steel ribbon and tinted plumes with steel ornaments. This beautiful Polk Bonnet is for children, white velvet and chiffon, with white and green ribbons. Thirty or forty have been sold already, but you see we have plenty left, just as pretty as any. "Yes, any of them are fit for a queen."

"Where do you get them? Are they French, or what?"

Why, we make them. They are our own creations. All day the department was thronged with ladies all admiring and many purchasing. The opening continues to-day and Saturday, and also Monday for the school girls at Lee Mass.

The people of Raleigh are to be congratulated that they have such an assortment as that furnished by Boylan, Pearce & Co. to select from.

Lawyers Don't Get a Red Cent.

(Continued from Page One.)

cause, petition the court that an allowance reasonable and equitable be made to them and to the complainants for counsel fees for services and expenses in the said case, to be paid out of the funds and property of the defendant company.

The other incorporation is the Bank of Mount Airy, which is to begin business with \$25,000 paid in. The authorized capital stock is \$100,000 each. The incorporators are Messrs. W. J. Byerly, 125 shares; A. E. Smith, 40 shares; Jas. H. Prather, 25 shares; A. A. Yancy, 15 shares; G. O. Kochlichtzky, 10 shares; S. P. Graves, 10 shares; T. B. McCargo, 10 shares.

SHOULD I BE FREE?

Killed Wife But Was Adjudged Insane.

Emmett Boyette of Kinston Recovers Reason and Attorneys Seek His Release, But Supreme Court Must Settle Matter.

The Supreme Court is to have a case before it in which it will be necessary to pass on the constitutionality of the unconstitutionality of a law affecting insane criminals.

This comes because of the effort to have Emmett Boyette, of Kinston, now in the Department of the Criminal Insane, released. Since he has been there Boyette has regained his reason, and asks his release.

Messrs. M. Land and G. V. Cowper, attorneys of Kinston, came to Raleigh in behalf of Boyette and last night presented the matter in a habeas corpus hearing before Judge G. S. Ferguson at the Supreme Court building, but Judge Ferguson concluded that the question was one to be decided by the Supreme Court and accordingly Boyette an appeal being taken to the Supreme Court. It is expected that this will be advanced on the docket and that it will be heard next week at the close of sixth district appeals.

The contention of Messrs. Land and Cowper is that Boyette is being held in violation of the United States and the State laws. They regard the matter as a test question with regard to the construction of chapter 1, sections 65 and 67, Acts of 1899, in which it is set out that where a defendant in a plea of insanity would further hearing he is to be committed to the Department of the Criminal Insane, the only way to secure his release, if reason returns, being by an act of the Legislature.

In the case of Boyette the man was adjudged insane when tried for the killing of his wife, formerly Miss Lena Chestnut. The marriage was in opposition to the wishes of the young lady's parents and they secured her return home by a suit for divorce being entered. It is said this was against the young wife's wishes who at that time wrote loving letters to her husband. The plea was that the anxiety and blood of a capital offense on the part of the husband and the killing of his wife, shooting her.

That was about a year ago, and the plea of insanity was before the court. Since that time Boyette, now in the Department of the Criminal Insane, has regained his reason and was at the hearing last night. The question now is to go from Charlotte to all cases of a similar nature will now go to the Supreme Court, and a motion will be made to advance it on the docket.

THE NEXT ATTRACTIONS.

"The Fatal Wedding" and "Happy Hooligan" at the Academy.

"The Fatal Wedding" will be at the Academy of Music Friday night. The company and production are advertised as beyond the average and as superior as money can procure. The story, the climax, the characters, are all life-like and new to the stage. They ring true, the situations are probably yet dramatic, and the plot, as it unfolds itself, stirs the blood and quickens the pulse.

In the advance notices it is stated that the introduction of the "Little Mother" caring for her mother and other and baby, battling with poverty in a back room in a tenement house in the slums of the Great East Side, is one of the most pathetic pictures in fiction. Beautiful pictorial scenic effects of life in the great Metropolis, includes the interior of Grace church, illuminated at night for a wedding ceremony and a snow storm on the Jersey Palisades, which are complete triumphs for the scenic artist and stage carpenter.

"Happy" is Coming.

We are to get the real thing in "Happy Hooligan," a vehicle for side splitting scenes and comic sights, coming to the Academy of Music on Saturday, matinee and night.

PRINTERS AND BANKERS.

Greensboro and Mount Airy Incorporations Authorized Yesterday.

Two new incorporations began existence yesterday, the proper certificates being given in the office of the Secretary of State.

The first is the Charles G. Harrison Printing Company, of Greensboro, the incorporators of which are Messrs. Charles G. Harrison, A. L. Fairbrother and A. E. Kimball. The authorized capital stock is \$50,000 and the company begins with \$6,500 paid in, there being 500 shares at \$100 a share.

The second is to do a general printing and stationery business in all lines and takes over the co-partnership heretofore existing between Charles G. Harrison and Al Fairbrother.

The other incorporation is the Bank of Mount Airy, which is to begin business with \$25,000 paid in. The authorized capital stock is \$100,000 each. The incorporators are Messrs. W. J. Byerly, 125 shares; A. E. Smith, 40 shares; Jas. H. Prather, 25 shares; A. A. Yancy, 15 shares; G. O. Kochlichtzky, 10 shares; S. P. Graves, 10 shares; T. B. McCargo, 10 shares.

FINE AND FRESH.

Two Horse Load of Fish From Lake Lucerne This Morning.

There was an immense catch of fish at Lake Lucerne yesterday, so many that they could not all be eaten.

M. Dughi, whose pond was drawn off will bring a two horse load of fish—and fine fish too—to Raleigh this morning. These are the finest and the most delicious. Visitors to Lake Lucerne yesterday say that the fish are delicious. There's a chance to buy some this morning.

Last Trip of the Denver.

Newport News, Va., Sept. 28.—The United States cruiser Denver returned yesterday from her final trip and will be decommissioned at the Naval Yard at Washington, D. C., on October 4th. The ship will be towed to the yard by the tugboat "C. C. Smith" and will arrive at the yard on the morning of the 4th. The ship will be towed to the yard by the tugboat "C. C. Smith" and will arrive at the yard on the morning of the 4th.

Seaboard Air Line Railway.

The Seaboard Air Line Railway personally Conducted Tour to the World's Fair which leaves North Carolina points next Tuesday afternoon October 4th. Will travel via Norfolk and Chesapeake Bay, and will arrive at St. Louis on October 15th. Rates on same basis from all other points. The 10 day tickets are not good in Pullman cars. The rate for double berth in Pullman from Raleigh is \$6.00, Charlotte \$5.00, Wilmington \$4.00, Durham \$3.00. Two people can occupy berths at this rate.

The undersigned will be in personal charge of the party and will take great pleasure in making all the arrangements for the hotel accommodations at St. Louis, and will go through with them and see that they are comfortable. We will also arrange for the return of the party, if they desire to return together.

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CELATONE is an original, reliable, safe and scientific remedy for Headaches, Neuralgia, Nervousness, &c. It makes you forget the pain. In bottles, 25 cents; at the fountain, five cents a dose. All druggists.

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TO OUR DEPOSITORS AND THE PUBLIC: We thank you for your patronage and desire to say that any interests entrusted to us will be well and faithfully cared for.

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H. F. SMITH, Cashier.

J. W. BROWN, President. ESTABLISHED 1836. F. P. BROWN, Secretary.

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Home-Made YEAST.

Mrs. W. M. Rogers is making yeast that is popular and good. Send in your orders.

On Sale at Jno. E. Ferrall & Co., Fred Woolcotts.

SEND IN YOUR ORDERS.

Among many testimonials the following are printed:

"I am using Mrs. Rogers' Home-Made Yeast with perfect success. My bread is all that one could wish, and keeps better and fresher than with any yeast that I have ever used. I gladly recommend it to my fellow householders."

MRS. J. B. TIMBERLAKE.

116 West Jones Street, Raleigh, N. C.

Having tried the yeast made by Mrs. Rogers I wish to add my testimonial as to its satisfactory qualities, and it is sure to please all who give it a trial.

MRS. JNO. E. RAY,
Blind Institution.

FALL & WINTER Exhibition of Clothing and Men's Furnishings

What's the Use Waiting for Cold Weather Before Buying Your

FALL SUIT

By getting it now you have longer wear for your money and a larger assortment to pick from. If you want something that will put you in a distinguished class by yourself come here and walk off with a snappy suit of

CORRECT CLOTHES

We wish to take this means of thanking you for your liberal patronage and solicit your continued trade. By paying strict attention to your wants, we have learned your preferences, and if you will give us a call you will learn how well we have chosen for you, and how moderate we have made the price.

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