DAILY OBSERVER.

JOHNSTONE JONES,
Editor and Proprietor

Friday, March 7, 1874.

Chief Justice Waite.

The new presiding officer of the United States Supreme Court has been inducted into the high and important position he was chosen to fill.

The appointment seems to have given universal satisfaction.—Everybody was pleased, except a few selfish and partisan schemers who wanted some Republican Grande for the place.

The cause of this general public satisfaction may be traced to the fact that Mr. Waite was, by reason of his powerful intellect, his clear perceptions of right and wrong, his sound and extensive legal attainments, his sterling integrity and pure patriotism,—eminently fitted for the Chief Justiceship. He is no partisan; has never been guilty of scrambling for office; and has kept aloof from the dirty arena of politics.

The country may well be thankful that the mantle of Chase has fallen upon shoulders as worthy to wear it as those of our new Chief Justice.

Mr. Waite is the seventh Chief Justice of the United States Supreme Court.

This Court was first organized under the Federal Constitution in 1789, with that great lawyer, John Jay of New York, as Chief Justice. The first term was held in the fall of 1789 in New York, then the seat of the United States Government.

In April 1794, Jay was appointed by Washington, Envoy Extraordinary to England, in the fulfillment of which very important mission he added largely to his already brilliant record as an American lawyer and Judge. The resignation of Jay created a vacancy which existed until July 1795, when John Rutledge, Esq., an eminent lawyer and statesman from South Carolina, was commissioned to presido as Chief Justice until the next session of the Senate. Oliver Ellsworth was then appointed. His commission bore date March 4 1796.

Ellsworth wore the judicial ermine with great dignity until the August term 1801 of the Supreme Court, at which time, John Marshal, of Virginia,—that grand old Roman, ascended the judicial throne, and began that noble career which places his name high among the great and the good of this world.

In 1836, March 15th, Roger B. Taney, of Maryland, succeeded Marshall. After serving as Chief Justice for twenty-seven years he died, October 12, 1864, and was succeeded by Chief Justice Chase, who, it will be remembered, was commissioned by President Lincoln in December 1864.

Chief Justice Waite begins his career as head of the Supreme Court with the goodwill of the country; and to establish himself firmly in the hearts of the people, taking rank beside, Marshall and Taney, he has only to be true to the eternal principles of Justice, and never suffer his opinions to be warped by partisan bias.

The Solicitorship.

Gov. Caldwell has tendered Joseph L. Carson, Esq., of Rutherford county, the position of Solicitor for this judicial district.

Mr. Carson is a gentleman of considerable prominence in his county, both at the bar and in politics. He served in the General Assembly one session, since the war.

He is a middle aged man of moderate legal attainments and fair abilities.

To the list of his virtues he adds that of conservatism in politics, and opposition to Radicalism.

We hope Mr. Carson will accept the appointment, as the Governor might "go farther and fare worse" in his selection of a Solicitor to fill the vacancy in this district.

A queer war is being waged between Bergh, the leader of the society for the prosecution of cruelty to animals, and the hog dealers of New York. Bergh alleges that they use cruel and inhuman means in slaughtering the animals. Bergh is rather unreasonable in this matter. He wants to make hog-killing a pleasant thing for the hog, and it can't be done.

The panic has caused a great falling off in imported goods. In consequence, several United States Bonded warehouses in New York are about to close out. We'll never hear the end of the panic of '73 till everything is forgotten in the grand universal panic that Gabriel's horn will create some of these days.

The Evening Crescent.

This is the rather unusual name of a new evening daily started in Raleigh this week, under the editorial management of Rev. T. B. Kingsbury, who is widely known as a newspaper writer of marked skill and polish; and a gentleman of fine literary taste and attainments.

The main new feature in this candidate for popular favor is its cheapness. Five dollars a year is the subscription price. This is too cheap. Unless the subscription list of this paper can be made very much larger than that of any other daily in the State, success is doubtful. This advantage cannot be gained over its rivals by mere cheapness in the price of subscription.—But, however, we hope our friends may prove successful in their experiment. We shall watch with interest the career of the cheapest daily in the State, wishing that though now only a small crescent it may go on increasing in size, circulation and influence until it becomes a full journalistic moon. As a co-laborer in the cause of conservatism we welcome the *Crescent*.

In order to facilitate the reduction of the army it is proposed to offer a premium of a full year's pay to officers who will resign their positions. What must foreign nations think of a government that pays the officers of its army to give up their commissions?

The army of the United States is to be reduced from thirty to twenty-five thousand. This is done because the government has so many thieves to support that it is obliged to practice rigid economy in all the departments of the public service.

The new Brish Parliament which war formally opened in London yesterday is a conservative body. Its enactments will no doubt tend largely to check the growth of liberalism—for the present at least.

Another American vessel is reported to have been outraged in Cuban Wators. The news creates no excitement. Insults to the flag have become so common of late years, that little notice is taken of them.

OBSERVATIONS.

Boston has one colored policeman—and only one.

Practicing with dumb-belles—Talking brilliantly to a &c. &c.

There are said to be four thousand ex-Federal soldiers in Georgia.

Gaines Chisholm, Pedell's murderer, has been committed to jail, in Atlanta.

A French court has sentenced a man to four years imsrisonment for dueling.

Within the last three months the President has appointed thirty post-mistresses.

The Vue de LEau property ner Norfolk, folk Va., is to besold at auction on the 22nd of April.

A Chicago clergyman preached a sermon in a billiard Saloon last Sunday. He made nineteen points.—*Boston Post.*

Hon. George H. Pendleton knocked a Columbus hackman down last week. One vote less at the next National Convention.

The Factory of Messrs. Russell and Arlington, of Augusta, which cost $32,000, will realize a profit of over $25,000 a year.

A libel suit has been brought against the Senatobia (Miss.) *Signet* for maliciously commenting upon the size of the Mayor's feet.

An Indiana reformer has been saying hard things of the government "for taking the tax off pianers what we don't use, and keeping it on whisky what we do."

Colonel Blood ascended the office stairs of the St Paul (Minn.) *Press* to thrash the editor, but was struck in the stomach by an inkstand and rolled to the bottom.

A Mrs. Outlan, at Little Rock, Ark., attempted to kindle a fire in her stove Sunday night. She used coal oil. Her children have been adopted by an uncle.

"A soldier shall not fall by my hand now," said the valiant Butler. To which the New York *Herald* pertinently adds, "How many ever did fall by your hand, General?"

An English judge, Baron Alderson, on being asked to give his opinion as to the proper length of a sermon, replied, "Twenty minutes, with a leaning on the side of mercy."

The New York *Evening Express* notices the presence of Congressman Cox, and adds: "It is said he is engineering for the Democratic nomination for Governor."

William Brady, an impecunious and intemperate car-driver of New Orleans, closed his unhappy existence a few days ago by hanging himself from a convenient ending of a beam; a sad life of whoa.—*Courier Journal.*

The Queen of England has actually spoken kindly to an actress, and introduced her to Princess Beatrice and to Prince Leopold, taking her by the hand and accepting a nosegay from her. A friendly recognition from a crowned head to a theatrical performer is rare in England. The actress in question was Miss Heath, a distinguished tragedienne.

THE DAVENPORT BROTHERS.

They Catch a Tartar and Back Out.

[New Orleans Picayune, 27th.]

The Davenport Brothers gave, last night, what they allege to be their last appearance in America. Let us hope it is. The had collected a larger house than they have ever been greeted by before, and which had come on the special understanding, announced in very large posters, that there would be a contest between the spirits and Mr. Hercules Housah, of *expose* fame.

The proceedings commenced with the tying of the brothers by Mr. Gauthreaux. He devoted at least half an hour to the construction of difficult knots. The doors were then shut, and the spirits went to work; these, however, had no taste for music—there were not heard the usual sounds of the guitar and tamborine. After about twenty minutes of struggling inside, the doors were then opened, and the Davenports were discovered free from ropes. It must have been a mighty difficult job for them. The brothers were puffing and blowing, the perspiration running down their brows as if they had been hoeing half a plantation, and their wrists, probably, will not recover for a week.

After performing one or two minor tricks in a lazy, tired way, the brothers retired and Mr. Housah was introduced. He tried to amuse the audience for a few minutes, but the audience did not want to be amused, and loudly called on the Davenports to come out and be tied. But they apparently had had enough fun, and suddenly, to complete surprise of the audience, the curtain came down and the gas was turned out. Having relieved themselves of their disappointment by loud and energetic hisses of the Davenports, the audience moved out, murmering "humbug," "swindle," and such epithets. It then leaked out that the brothers had declined to be tied by Mr. Housah because he brought a string instead of a rope.

We quite share the public curiosiosity to know what difference it makes or ought to make with spirits whether the knot they untie be wrought with a large or small sized rope and it occurs to us that when the audience branded the entire performance as a fraud and humbug they came nearer truth than the Davenports will altogether fancy.

[N. O. Times, Feb. 28.

THE INFLUENCE OF SPIRITS.—During the day Mr. Ira Davenport, one of the brothers, was arrested at the instance of the *Picayune Publishing Company*, a creditor of the brothers to the extent of $96, and lodged in the Parish Prison. Being interviewed he was found to be considerably under the influence of spirits, but, it may be stated, spirits of a nature widely different from the commonly alleged cause of the cabinet manifestations.

QUERY.—The question "Does Water Intoxicate?" says the Chicago *Times*, now worries Brownstown, Indiana, the argument being based on the fact of less drunkenness among the residents when four saloons were in full blast than now with none.

New Fast Freight Line

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March 1 C. E. WADDELL, General Southern Agent.

NOTICE.

HAVING taken the House known as BUTT'S MARKET, opposite the Merchants and Farmers' National Bank on South Trade Street, I shall continue the Family Grocery, Commission and Liquor Business as heretofore. We would respectfully invite an inspection of our Stock of Groceries and Pure Home Distilled Whiskies and Brandies, which are being so much sought after by those who have once tried them.

Jno. T. Kerr is with us and will be pleased to see his friends at any time.

jan 11. B. N. SMITH,

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Merchant Tailor and Clothier,

Begs leave to inform the public that he is now receiving his Stock of

FALL AND WINTER CLOTHING,

Piece Goods, Furnishing Goods, Hats, Caps, &c.,

which for style and quality, are unsurpassed by anything of the kind ever offered in this market, and will sell them as cheap as the same clas of Goods can be bought elsewhere.

Call and examine them.

sep 26-tf

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Leave Statesville, at	6.25 a. m.
" Davidson College,	8.26 "
Arrive Charlotte,	10.00 "
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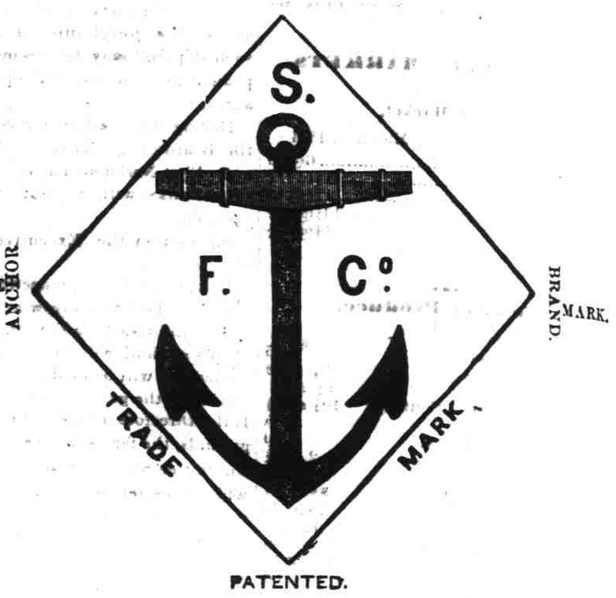

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