

THE DAILY NEWS.

VOL. 11.

RALEIGH, N. C. SATURDAY MORNING, JUNE 7, 1873.

NO. 139.

SAVED FROM THE GALLOWES.

The Sentence of the Condemned Men Mordecai and Griffice Commuted to Imprisonment for Life.

PREPARATION FOR THE EXECUTION.

THE GOVERNOR'S MESSAGE RECEIVED ONLY ONE HOUR BEFORE THE APPOINTED TIME.

SCENE IN THE PRISONER'S CELL.

AN INTERVIEW.

Our last report of the interview with the condemned prisoners Simpson Mordecai and Tom Griffice, closed at 3 P. M., Thursday evening. Later in the afternoon they asked that ministers be sent them, and expressed a preference for the Reverends Hays and Sheppard, colored. The ministers came and the entire afternoon was spent in devotional exercises. We visited the cell again yesterday morning and found the prisoners, as the evening previous, suffering the most terrible agony. They had spent a sleepless night and seemed much jaded and debilitated. Mordecai intimated to us that he was prepared to die and awaited the hour of his execution with suspense. Griffice on the contrary said he was neither ready or prepared to encounter the awful realities of that unknown world, and seemed more deeply affected than Mordecai. At 9 o'clock, the jailer led them from the dark cell to the door of the jail for the blacksmith to cut off the manacles from their legs, and when in this position an opportunity was afforded them of looking upon the gallows, which only increased the agonizing groans and sobs of Griffice. Mordecai was unmoved by the scene, though he gazed intently on it during the time occupied in the work. They were taken back to the cell, when the families of each came in to take the last farewell, after which the clergymen who were to attend them to the scaffold was sent for. The jailer notified the prisoners that the hour was near at hand for the execution, and ordered them to dress for the occasion. A neat pair of black pants, white shirt and stockings was given them. Everything was in readiness for the execution, which was only one hour off. A large crowd, principally colored, had collected all around the jail and court house; the sheriff's office was literally thronged with an anxious crowd of visitors asking for cards of admission, newspaper reporters with pencil and paper in hand were pressing their way through the gate, and everybody seemed on the tip-toe of excitement, as those who did not believe, now believed that the execution would take place. But all were agreeably disappointed. At this moment the Governor's Private Secretary, Col. J. B. Neathery, appeared at the Sheriff's office with an order commencing the death sentence to imprisonment for life. The scene that ensued in the cell of the condemned men was one that beggars description. Deputy Sheriff Magnin, who conveyed the joyful intelligence within, admitted the families of the prisoners. The clergymen and other friends participated in the general rejoicing of the prisoners. As soon as quiet was restored, a sumptuous repast was brought in and for the first time in three days these poor men enjoyed a meal. An interview with the prisoners afterwards gave us a correct version (in our opinion) of the outrage for which these men were convicted. Mordecai says, On the night referred to Alfred Bryant, Mason Bryan and Green came to my house where myself and Griffice were sitting in the yard. They informed us that a little repast would take place that night at Adams' farm, and asked us to go along and see the fun. We consented. On our way when Bryant proposed to wake old Hicks up and get some whisky, I objected, Mason Boylan insisted upon doing so and knocked at the door. Bryant, Boylan and Green walked in as Mr. Hicks opened the door; Griffice and myself stood in the rear near the door. Bryant called for two pounds of meat, and as Mr. Hicks stooped to cut it off, Bryant struck the lick that felled him to the floor. I thought he was dead, and ran away, leaving Boylan, Bryant and Green stamping him on the floor. Griffice came off with me. We stopped at the creek bottom, about a mile from the house, when we were overtaken by the party, who had several bags of goods. Bryant remarked, 'we've finished old Hicks.' He gave Griffice and myself a small portion of the stolen goods. It will be remembered that Boylan and Bryant were used as States evidence and Green, we think, discharged at the Magistrate's Court. The action of Governor Caldwell in commuting the sentence of the prisoners (meets with almost general approbation. The petition was very numerous signed, including all the resident Ministers, and nearly all the city Bar. They were taken to the Penitentiary yesterday evening.

IMPROVING.—The Roanoke News of June 4th, has the following:

"The many friends of Capt. W. H. Day will regret to learn that there is a probability of his losing the sight of one of his eyes. Some days ago a spark or cinder got into his left eye, which has caused such irritation as to give rise to fears of blindness in it. We sincerely hope such may not be the case."

Capt. Day was in our city several days and placed himself under the treatment of Dr. George W. Graham, who, we are pleased to learn, entertains strong hopes that no serious damage to the eye has been sustained. Capt. Day is improving and has already been considerably relieved under Dr. G's treatment.

We were pleased to see in our office, yesterday, Hon. David A. Barnes, of Northampton.

PROGRAMME OF COMMENCEMENT WEEK AT WILSON.—Prof. Sylvester Hassel, President of the Wilson Collegiate Institute, announces that Judge Asa Biggs, of Norfolk, Va., will deliver the Literary Address before that Institution, and Capt. C. B. Denson, of Pittsboro, N. C., an address upon a scientific topic, at the approaching commencement. The exercises have been arranged as follows:

Wednesday, June 25th, 8 P. M.—Lecture by Capt. C. B. Denson, of Pittsboro. Subject: "The Progress of Astronomy."

Thursday evening, June 26th.—Commencement exercises of Wilson Female Seminary, under charge of Rev. Dr. Hooper.

Friday, June 27th, 10 A. M.—Literary Address by Hon. Asa Biggs, of Norfolk, Va.

8 P. M.—Commencement exercises of Wilson Collegiate Institute.

Many visitors are expected from all parts of Eastern Carolina. The Institute is one of the largest schools of the kind in the State, having 10 Professors and 140 students. The buildings are large and well arranged, and the people of Wilson feel a just pride in the maintenance of such an institution during this period of educational depression.

FOR FAMILY USE.—Mr. W. R. Albright, of the firm of Hutchison & Co., whiskey and brandy distillers, at Graham, Alamance county, sent Major Hearne, of the Era, a cask of their "best." Says Major H. in his notice of the reception:

"The present of Mr Albright was very thankfully received, and good use will be made of it, for unlike Woodson would have done, the Editor of the Era sent the package home for family use."

The Editor of the Era is exactly right for once in his life. We would have opened the cask in our office, asked our friends in to enjoy its contents with us, and would not have "sent the package home for family use," from the fact that like the Editor of the Era we are a married man of several years standing, and have no family as yet to "brag on." Mrs. H. the number 2 of the Era's Editor's family is an enthusiastic advocate of the "Friends of Temperance," and number 1, therefore had the whole cask to himself, drinks it by himself, all to himself. No, Woodson, would not have done that.

SUPREME COURT.—The Court met yesterday at 9 A. M. All the Justices present except Justice Boyden.

The following cases were argued: State on relation of Louisa Stocks vs. W. I. Smith et al., Pitt. Battle & Son for plaintiff, no counsel for defendants.

W. R. S. Burbank et al. vs. S. H. Willey et al., Beaufort. Fowle for plaintiffs, and Bailey and Warren & Carter for defendants.

James F. Latham vs. Noah Bell et al., Beaufort. W. H. Howerton for plaintiff, no counsel for defendants.

The Court adjourned to meet this morning at the usual hour.

SUMMER EXCURSION TICKETS TO BEAUFORT.—Capt. S. E. Allen, General Ticket of the North Carolina Railroad, announces the following as the price for first-class tickets to Beaufort Harbor and return, for the season of 1873; tickets good till October 1st:

Raleigh to Morehead City and return \$ 8 50 Hillsboro " " " " " 11 00 Greensboro " " " " " 13 50 High Point " " " " " 14 50 Lexington " " " " " 15 50 Salisbury " " " " " 16 50 Charlotte " " " " " 19 00

The Ocean House, S. R. Street, proprietor, is open for the reception of summer visitors to Beaufort. Refers to all who have ever been guest at that House. Special arrangements, as to terms, for families.

AN HOUR'S RECESS.—Mr. Wm. H. Barnes delivered his lecture on the above subject at Tucker's Hall last night. The audience was small but seemed quite appreciative.

Mr. Barnes has considerable versatility, and his melange was quite entertaining, consisting of songs, anecdotes and witty remarks, with occasional practical bits and sensible remarks. Mr. Barnes has a strong, clear voice and places himself en rapport with his audience. He was frequently applauded last evening.

KNOCKED OFF THE TRACK.—On Thursday evening, near Morrisville, on the N. C. R. R., a man named C. D. Edwards seated himself on the end of a sill, and there remained until rudely ejected by the cow-catcher of the engine drawing the up mail. The collision did not hurt the engine a bit, but the man received severe gashes in the head and arm. The wound in the arm is of a very serious nature, and amputation may be necessary.

DIED.—Mrs. Tillitha Trawick died at the residence of her husband, Robert Trawick, Esq., in this county, on Wednesday, at the advanced age of 73 years. Mrs. Trawick was a most estimable lady, a life-long Christian, a fond and affectionate wife and a cherished mother. Requiescat in pace.

CIRCUIT COURT.—Owing to the continued indisposition of his Honor, Judge Brooks, there was no session of the circuit Court yesterday. We are glad to learn the illness of Judge Brooks is yielding to treatment, and it is hoped that Court will be held to day.

FALSE.—The statement that one of the newly licensed lawyers on his way from the Supreme Court to his hotel, stopped at the Postoffice and asked for letters to "A. B. Esq., Attorney and Counsellor at Law," is pronounced untrue.

FUNERAL NOTICE.—The funeral of Mr. James Piron will take place this morning at 11 o'clock, at Christ Church. The friends of the deceased are respectfully invited.

MEETING OF THE BOARD OF CITY COMMISSIONERS.—The Board of City Commissioners met last night. All the Commissioners were present except Mr. Gorman.

Much business was transacted, but owing to the lateness of the hour when the meeting adjourned, we are unable to get in a full report in this issue. The election of policemen resulted as follows:

NIGHT POLICE. Captain—J. P. Adams.

S. Anderson, W. H. Durham, J. Doyle, S. Cole, Ed. Lane, T. Manly, W. Hunter, Jos. King.

DAY POLICE. Sergeant of Police—J. W. Butler.

C. M. Farriss, M. Thompson, R. Crosson, E. W. Watson.

EXCURSION OF "THE RESCUE."—At a meeting last night of the Rescue Steam Fire Company, it was decided to have an excursion to Fayetteville on the 4th of July, leaving on the evening of the 3rd and returning on the morning of 5th. The following gentlemen were appointed a Committee of Arrangement: Messrs. L. W. Barringer, John Ferrall, W. R. Dickes and Samuel Merrill.

SERENADE.—The Citizens' Cornet Band, Capt. Smith commanding, honored the News office with a serenade last evening. We are pleased to note the continued improvement of this band which will at an early day be one of the best in the State. They are now giving entire satisfaction wherever the band is called.

NEW ADVERTISEMENTS.

\$50 REWARD. Stolen from the subscriber on the 1st day of June, 1873, a small order for ARRANGE MAKE, twelve years old; slightly sprung in hind ankles. I will pay TWENTY-FIVE DOLLARS for the recovery of the same amount for information that will lead to detection of the thief. C. H. GAY, Kittrells, N. C.

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VALUABLE BOOKS, &c.

STATE OF NORTH CAROLINA, Office Secretary of State, Raleigh, June 2d, 1873.

In pursuance with Section 17, Chapter 15 of 1873, I shall offer for sale, at Public Auction, at the Arsenal on the Capitol Square, on

Thursday, the 3d day of July, 1873, 3,000 volumes, more or less, of Laws, Journals, Documents, &c., worthless manuscript and other papers, consisting in part of the following books:

Public Laws, 1867-70 full bound. House Journals 1867-70. Senate Journals 1867-70. Senate and House Journals 1867-70. Legislative Documents 1867-70. Private Laws 1867-70. Legislative Documents 1867-70. Code of Civil Procedure. Senate Journals 1867-70. House Journals 1867-70. Constitution and Ordinances 1868. Senate Journals 1867-70. House Journals 1867-70. Legislative Documents 1867-70. Senate and House Journals 1867-70. Public Laws 1867-70. 1869-70. Legislative Documents 1867-70. Senate and House Journals 1867-70. Legislative Documents 1867-70. Journals of Convention 1867-70.

Lawyers and others desiring to purchase privately, can do so at any time before the day sale.

The sale will commence at 10 o'clock, p. m. Terms cash.

For information regarding private sale, address this office.

WM. H. HOWERTON, Secretary of State.

E. W. THOMAS, Auctioneer.

OUR LIVING AND OUR DEAD.

Or Testimony from the Battle Fields.

Under the above title I propose to publish first in newspaper, and subsequently in book form, a series of articles giving the varied record of North Carolina from the election of Lincoln in Nov., 1860, to the close of the war between the States in May, 1865. My plan embraces the military and political aspects of the struggle, and especially to show what those troops did and suffered in each of those battles, and what glory and renown they won for their native State, or in admiring for the gallant men who have shed imperishable glory upon her.

I prefer to give these accounts first in newspaper form, in order that opinions and errors, if any, may be pointed out, and corrected before the work shall pass into the more enduring form, which will assure should it prove what I desire to make it, a valuable acquisition to the war record of the South.

Several of the prominent actors in the war have already promised their co-operation, and the valuable aid of their pens to lessen my labors and to make the work complete, and I hope to enlist an army of valuable co-laborers in the good cause as did North Carolina enlist her sons to fight the battles of the "Lost Cause."

General officers from other States who commanded North Carolina troops, are respectfully asked to give me all the information in their possession, relative to the conduct and bearing of those troops.

In endeavoring to do justice to the soldiers of my native State, I necessarily shall most carefully abstain from doing injustice to those from any other.

My brethren of the press will confer a favor by giving the whole, or such part of this Prospectus as they may deem proper, one or more insertions, calling attention thereto.

Address "Our Living and our Dead," Newbern, N. C.

My first number will be issued about the 10th of June. Subscription price \$2 per year in advance.

STEPHEN D. POOL, late Colonel 10th Regiment, N. C. S. T.

TELEGRAPHIC NEWS.

NOON DISPATCHES.

Decision of the Secretary of the Treasury in regard to claims for Cotton Seized after June 30th, 1863.

WASHINGTON, June 6th.—The law directing the Secretary of the Treasury to pay the net proceeds of cotton unlawfully seized after June 30th, 1865, was approved May 18th, 1872, and it is required that all petitions should be filed within six months thereafter or on or before November 18th, 1873. Many petitions which had been duly signed and sworn to, and placed in the mail before November 18th, did not reach Washington until after that date. They were however, sent to the Secretary of the Treasury and recorded as of the date when received. In reply to an inquiry and argument of the point involved, whether in two important cases so filed the petition would be regarded as filed in time, the Secretary has given the following decision:

TREASURY DEPARTMENT, WASHINGTON, D. C., June 4th, 1873.

J. Madison Catts, Esq., Atty. of L. D. Henderson, et al., Washington, D. C.

Sir.—I have received your letter of May 24th ultimo, requesting to be informed whether the claims of L. D. Henderson and Lucy A. Hopkins, filed by you as Attorney on the 22nd day of November, 1872, under the provisions of the act of May 18, 1862 will be considered as filed within the time limited therein, viz, within six months after the passage of the act. In answer, I would say that after careful consideration of the subject and of the matters suggested in your letter, I am of the opinion that no petition or claim, under the act, which was not received in the Treasury Department on or before the 18th day of November 1872, can be regarded as having been filed within six months after the passage of the act and that any such claim received in the Department after November 18th, cannot be considered by the Secretary of the Treasury.

Respectfully (signed) W. A. RICHARDSON, Secretary of the Treasury.

It is the opinion of the best informed lawyers here that the time for filing petitions, both in cotton cases before the Secretary, and for stores as supplies before the Commission of Southern Claims, will undoubtedly be extended by the next Congress. The above decision furnishes a strong argument in favor of such extension in cotton cases, as the six months given by the statute was manifestly too short a time to enable Southern claimants, exercising all diligence and despatch, to file their petitions. It is to be observed that the Southern Claims Commission did receive petitions which reached them after March 3rd, 1873, provided they had been mailed, signed and sworn before that date. But their decisions in

the Treasury being authorized to pay money on his own decision has decided to follow the more rigid construction of the statute. His decision is not adverse to the interests of cotton claimants, since it will involve and almost compel the further legislation which will be sought.

The Oregon Volunteers.

LOST RIVER SPRINGS, VIA ASHLAND, June 6.—The following is Gen. Ross' letter to the Governor of Oregon:

"To Gen. Graves: The Modoc war has been ended by the Oregon Volunteers. At 12 o'clock last night, after a hard march of three days and nights of the forces under my command, the last warriors belonging to Capt. Jack's band were brought into camp. The captured number five men, four women and three children. The notorious Black Jim is one of the number. I will march my command to Linnville to-day and place the warriors in irons to await your Excellency's orders.

(Signed) JOHN E. ROSS, Brig. Gen. Commanding O. S. M."

The following is the Governor's reply: "SALEM, June 5.—To Gen. John E. Ross, Linnville: If you have any of the Lost River murderers, standing indicted in the Circuit Court of Jackson county, deliver them into the custody of the Sheriff of said county. Deliver all other captives to the commanding officer of the United States forces in Lake Basin. Return the Volunteers and muster them out. Assure your officers and men of my highest appreciation of their gallant conduct in behalf of the State. I congratulate you on your success.

(Signed) I. F. GRAVES, Governor of Oregon."

President McMahon's First Reception.

PARIS, June 6.—The first reception of President McMahon took place this evening, and was a brilliant affair. All the members of the Diplomatic Corps, with the exception of Count Van Arnan, the German Ambassador, were present. There were also in attendance Ministers, all Conservative Deputies in the Assembly and some members of the Left Centre, and the Orleans Princes, numbers of generals and admirals, and other officers of the army and navy, and editors of Conservative journals, also distinguished clergymen and members of the bar and many ladies.

Bank of England—Spanish News.

NEW YORK, June 6.—A special to the World, dated London, says that the Government has decided to authorize the Bank of England to increase its circulation six millions pounds under restrictions not yet determined.

Officers of the Spanish army are preparing to pronounce against the Republic and to summon the old Cortes to re-assemble.

Successful Applicants.

NEW YORK, June 6.—Among the successful candidates for admission at West Point were Flippen and Frederick, of Georgia, Penn and Gatewood, of Virginia, Glenn, of North Carolina, Haydon, of Texas, Hall, of Mississippi, Kirby, of North Carolina, Stone, of Alabama, Walker, of Florida, and Whitworth, of North Carolina.

MIDNIGHT DISPATCHES.

DEATH OF REV. DR. REID.

(Special to the Daily News.) GREENSBORO, N. C., June 6.—Rev. Dr. Reid, Methodist Elder Greensboro District, Methodist Church, died in Wentworth this morning at half-past eight.

(Rev. Numa F. Reid, D. D., of the North Carolina Conference, was one of the ablest and most distinguished divines in the State. He has been in feeble health for some months, caused by over exertion of his mental and physical powers. He was learned and eloquent, and wielded a great influence for good. Dr. Reid was about forty-six years of age, and was a son of the late Rev. James Reid, of Franklin. He was educated at Emory & Henry College, Virginia, and was at one time a Tutor at that institution. At the time of his death he was the Presiding Elder of the Greensboro District, and President of the Board of Trustees of Greensboro Female College.—Ed. News.)

An Important Insurance Case Decided.

BALTIMORE, June 6.—In the United States Circuit Court this morning, the jury in the case of Eliza M. Goss, against the New York Mutual Life Insurance Company, to recover five thousand dollars on life policy issued by defendant on the life of the plaintiff's husband, returned a verdict for the full amount for the plaintiff. It was alleged that W. S. Goss, husband of the plaintiff, was burned to death in his work shop near this city in February, 1872, while experimenting with fluid, as a substitute for India rubber, at the time the shop was entirely consumed, and a body of a man was taken from the wreck with limbs and face burnt off, but chest and head were preserved. Goss had policies on his life in the New York Mutual Life Insurance Company, for \$5,000 issued in 1863, in the Continental Life Insurance Company, \$5,000, in the Knickerbocker \$5,000, and in the Travellers Insurance Company \$10,000. The Life premium was refused on the ground that the death of Goss had not been proved; that the body found after the fire was so mutilated that it could not be recognized; that it was not the body of Goss, and there was reason to suspect fraud. Suit was then brought against the Mutual Life Company as a test case, and the verdict rendered as above. The case was on trial eight days before Judge Bond. The plaintiff and defendant were represented by the ablest counsel and others of the Companies had counsel present during the trial.

Foreign Affairs.

CARLSBAD, June 6.—Prince Aldebert, cousin to the Emperor Wilhelm, is dead.

PARIS, June 6.—Duke De Broglie, minister of Foreign Affairs, has addressed a circular to the representatives of France abroad, declaring that the difference between the majority of the Deputies in the Assembly and M. Thiers, was not on his foreign but domestic policy, the late Cabinet not offering guarantees against revolution in the country. The policy of the New Government, he continues, will be moderate at home and pacific abroad, all attempts at revolution will be vigorously opposed without attacking the existing institutions.

M. Maximilian Otter, an eminent philologist, was yesterday received as a member of the French Academy.

LONDON, June 6.—A special dispatch from Berlin to the London News says that the Emperor William is in a serious state, and his physicians have advised him not to undertake the contemplated journey to Vienna.

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