

that Key and McGrary will resign. ____ The President reported irritated over the indictment of Wells and Anderson for perjury in connection with the Returning Board. - Commissioner Watts will not resign as invited to do. --- Commissioner Le Due has charge of the Agricultural Depariment and Mr. Dodge continues in charge of the Statistical Bureau Department Mexico will resist if U. S. troops cross her border; she professes a willingness to observe the extradition treaty. ---- Mac-Nahon's order to the troops excites great sensation in Paris. - England and Austris have agreed to a certain course upon certain eventualities. — The Bishops linger at Rome on account of the Pope's condition. ---- Russians occupy Tirnova. -Rassians are pressing toward the Balkans. - The dispatch of the English feet to Besika Bay is said to be for the protection of British interests, and that may mean to keep the Russians out of Constantinople. --- A large spinning and weaving factory at Rouen, France, burnt, -Blaine makes a speech and defends Grantism --- Prof. Nathan R. Smith, aged 81, is dead. --- Presbyterian Council opened at Edinburgh. --- Another beavy storm swept over Northern and Central Obio and Indiana, blowing down houses and seriously injuring many persons and killing others. ---- New York markets : Money easy at 1 per cent; gold a shade firmer at 1058; cotton quiet at 121@128c; four quiet, without decided change; wheat more active; corn 1@1 cent better-ungraded western 551@59c; spirits turpentine closed steady at 311@32 cents; rosin quiet st \$1 95@2 00 for strained.

ERRATA. This hot weather two errors escaped our eye on the first page. In

Wilson. Statesville Bank-Debts and Assets. [Raleigh Observer.]

The Statesville Bank has been adjudicated a bankrupt on the petition of Messrs. Blackmer & Henderson, Tucker, McCorkle and Folk, solicitors for Mrs. Roxana Simonton. The schedules filed with the petition show an aggregate indebtedness, by certificates of deposit, of about seventy thousand dollars (\$70,000); and assets to the amount of about nineteen thousand dollars (\$19,000). Citizens of Iredell county hold certificates to the amount of \$60,000. The largest certificates are in favor of Mrs. Rox. ana Simonton, wife of the late R. F. Simonton, for \$20,000, and the late

Judge Mitchell for \$12,451. A meeting of the creditors is called

at Salisbury, July 16th, for the parpose of electing an assignee. The Bank was incorporated in 1869-70-71 72. By special statute administrators, guardians, clerks of courts, &c., &c., were authorized to deposit their trust funds in the bank. The President and Directors claim

that they were nominally officers of the Bank only. They were incorporated as such without their knowledge or consent. After the death of Mr. Simonton, they called a formal meeting and elected a cashier to succeed Mr. Simonton. This the Directors claim is their only official act in connection with the Bank since its incorporation. Are they liable for the debts of the Bank?

Supreme Court Decision. [Raleigh News.]

26. Branch vs. The W. & W. R R. Company .- The act of the Legislature, imposing a penalty on a common carrier for more than five days' lelay in shipping goods, is constituceived in the struggle, and the evidence learn, is almost exclusive. ---- We learn tional. The "Granger cases," lately decided by the United States Supreme Court, is conclusive on the point. Preference in shipment should be given to local freight. Instead of being an excuse, "the delay of local freights caused by lack of cars, which lack is caused by the pressure of through freight," caused by the inducements held out by railroad companies, is the very evil which the statute is designed to prevent. Being a penal statute the computation of time is that most favorable to the railroad, teachers were flocking to the defendant, and therefore five full days of demurrage is allowed. Here, cotton being received October 10th, the time expired Sunday, October 15th, and the first penal day was the 16th of October.

the opinion that the crop is a good one. Tobacco starts off well, but how it will come out remains to be seen. Corn is backward, owing to the cold weather of spring. Oats are first-rate. — Mr. J. R. Lunsford, of this county, has sent us a bunch of very fine bearded wheat. The bunch comprises the product of a single wheat grain and counts 178 fine stocks with large grains.

-The Concord Register thinks the future of North Carolina College (Lutheran) at Mount Pleasant, Cabarrus county, a promising one. It says of the faculty: The faculty now consists of Rev. L. A. Bikle, D. D., President, Rev. S. S. Rahn, A. M., Professor of Ancient Languages and Literature, H. T. J. Ludwick, A. M., Professor of Mathematics, Astronomy, &c., and Paul A. Barrier, M. D., Lecturer on Anatomy and Physiology. There is no doubt about the ability of the faculty.

- Charlotte Observer: Capt. W W. Davies, formerly conductor on the North Carolina Railroad, has resigned the Superintendency of the Spartanburg & Union Railroad. --- Mr. Edward George, a son of Capt. Asa George, and a graduate of Davidson College, is now travelling in Europe. ---- The annual pic-nic at Stan-back Ferry, in Richmond county, comes off next Thursday, the 5th of July. It has been the custom to have an annual pic-nic at this place ever since the war.

- Concord Register: The bear that was noticed last week, by our Harrisburg correspondent, has been perambulating through this section of country this week. creating much excitement among hunters and sportsmen, and some consternation among blackberry pickers. ----The widow of Henry Long, a lady aged about 70 years, suddenly dropped dead from her chair last week. - The fast little town of Harrisburg had a rapid wrestling match on the 7th of June. It was between D. M. Lefler, aged 59, and Master J. M. Cross, aged 17 years. The conditions were the best two in three, and the result was that Cross won, giving Lefler two falls in succession.

- Goldsboro Messenger: A negro male. named Sherard Warren, has been lodged in the county jail on the serious charge that he is the brute who entered the bed rooms and attempted to outrage two ladies at Fremont. He bears the scratches he re-

boasted threat to conquer the American provinces and bring them under subjection to the throne of King George, and the new born spirit of freedom flashed through the hearts of the inhabitants of the thirteen American colonics like a spark of electricity, that the average American citizen has felt his heart rebound with that same pa-

triotic ardor or his soul feel imbued with that same pride and glorification over his national birth-right, as on the 4th of July. To the young it is freighted with bright anticipations of joys and pleasures to come. while to the old and middle-aged is added to present gratifications the fond recollections of their youthful days, when the occasion was looked forward to with more pleasurable anticipations and celebrated with more zest and spirit than characterizes the advent of the "Glorious Fourth" in these latter days.

This annual return of the day which marks such an eventful era in the history of our country will be celebrated by our Wilmington people in the usual manner, and that is, according to their own bent and inclinations.

By far the larger portion, we presume, will hie them to Wrightsville, where, at 1 o'clock, the annual Regatta of the Carolina Yacht Club will take place. Thirteen fine yachts are expected to contest for the palm, and the race bids fair to be the most spirited and interesting in the history of the Club. The presence of several new candidates for superiority in the exhilarating sport will add interest to an occasion which is always looked forward to with great pleasure by a large number of our citizens, both male and fe-

Next in importance comes the excursion up: on the steamer Waccamaw, under the auspices of Oriana Lodge No. 3, I. O. O. F., Daughters of Rebekah, to Smithville, Fort. Caswell, Bald Head, and other places of note below, in which quite a large number are expected to participate. This will no doubt be a grand affair, as the Committee of Arrangements have spared no pains to insure its success, to promote the comfort and convenience of the excursionists and to insure good order and decorum. Then there is to be a private excursion to the Blackfish grounds, on the steamer Douglass, in which quite a number of gentlemen are expected to participate, and which will no doubt be greatly enjoyed by them, especially if the weather shall prove propitious for capturing the noble denizens of this particular locality. The most of the party are well known experts and will be Knights of Honor. likely to give a good account of themselves when they return home this evening. Here in the city the Cape Fear Light Ar tillery will celebrate the day by a turnout and parade at 101 o'clock, and at 12 o'clock Bellamy, Esq.: they will fire a national salute at Dudley's W. J. H. Bellamy, D. Grove, in the southwestern outskirts of the R. G. Ross, V. G. city. F. A. L. Cassidey, A. D. And last but not least, our friends of the W. E. Hill, R. Rifle Club will have a sort of informal Sam'l Northrop, Chaplain. shooting match at their new range on N. Gillican, Treasurer. Eagle's Island, opposite this city. Wm. Hankins, F. R. There will no doubt be several private W. Coney, Guide. excursions, pic-nics, &c., the particulars H. C. Cassidey, G. of which have not come to our knowledge. James M. McGowan, S. Murder in Bladen. The Superior Court. On Thursday night last one David Mur-In the case of Wiggins vs. the Carolina phy, a citizen of Bladen county, was found Central Railway Company, wherein a verdead near the residence of one Robert dict for the plaintiff was rendered last Smith, about seven miles from Elizabethweek, Messrs. Wright & Stedman and D. town. Smith was subsequently arrested L. Russell, for the defendant, moved yeson suspicion of having perpetrated the terday for a new trial on two grounds: 1st, deed and was to have had a preliminary that the damages were excessive; 2d, that examination on Monday before Justice H. the verdict of the jury was vitiated by their Wilkerson, at Elizabethtown, the counsel manner of arriving at their conclusion. It being R. H. Lyon, Esq., for the prosecuseems that the jury upon retiring for contion, and N. A. Stedman, Jr., Esq., for the sultation, after several ineffective efforts to defence. We learn that a feud had preagree, determined to decide the matter viously existed between the parties.

reading, by Dr. S. S. Satchwell, of a paper on the influences of climate. As might be supposed, the able and exhaustive treatment of a subject, the consideration of which is of such vital importance to the whole human family, was highly appreciated. The paper was elaborate and comprehensive, embodying an enquiry into and explanation of the cause and effect of climate, the cause of its difference in different latitudes, its influence on vegetable and animal life, showing how mankind even was affected, in an unmistakable degree, both physically and mentally, by the everpowerful effects of climate. Climatology and the regulation of the climate, in so far as man was able to exert a controlling influence by proper and thorough measures of a sanitary nature, the Doctor insisted should be a matter for the deep consideration of all who expected to reap health and happiness by throwing the proper safeguards around their homes and firesides. The influences of the climate of the tropics were explained, and the effect on the different races of the people of the earth, were made plain to the listener. The Doctor then brought his remarks nearer home and gave a climatological survey of the United States, and closed his thorough treatment of the subject, of which this notice is but a faint outline, by a description of the climate of our own State in all its phazes, together with its effect and cause. in which he showed how it might, in some

measure, be influenced or controlled.

Improved Order of Red Men.

At a regular council of Wyoming Tribe No. 4, Improved O. R. M., held on the sleep of the 3d sun, Buck Moon, G. S. D.,

A T Hewlett, Sachem. C C Redd, S S.

Clerk of the Superior Court of New Hanover county, being on an appeal from the Superior Court. Justice Bynum delivered the opinion :

This action is brought under the followlow clauses of section 306 of the Code of Civil Procedure: "An action may be brought by the Attorney General in the name of the people of this State, upon his own information or upon the complaint of any private party, against the parties of-fending in the following cases: * * * (2.) When any public officer, civil or military, shall have done or suffered an act which, by the provision of the law, shall

make a forfeiture of his office." The defendant is the Clerk of the Superior Court of New Hanover county, and the particular duty, for the non-performance of which this action is brought, is en joined in the Acts of 1871-2, chapter 136, sections 1 and 2 (Battle's Revisal, chap ter 90, sections 15 and 16), as follows: "15. The Clerks of the Superior Courts of this State shall open their offices every Monday from 9 a. m., to 4 p. m., for the transac-tion of probate business, and each succeed ing day till such matter is disposed of. 16. Any Clerk of the Superior Court failing to comply with the last section (upless such failure is caused by sickness) shall forfeit his office."

The complaint charges, that on the 12th day of March, 1877, being Monday, the defendant did fail to keep open his said office during the prescribed hours for the transaction of probate business, and that the failure was not caused by sickness. There is another count in the complaint,

alleging the repeated and habitual failure so to open his office on Mondays for twelve months or more.

The Court below refused to hear evidence upon this second count, and ordered it to be stricken out, because of its vagueness, the plaintiff, not offering to amend the complaints We incline to concur with his Honor, but as we are with the plaintiff on the first cause of action set forth, it is unnecessary to decide this point. For the same reason we do not decide the objection of the plaintiff that the answer was with-386, the following chiefs were duly raised out verification, although the complaint

> was verified. The defendant, in his answer and In this Court, objects, 1, to the form of the action; and 2, to the jurisdiction of the Court: 1. To the form of the action because, he says,

stituted by indictment, presentment, or im-

peachment. The answer to this is, that the action is not brought to punish the defend-

ant criminally, but to vacate an office which he has forfeited by a failure to dis-

charge its duties. He is still liable to in-

dictment and punishment for the same or

similar offences, both of misfeasance and

nonfeasance. 2. The jurisdiction. The

light of a large audience. We could but think as we listened to the learned, polished and sweetly spiritual dis-course of this eminent instructor, happy

indeed are the parents who are so fortu-nate as to have him to superintend the edu-cation of their daughters! We hope the Dr. will frequently favor our city with his visits. Quite a number of Wilmington's fair jewels have been made more transcendently beautiful by the plastic touch of his skilful hand. 100 100 20.011

LIST OF LETTERS

Remaining in the City Post-Office, July 1877:

A.-Mrs Evaline Allen.

B.=A F Beaty, Alex Brown, Horten Blackwell, Henry Bruton, John Bufalo, J G Branch, Jas Barlvey, Owen Bailey, miss Carlina Bernard, miss Henrietta Bradham, miss Sarah Brown, mrs Doley Brown. C.-Mrs M E Cook, mrs Louisa Coplin, mrs C Canan

D.-Richard Doering, Lewis Davis, St Clair Dearing, mrs Davis, miss Hannah

Chair Dearing, mrs Davis, miss Hannah
Dudley.
E.—Henry Epps, mrs Thos J Evans.
H.—Wesley House, Thos Haliburton, S
H Hargrave, Toney Howard, Hamilton
Hargrave, mrs Sarah C Hodge.
J.—Mrs Hannah Johnson.
L. Mrs Sarah E Lane

L.-Mrs Sarah E Lane.

M.-Mrs Hager Merrick, Jane Martin, niss Kate Murphy, 2; John McDonnall, Thos Miller.

N.-Mrs F C Nicholson, miss Polly Nixon.

P.-Miss Julia Poisson, miss Annie E Phereson, mrs Maggie Price, David M Price, Samuel Picket.

R.-Mrs Susan Robinson, mrs Elizabeth

Ratley. S.-J N Shepard, miss Sarah A Skipper. T.-George Tain, mrs B H Tyson, miss fary Taylor.

W.-Miss Amy Waters, Abram Wilar. Persons calling for letters in the above list will please say "advertised." If not called for within 30 days they will be sent to the Dead Letter Office. ED. R. BRINK, P. M.

Wilmington, New Hanover Co., N. C.

CITY LTEMS.

BEAUTY REGAINED, BEAUTY RETAINED by the use of that most harmless and delicate pre paration, Gonraud's Olympian Cream. Warranted to contain no lead, zinc, bismuth or chalk. Price

the fourth line from the last, in article on Judge Black, read "is written." In the article immediately following, read, at the close, "be ye also clean."

Latest Bý Mail.

Why Charles Francis Adams Mot the President. [From New York Sun Interview.]

"My duties as President of the Board of Trustees of Harvard College required that I should be in Cambridge and appear publicly with Mr. Hayes. But the suggestion that because I did meet him in public, and extended to him a civility which I think proper to be extended to any one who holds the office which he does-because I did this that I had changed my views, as expressed in the letter to Mr. Tilden, which was published, is wholly false. I have not changed those views, nor can I. Ldid feel a little peculiarly when I thought of meeting Mr. Hayes. It is a hard thing to say of any man that he bears the stamp of fraud upon his brow, and, therefore if Mr. Hayes saw the letter he must have been touched by it. I did not write it for publication, but only to express to Mr. Tilden some sense of my respect for the manner in which he had acted, while the wrong was being done him. But what then wrote I still adhere to. Still, Mr. Hayes came here. He is the acting President-not the rightful President, but still he holds the office. A certain respect is due that office; that is all that my appearance with Mr. Hayes means."

Hayes Stands by His Circular. Special to the Gazette.]

WASHINGTON, July 1.

The President has made up his Charlotte. The law is after him, and he is mind to fight the politicians on the on his tramp. merits of his recent order to office-- Surry Visitor: The prospect for holders. He said very recently to a friend that he knew the order would NEW ADVERTISEMENTS. carrying the county for the railroad is cer-tainly good. — It was reported in town, MUNSON & Co-Job lots. last Saturday evening, that another bear had create dissatisfaction in the party, but he believed it was right in prin-C. M. VANORSDELL-Lost. been seen near Forkner's Creek. HARRISON & ALLEN-Straw hats. ciple, if it did lose the party some -How glad the newspaper men should be that the commencement mania H. BURKHIMER-Tobacco goods. voters at first, and he meant to have is over. The new crop of great men is less GILES & MURCHISON-Cider mills. it rigidly carried out. He regards than last year, we believe. Divinity is less himself, as he says, at the head of a large business, which he is expected sick, and law requires fewer crutches. Local Dots. - In Raleigh during June there - The Post Office will be closed to'run in the interest of the were 14 deaths among the whites-6 adults people. He does not think it right and 8 infants; among the colored, 9 adults or business-like that men who are and 12 infants. Total, 35. Very heavy mails will close as usual. mortality. We believe the whites outnum-ber the colored in population. paid by the government for attending to its interests should be wasting their time attending and manipula-ting conventions, and he announces that the office-holders who come in - A special telegram' to the Ra-Columbia and Augusta Railroad. leigh News from Asheville, of July 1, says: Hon. John Lancaster Bailey, for many years Judge of the Superior Courts of the conflict with this order will suffer. State, died yesterday, at his summer resi-dence on Black Mountain, in the eighty-He says the Southern policy is a fixed fact, and will not be changed, and fourth year of his age. His funeral will about 10 A. M. intimates rather forcibly that the par-ty must come to his notions, and that take place to-morrow. - The thermometer reached as - Asheville Citizen: Mrs. Susan Murray was the first white female child high as 96 degrees at the Signal Station elleves it will do so. born west of the Blue Ridge. And John Holder has been married three times, each yesterday. After the rain, however, it fell time in the same suit of clothes and hat, and although they seem somewhat out of style, they are yet good, and he is still to be seen wearing them occasionally. Commencement Exercises at Kinston. about ten degrees. We condense some items from a letter in the Goldsboro Messenger: Kinston has two excellent schools in - Scip Hill has been released from confinement in the guard house on another probation, and we learn that he now prosuccessful operation-the Collegiate - Chowan Baptist Female Insti-- Chowan Baptist Female Insti-tute commencement came off brilliantly last week. Maj. J. W. Moore, of Hertford, delivered the literary address, subject, "Woman." Rev. Thomas Hume, of Ports-mouth, Va., also delivered a literary ad-dress on "Mrs. Browning," a great woman; and Rev. H. A. Brown, of Fayetteville, de-livered the annual sermon. Seven young ladies were graduated, each of whom read an desev mises to become a first-class reformer. Institute, training about one bundred pupils, presided over by Elder J. H. Foy, and the other, High School, with about fifty pupils, conducted by Prof. J. S. Midyette. - There will be excursions to-day to Smithville and the forts, to the various sounds, to Waccamaw Lake and to the Blackfish grounds. We hope nothing may The closing exercises of both these occur to mar the pleasure of the occasion. chools are now in progress, and those parts of the programmes which your correspondent has had the pleasure of witnessing, reflect great oredit on - Business as a general thing will an essay. - Miss S. W. Green, daughter of Col. Wharton J. Green, of Warren, was among the graduates at Maryland Colle-giate Institute near Baltimore. She re-ceived a gold model and diploma. The Baltimore Man says: "The valedictory was pronounced by Miss Sarah Wharton Green." be suspended to-day. Among the leading grocery establishments, Messrs. T. H. both the teachers and pupils. The exercises at the Institute em-McKoy, Geo. Myers, C. D. Myers & Co.; and J. C. Stevenson have notified the pub-lic through our columns that they will close braced a debate-"Was the South justifiable in seceding"-and an ad-

Spirits Turpentine.

- Wheat in Cabarrus very fine. -- Much sickness in the Wake Forest section.

-- The Wake wheat is excellent as to quality and quantity.

-- Mr. J. H. Riggan, of Raleigh has invented a new plough.

- This time it is the Asheville Citizen, with thirteen darkies ranging from 80 to 111. - Woodson has discovered a dog's

track made in 1769, or 108 years ago. was made in a brick when soft. - While Raleigh was boiling on

Monday at 98 in the shade, Wilmington was lightly moist at only 90 degrees. - Father Evans, of the Chronicle

has been sick, but we are glad to learn he is able to say, "Richard is himself again." - Only one white couple had the courage to marry in Mecklenburg in June. But nine colored couples plunged madly into the vortex of wedlock.

- One Jacob Smith, a depraved fellow, runs off from a genteel, attractive wife and takes up with a bad woman at

that an attempt was made. Friday night, to burn the mill owned by Mr. M. T. Johnson, at Fremont. The incendiary was negro and we hear he was shot after. --- A negro boy, whose name we failed to learn, was drowned in the river near this town, yesterday, while bathing. Coroner Kirby held the inquest. — Capt. W. C. King, a highly esteemed and influential citizen of Carteret county, proprietor of

the Ocean House, at Beaufort, died on Fri day last. -Raleigh News: Already have two or three of our exchanges been hocussed with hollyhock blossoms for firs cotton blooms. --- From both ends of

Chapel Hill yesterday, as we learn from persons who were on the trains of the N. C. Railroad. — One of the cases argued be fore the Supreme Court on Saturday last was a very unusual one-perhaps the firs of the kind known in any of our courts. It was that of a man who procured the indictment of his wife in the Superior Court of his county for an assault upon him with an axe. The wife was convicted on the evidence of her husband, and an appeal was taken to the Supreme Court. - Th Raleigh and Gaston Railroad first loan

bonds, amounting to \$50,000, became due on the first day of the present month, and W. W. Vass, Treasurer of the road, is prepared to pay them off upon presentation. These bonds draw no interest after the day of maturity.

- A Forestville correspondent o the Raleigh Observer writes on July 2nd: Three teachers from here propose to attend the Normal Institute at the University, two of them young ladies. ---- Near this spring is a curiosity in the shape of a balanced rock. It is about twelve feet in diameter, and so nicely poised that a child's hand can make i move readily, but a giant's strength cannot overthrow it. ---- There is no fruit anywhere in the track made by the hail storm

----- The cotton is doing very well. But strange to say, that which was not plowed up is not doing as well as the newly planted. — Several mineral springs, doubt less of considerable value, can be found

Committed for Larceny.

Larry Neill, colored, had a preliminary hearing before Justice Harriss, yesterday, on the charge of breaking into the apartment of Mr. Jacob Ehlsbach, in the rear of Mr. John Meyer's store, on North Water street, on Sunday night before last, and stealing therefrom a pair of pants, a hat, &c.. The accused was ordered to give a justified bond in the sum of \$200 for his appearance at the next term of the Criminal Court, in default of which he was committed to jail.

Thermometer Record.

The following will show the state of the thermometer, at the stations mentioned, at 4.35 yesterday evening, Washington mean time, as ascertained from the daily bulletin issued from the Signal Office in this city: New Orleans, 8 Charleston,94 Norfolk Corsicana. Galveston, Punta Rassa. . Indianola,86 Savannah,.... .91 to remedy the evil. ad Januar

- To-day being the one hundred

and first anniversary of American Inde-

pendence, editors and compositors will

observe the same, in accordance with the

usual custom, and consequently the STAR

will not again make its appearance until

- We had a call last evening from

Mr. George W. Norman, travelling agent

and correspondent of the Irish Oitizen, pub-lished at Cincinnati, Ohio. Mr. Norman

will be in the city a day or two in the in-

- This section was visited b

fine tain yesterday afternoon, iv very pleasant effect upon the

Jacksonville, 90 | St. Marks, ... West,

terests of his paper,

T W Howard, J S. T J Herring, Prophet, S A Craig, C of R, (re-elected.) W S Hewlett, K of W, (re-elected.) The following are the appointed chiefs John J Beatty, 1st Sannap. Jas A Hewlett, 2d do. W T Gray, 1st Warrior. J T Eden, 2d do. D G Bender, 3d do. Jas Chapman, 4th do. H H Kasprowicz, 1st Brave. S H Terry, 2d do. 3d do. J B Willis, 4th do. G W Green, D C Dew, G of W.

defendant insists that a Judge of Probate is a judicial officer, and, under the Constitution, can be deprived of his office only by impeachment. On the contrary, it does provide, Art. 4, sections 31 and 32, that for certain causes therein named, both the Judges of all the Courts, and the Clerks of the Superior Courts, may be in other ways removed from office. We are to look, not Sylvester Pettaway, G of F. to the Constitution, but to the statute law, to ascertain what persons are liable to impeachment. The first act, under the new At a meeting of Carolina Lodge No. 434. Knights of Honor, held Monday night, the

Constitution, was passed by the Legislature of 1868-'69 (Battle's Revisal, chapter 58), 2d inst., the following officers for the ensuthe 16th section of which enacts: Every officer in this State shall be liable to iming term were installed by P. D. Marsden peachment for, 1st. "Corruption or other misconduct in his official capacity," &c., enumerating many other causes of, impeachment. This act, literally construed, would in-

clude not only Judges of Probate, but Justices of the Peace, Sheriffs and Constables. This certainly was not the intention of the act. Although there is nothing in the act explanatory of section 16, above recited, it probably has reference to "all officers in this State," holding State officers, in contradistinction to "county"and local officers. But, however that may be, we are relieved of all difficulty, in our case, by the ex-press provisions of the act under which this action is prosecuted. It specifies the officer and the offence, and having been

enacted subsequently to the act of 1868-'69. operates as a repeal upon any conflicting provisions of that act. The action is prop-erly brought as provided in section 366, C. C. Patterson cs. Hubb, 65 N. O., 119. The main question is does a single failure of the Judge of Probate, to keep open his office on Monday, as prescribed, forfeit his office? The act is precise as well as peremptory; they shall open their offices every Monday, from 9 A. M., to 4 P. M., for the transaction of Probate business; "any clerk, etc., failing to comply, etc., shall for-feit his office." By the Express terms of the act every tailure is a distinct and complete thus: Each juror to write the amount of cause of forfeiture; and such we believe is damages he thought the plaintiff entitled to the intent of the Act. The office of the Judge of Probate was created by the Conatitution of 1868, and the officer is clothed then add together the different amounts, with a very extensive and responsible jurisdivide by twelve, and the result was to be diction over the business affairs of society. the verdict. After quite a discussion over He has jurisdiction to take proof of deeds, official bonds and wills; to grant and revoke letters testamentary and of adminis-tration; to appoint and remove guardians of lunatics and infants; to bind out appren-

Something should be done, if possible, tices and cancel the indentures; to audit the accounts of executors, administrators and put a stop to the frequent false alarms of guardians; and to exercise jurisdiction in fire. We hear that the ringing of the first many other matters prescribed by law. Bat. Rev. ch. 90. The office of this important alarm bell yesterday morning, about 1 o'clock, was the act of a colored boy, who officer is a place of constant resort by the citizens of the county and frequently of more distant parts of the State, in the dissaid he heard some one cry fire in the direction of Dry Pond. There should be charge of business requiring the action, and some system about sounding the alarms, as often the speedy and prompt action of that it is not very pleasant for our firemen to be officer.

The report goes on to show that defend. called from their beds to lug their hook and ladder truck and hose reels through the ant had no valid excuse for being absent on that particular day. It was his own volonsand for a half mile or more when there tary act. The public have a right to exact is no occasion for it. We call the attention of our worthy Chief of Police to the matter. a strict performance of his duty. The with the hope that he may find some means many are injured by its breach, while the one can only be benefitted. A single act

of the law as twenty, &c. It concludes:

There is error. Judgment is revers and judgment for the plaintiff is render here upon the special verdice.

HIVER AND MARINE FTEMS

Henrik Ibar

for this pa

in Large Bottles reduced to One Dollar. For sale by J. C. Munds. being for a public offence highly penal, it is a criminal charge which, by Art. 1, section 12 of the Constitution, can only be in-

The gourmet talks eloquently about ir iffed quaits, rate de fois gras, and other such delicacies. Pin him down, though, and you'll find he admits the su-preme importance of good bread, biscuit, rolls, &c. Here all agree on the basis of true gastronomy. To be sure of the most dehelous things baked from flour you must use DooLEY'S YEAST POWDER.

BOOK BINDERY .- THE MORNING STAR Book Bind ry does all kinds of Binding and Ruling in a workmanlike; manner, and at reasonable prices. Mer chants and others needing Receipt Books, or other work, may rely on promptness in the execution of

TRANSFER PRINTING-INES .- Invaluable to rail

road companies, steamship companies, banks, mer. chants, manufactarers and others. They are en-during and chargeless, and will copy sharp and clear for an indefinite period of time. Having just received a fresh supply of these inks, we are pre-pared to executeorders promptly and at moderate

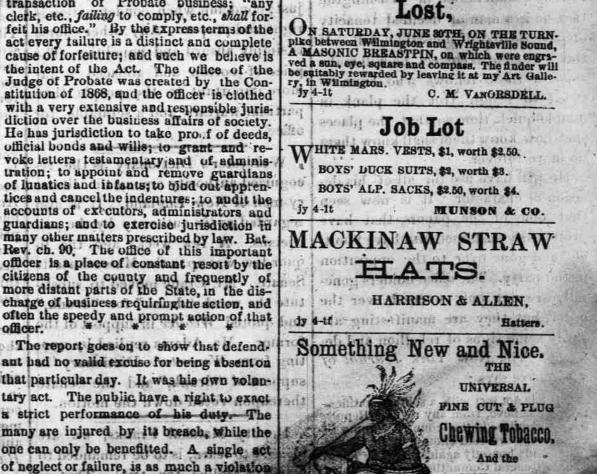
All nervous, exhausting and painful diseases spee-dily yield to the curative influences of Pulverma-cher's Electric Belts and Bands. They are safe, simple, and effect, e, and can be easily applied by the patient himself. Book, with full particulars, mailed free, Addross Pulvermacher Galvanio Co., Cincinnati, Ohio.

There is no case of Dyspepsis that GREEN'S AU GUST FLOWER will not cure. Go to any Drug Store and inquire about it. If you jsuffer from Costive-

ness, Sick Headache, Sour Stomach, Indigestion, Liver Complaint, or any derangement of the Sto-mach or Liver try it. Two or three doses will re-lieve you. Regular size 75 cts.

INJUNCTION 1.1-I have to notify the trade and the public generally, that on the 8th of May last 1 obtained an injunction from Judge J. F. Baly, of the Court of Common Pleas for the City and Coun-ty of New York, against a person styling herself "Madame Gouraud," restraining her from "selling transferring, interfering with or in any manner dis-posing of the goods, chattels, Proprietary Articles, and trade marks of the late Dr. T. Felix Gourand." This enjoins the sale of the Oriental Cream, Italian Medicated Soap, and all other proprietary articles of my deceased father. I have therefore to warn the trade against purchasing from the said "Madame Gourand" any of said preparations, or from dealing in the same during the continuance of the said in-junction. Meanwhile my "OLYMPIAN CREAM" is free from legal entanglement, and my right to its manufacture and sale unquestioned. The public will find it in quantity and quality at least equal to its late competitor, and its price reduced to One Dol-lar. A. H. GOURAUD, 98 Greenwich St. New York, June 14th, 1877.

NEW ADVERTISEMENTS.



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WE HAVE ON HAND & FULL SUPPLY OF CADER. Ind APPLE PARENS.

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656

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land of Mr. William Alston. Though no there is little doubt of its being strongly THE CITY

to-day from 9 A. M. to 6:30 P. M. The

- Mr. John Nutt das been ap pointed Route Agent on the Wilmington.

- Quite a number of the members of the rifle club will celebrate "The Fourth" at Shootmoor range. Practice will begin

near Forestville. The most noted and per haps the most valuable one is found on the analysis of the water has been made, ye impregnated with sulphur and iron.

A case of Perjury.

Mayor's Court.

sterday m

The only cases before

cision.

Faise Alarms,

A colored man by the name of Hardy Wright was before Jastice Harriss, vesterday afternoon, on the charge of perjury, growing out of testimony he wave at the late session of the Criminal Court in the case of Wm. Buchanan, et. al., charged with disturbing a religious congregation. was bound over for trirl at the next-term the Cruminal Court.

on a piece of paper and place it in a hat-

the points made the court reserved its de-