

JUDGE PRITCHARD FILES OPINION IN NORTH CAROLINA RATE CASE.

He Upholds His Jurisdiction—Contends That the Suit is Not One Against the State—Criticizes the Legislature.

Asheville, Aug. 27.—Judge Pritchard, in the United States circuit court, in the long expected opinion, announced in the rate case of the Southern Railway against the corporation commission and attorney general of North Carolina, upholds the jurisdiction of his court in the issuance of the recent injunction against the officials, during the railroad rate controversy and declares that the suit is not one against the State, within the meaning of the 11th amendment to the federal constitution.

That amendment hold that the judicial power of the United States shall not extend to any suit against a state by citizens of another State. The decision says that the State legislature cannot so frame an act as to deprive a citizen of the right vouchsafed him by the federal constitution and it does not possess power to deprive this court of its jurisdiction and the sooner these questions are definitely determined the better it will be for all parties concerned.

The decision holds that the corporation commissioners are still charged with making rates, the only limitation upon their power being that they shall not make a maximum rate in North Carolina in excess of 2 1/4 cents per mile. The corporation commission and attorney general are "specially charged" with the duty of securing the enforcement of section 4 of the passenger rate act, which provides heavy penalties and fines for the failure of railroads and their officials to comply with this act.

All laws in existence on passage of that act, bearing on the supervision and control of railroads, etc., are to be construed in connection with rate act.

"It is inconceivable," the decision says, "that the circuit court of the United States in the exercise of its jurisdiction, should be powerless to afford a remedy to one who seeks to assert a right guaranteed by the constitution of the United States. This is in no sense a suit against the State, nor can it be successfully contended that the State is in any wise a party in interest, in so far as the merits of the controversy are concerned."

"It cannot be reasonably insisted that this is a suit to prevent the State from enforcing any right which would be a suit to compel the performance of obligation of the State nor does it in any wise involve a matter in which the State has pecuniary interests—the parties in interest being the complainant on one side and the traveling public on the other."

"Therefore the questions presented are not such as to warrant the assumption that the court is without the jurisdiction and careful study of the circumstances attending the adoption of the 11th amendment as well as the end to be obtained by the adoption of the same, show conclusively that those who were responsible for its adoption never dreamed that it could be used as a means of depriving an American citizen of a substantial right conferred upon him by the constitution of the United States."

"The 11th amendment being a part of the constitution it must be construed so as to give full force and effect to every provision of the instrument of which it forms a part. Any other construction of this amendment would practically nullify that clause of the constitution which provides that no State shall pass laws impairing the obligations of contracts as well as the 14th amendment."

The opinion shows that the laws of North Carolina especially provide upon what terms an injunction shall be granted to suspend rates, pending litigation, or involving the confiscatory nature of such rates—that statutes of North Carolina expressly authorized the course pursued by the courts when the freight rates were involved, but does not even require a bond for such injunction when passenger fares are in litigation.

How's This?
We offer \$100 reward for any case of catarrh that cannot be cured by Hall's Catarrh Cure.

F. J. Cheney & Co., Toledo, O. We, the undersigned, have known F. J. Cheney for the last 15 years, and believe him perfectly honorable in all business transactions and financially able to carry out any obligations made by his firm.

Walding, Kinnan & Marvin, Wholesale Druggists, Toledo, O. Hall's Catarrh Cure is taken internally, acting directly upon the blood and mucous surfaces of the system. Testimonials sent free. Price 75c per bottle. Sold by all druggists. Take Hall's Family Pills for constipation. 4-18-1m

The barns and stables of W. H. Carroll of Bennettsville were destroyed by fire.

*DeWitt's Little Early Risers are good for any one who needs a pill. They are small, safe, sure, little pills that do not gripe or sicken. Sold by all druggists.

SOME CLASSICAL QUOTATIONS.

How Many of These Do You Know?

Ten minutes of each day's session of the County Summer School for Teachers was devoted to memorizing one quotation and reviewing the others previously memorized. The quotations that were given are appended as a matter of general interest.

"How e'er it be it seems to me,
'Tis noble only to be good.
Kind hearts are more than coronets,
And simple faith, than Norman Blood."
—Tennyson.

"Be noble! and the nobleness that lies,
In other men, sleeping, but never dead,
Will rise in majesty to meet thine own;
Then wilt thou see it gleam in many eyes,
Then will pure light around thy path be shed,
And thou wilt never more be sad and lone."
—Lowell.

"More things are wrought by prayer
Than this world dreams of. Wherefore let thy voice
Rise like a fountain for me night and day,
For what are men better than sheep or goats
That nourish a blind life within the brain
If knowing God they lift not hands of prayer
Both for themselves and those who call them friar."
—Tennyson.

"Blest be the gracious Power who taught mankind
To stamp a lasting image of the mind.
Beasts may convey and tuneful birds may sing
Their mutual feelings in the opening Spring,
But man alone had skill and power to send
The heart's warm dictates to the distant friend,
'Tis his alone to please, instruct, advise
Ages remote and nations yet to rise."
—Crabbe.

"Self-reverence, self-knowledge, self-control—
These three alone lead life to sovereign power."
—Tennyson.

"To gild refined gold—to paint the lily—
To throw a perfume on the violet—
To smooth the ice—or add another hue
Unto the rainbow—or with taper light
To seek the beautiful eye of Heaven to garnish
Is wasteful and ridiculous excess."
—Shakespeare.

"Faith is the subtle chain
That binds us to the Infinite; the voice
Of a deep life within."
—Smith.

"The purest treasure mortal times afford
Is spotless reputation; that away
Men are but gilded loam or painted clay."
—Shakespeare.

"Good name in man and woman, dear my lord,
Is the immediate jewel of their souls;
Who steals my purse, steals trash; 'tis something, nothing;
'Twas mine, 'tis his, and has been slave to thousands,
But he that filches from me my good name,
Robs me of that which neither enriches him,
And makes me poor indeed."
—Shakespeare.

"A little learning is a dangerous thing—
Drink deep or taste not the Pierian Spring,
There shallow draughts intoxicate the brain
And drinking largely sobers us again."
—Pope.

"Delightful task! to rear the tender thought,
To teach the young idea how to shoot;
To pour the fresh instruction o'er the mind,
And to fix the generous purpose in the glowing breast."
—Thompson.

"Fond man! tho' all the heroes of your line,
Bedeck your halls and round your galleries shine in proud display
Yet take this truth from me—virtue alone is true nobility."
—Gifford.

"Be good, sweet maid, and let who will be clever;
Do noble things, nor dream them all day long;
And so make life, death, and that vast forever,
One grand, sweet song."
—Kingsley.

"Music resembles poetry; in each
Are nameless graces which no methods teach
And which a master-hand alone can reach."
—Pope.

"Night, sable goddess, from her ebony throne,
In rayless majesty, now stretches forth

Her leaden sceptre o'er a slumbering world

Silence, how dead! and darkness, how profound!
Nor eye, nor listening ear, an object finds;
Creation sleeps! 'Tis as the general pulse
Of life stood still, and nature made a pause
An awful pause! prophetic of her end."
—Young.

"I know not where His islands lift
Their fringed palms in air;
I only know I cannot drift
Beyond His love and care."
—Whittier.

"We live in deeds, not years; in thoughts, not breaths;
In feelings, not in figures on a dial.
We should count time by heart-throbs.
He most lives
Who thinks most, feels the noblest,
acts the best."
—Bailey.

"How sharper than a serpent's tooth it is
To have a thankless child."
—Shakespeare.

"Words are things; and a small drop of ink,
Falling like dew upon a thought, produces
That which makes thousands, perhaps millions, think."
—Byron.

"Whether we shall meet again,
I know not.
Therefore our everlasting farewell take;
For ever and forever, farewell,
Cassius!
If we do not meet again, why we shall smile;
If not, why then this parting was well made!"
—Shakespeare.

MAKING USE OF SOLAR HEAT.

Time May Come When the Sun Will Run World's Engines.

"Science," said Prof. Huxley, "is frequently on the brink of some great truth, but it is left to chance to disperse the vapors which obscure it." How true this is was never so well exemplified as at the outset of the twentieth century, says the Chicago Chronicle. We are actually hovering on the very margin of the promised land, so that many who are not seers, in the metaphysical sense, may pierce the mist. Today in Europe and North America, in chemistry, in biology, in physics, in astronomy, in geology, a thousand eager brains are at work and a number of interesting problems are almost solved.

A problem which has been engaging the wits of practical philosophers for the last quarter of a century concerns the utilization of solar heat. Nothing is more important to the world than the supply of heat for economic and industrial purposes. Science has learned to prevent the dissipation of cold and ice has long been produced with little trouble in the heart of the tropics.

But the conservation of heat has so far baffled the inventor, although he sees the evil day approaching when it will be of the utmost moment to the inhabitants of this planet. As Stephenson said, it is really the sun which drives our engines, though at second hand; for what is coal but stored sun power?

According to the late Prof Langley, from every square yard of earth exposed perpendicularly to the sun's rays there could be derived more than one horse power. Thus in less than the area of London the noontide heat is sufficient on a moderately sunny day to drive all the steam engines in the world.

One of the first to put this idea to practical test was M. Mouchot, who constructed a solar engine looking like a gigantic inverted umbrella. The parabolic reflector concentrated the heat on the boiler in the focus, and drove a steam engine with it. Mr. Ericson invented an improved form, but the difficulty hitherto has been to lessen the cost of utilizing the heat.

"I hope some day," declared Mr. Tesla, "with an apparatus I have invented so to harness the rays of the sun that that body will operate every machine in our factories, propel every train and carriage in our streets and do all the cooking in our home, as well as furnish all the light that man may need by night as well as by day. It will, in short, replace all wood and coal as a producer of motive power and heat and electric lighting."

His idea is simple enough, consisting as it does of concentrating the heat of the sun on a focal point by a series of mirrors and magnifying glasses and the great heat so produced is directed upon a glass cylinder filled with water. This latter is chemically prepared so that it rapidly evaporates into steam.

The steam is made to operate a steam engine, which, in turn, generates electricity. This electricity is received by storage batteries and a vast and cheap supply is generated for all purposes.

With thousands of these sun stations located here, and then the whole industrial problem would seem to be solved for mankind.

*DeWitt's Carbollized Witch Hazel Salve is good for boils, burns, cuts, scalds and skin diseases. It is especially good for piles. Sold by all druggists.

CHEAPEST POWER YET.

Philadelphia Man Makes Sun's Rays Run His Engine.

Philadelphia, Aug. 28.—By using the principle of the common hot-bed, by which farmers grow fresh vegetables in the dead of winter, Frank Shuman, chemist, thinks he has solved the old problem of converting the sun's heat into power. He now has an engine running that gets its power from the sun. Shuman, who is the inventor of the concrete file used in skyscraper construction and of the wire glass, says his machine will revolutionize the motive power of the world.

On the Shuman property in Tacony there is a wooden box 60 feet sunk into the ground. It is covered with a double top of ordinary hot-house glass with a one-inch air space between the layers. Instead of being filled with greases it is filled with coiled iron pipes, painted black. These pipes, filled with ether, connect with a small upright engine, the ether is converted into vapor in the bib box passes through the engine, developing three and a half horsepower, thence into a condenser and back again to the hot-bed. No fuel is used, the heat of the sun converts the liquid into vapor.

The light rays of the sun in this latitude, Shuman says, can yield a temperature of about 350 to 450 degrees.

The rays penetrate the double glass cover and are absorbed and converted into heat rays by the dark metallic surface of the pipes. The air space prevents the heat from escaping, and whatever is in the pipes will boil. If there is water in the pipes it will be turned into steam, and the steam can be used to run an engine, which is just what is being done here.

Chief Moore of the weather bureau and several scientists are coming to see the machine work. Shuman, who is a wealthy man, frankly admits that his machine will not run in cloudy weather.

"To check a cold quickly, get from your druggist some little Candy Cold Tablets called Preventives. Druggists everywhere are now dispensing Preventives, for they are not only safe, but decidedly certain, and prompt. Preventives contain no quinine, no laxative, nothing harsh nor sickening. Taken at the "sneeze stage" Preventives will prevent pneumonia, bronchitis, la grippe, etc. Hence the name, Preventives. Good for feverish children. 48 preventives 25c Trial boxes 5 cents. Sold by Sibert's Drug Store.

A snake was killed in Aiken county that measured six feet and weighed 40 pounds.

Cured Hay Fever and Summer Cold.
A. J. Nusbaum, Batesville, Indiana, writes: "Last year I suffered for three months with a summer cold so distressing that it interfered with my business. I had many of the symptoms of hay fever, and a doctor's prescription did not reach my case, and I took several medicines which seemed only to aggravate my case. Fortunately I insisted upon having Foley's Honey and Tar in the yellow package, and it quickly cured me. My wife has since used Foley's Honey and Tar with the same success." Sibert's Drug Store.

The State fertilizer board met in Columbia and discussed the question of enforcing the tag tax law.

"There's a reason for that ache in your back—right where it "stitches" every time you bend over, turn around or walk any distance. It's your kidneys. Take DeWitt's Kidney and Bladder Pills. They are unequalled for backache, weak kidneys and inflammation of the bladder. A week's treatment 25 cents. Sold by all druggists.

Joe Parr, a blacksmith of Batesburg, had his left eye kicked out by a mule while attempting to put shoes on the animal.

The Touch That Heals.
"It the touch of Bucklen's Arnica Salve. It's the happiest combination of arnica flowers and healing balsams ever compounded. No matter how old the sore or ulcer is, this salve will cure it. For burns, scalds, cuts, wounds or piles, it has no equal. Guaranteed by Sibert's Drug Store, 25c.

The butchers and green grocers of Charleston have organized for the purpose of raising prices.

Lost and Found.
*Lost between 9.30 p. m., yesterday and noon today, a billous attack, with nausea and sick headache. This loss was occasioned by finding at Sibert's Drug Store a box of Dr. King's New Life Pills. Guaranteed for biliousness, malaria and jaundice. 25c.

A Chinese shopkeeper in London charged with selling a cake containing cockroaches instead of currants, and centipedes instead of candied peel, explained that the delicacy was sold in mistake; it was really a medicine compounded for his own use.

CASTORIA
For Infants and Children.
The Kind You Have Always Bought
Bears the Signature of *Wm. D. Druggist*
DR. KING'S NEW DISCOVERY
Will Surely Stop That Cough.

*There are a great many people who have slight attacks of indigestion and dyspepsia nearly all the time. Their food may satisfy the appetite, but it fails to nourish the body simply because the stomach is not in fit condition to do the work it is supposed to do. It can't digest the food you eat. The stomach should be given help. You ought to take something that will do the work your stomach can't do. Kodol for indigestion and dyspepsia, a combination of natural digestants and vegetable acids, digests the food itself and gives strength and health to the stomach. Pleasant to take. Sold by all druggists.

The cotton growers' association of Florence county met and recommended that the minimum price of cotton be fixed at 13 cents.

Letter to Geddings & Jones, Sumter, S. C.

Dear Sirs: A new word has come into use in paint; it is strong. Strong paint is paint as strong as paint can be. Weak paint is paint not so strong. If one paint takes 10 gallons to do a job and another 15, the 10-gallon paint is the stronger. If one paint wears 10 years, and another 5, the 10-year paint is the stronger.

The strongest paint is the one that takes least gallons and wears longest. But do such differences exist? Yes and greater. Devoe is the strongest of all. A job that takes 10 gallons Devoe takes more than 20 of some. And a job of Devoe wears several times as long as a job of some paints.

O E Perry, East 8th St. Erie, Pa. painted two houses same size; same time; with two paints same price; took 3 gallons Devoe to 4 of the other; and in three years Devoe was the better looking job.

There are strong and weak paints; we all want the strongest; paint can't be too strong. Yours truly
F W DEVOE & CO
P. S.—Durant Hardware Co. Sells our paint.

Help the Horse
No article is more useful about the stable than Mica Axle Grease. Put a little on the spindles before you "hook up"—it will help the horse, and bring the load home quicker.
MICA AXLE GREASE
Wears well—better than any other grease. Coats the axle with a hard, smooth surface of powdered mica which reduces friction. Ask the dealer for Mica Axle Grease.
STANDARD OIL COMPANY
Incorporated



As a result of special work done by the Rev. S. Gray, of Irithton, England, \$2,000 has been raised to provide a home for poor lepers in India.

EVER WATCHFUL.

A Little Care Will Save Many Sufferers Readers Future Trouble.

Watch the kidney secretions. See that they have the amber hue of health. The discharges not excessive or infrequent; Contain no "brick-dust like" sediment.

Doan's Kidney Pills will do this for you. They watch the kidneys and cure them when they're sick.

W. H. Sloan, of 514 Plain street, Columbia, S. C., employed by the Telephone Company, says: "My back had been ailing me for a long time. I do not know whether it was the kidneys or not, but my back seemed to be the weakest part of me and every cold I took always settled there. I had sharp, shooting pains across the small of my back and down my legs. I thought it was rheumatism. The pains caught me right in the thigh joint and when I sat down and attempted to get up and walk about it would become so bad that I would be compelled to stop for a couple of moments before I could move. I rubbed it with liniments and tried medicines of other kinds, but nothing seemed to help it until I tried Doan's Kidney Pills. Since using them I have not had the pain nor the backache either, and the rheumatism or whatever it was has not bothered me at all since."

Plenty more proof like this from Sumter people. Call at A. J. China's drug store and ask what customers report.

For sale by all dealers. Price 50 cents. Foster-Milburn Co., Buffalo, New York, sole agents for the United States. Remember the name—Doan's—and take no other. No. 52.

ORINO
Laxative Fruit Syrup

Pleasant to take
The new laxative. Does not gripe or nauseate. Cures stomach and liver troubles and chronic constipation by restoring the natural action of the stomach, liver and bowels. Refuse substitutes. Price 50c. SIBERT'S DRUG STORE.

Eczema and Pile Cure.
FREE. Knowing what it was to suffer, I will give Free of Charge, to any afflicted a positive cure for Eczema, Salt Rheum, Erysipelas, Piles and Skin Diseases. Instant relief. Don't suffer longer. Write F. W. WILLIAMS, 400 Manhattan Avenue, New York. Enclose stamp, 10-3-1y

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IT'S IN THE AIR.
Everybody knows about S.W.F. It's success is in the air.
It gains fame for itself with every gallon that's spread on a house.
Uniform good quality has given it a popularity greater than any other paint on the market.
When you want to paint a building, inside or outside THE SHERWIN-WILLIAMS PAINT will do it better and more economically than any other. It will wear longer, look better and cover more surface.
It's a paint with a reputation founded on merit. Ask us for color cards.
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