The cheering that followed interrupted the proceedings, for it was necessary to ask.

"So say you all?" Mr. E. T. Cansler, attorney for the defense, rested his head on the table its varying phases. in front of him; his eyes were wet.

gavel and in vain did Sheriff Wallace walked over to the jurybox and shook hands with each member of the 12. Still he had scarcely batted an eye, maintaining his almost sphinx-like

And while his friends were thronging about him to clasp his hand the hig crowd was cheering vociferously -breaking all records beyond a doubt for a demonstration in a Meckienburg

fully.

VERDICT NO SURPRISE.

Two big facts about the verdict stand out clearly and will probably not be disputed. In the first place it came as no surprise. While a large number of people believed that he was technically guilty of manslaughter, not one in 100 believed that the jury would convict him, many veniremen having said that they would not even if he were guilty . The second fact is akin unto the first: the verdict is regarded as a pronouncement in favor of the unwritten law that a man may with impuity slay the man who has invaded his home. Viewed in this light, though there is nothing new in the doctrine, it is now emblazoned with almost startling vividress. Mrs. Jetton testified that Dr. Wooten was attempting a criminal as-

Whatever may have been the to her mental processes by which the jurous arrived at their devision, the fact remains that many will interpret it as a chalication of the unwenter law-sa repeal of the statute nucling it manslaughter to slay the lavader of one's home to statute which Judge Osborne of coursel for the defense said originated at the heentieus court of Charles, the Second, as a protection for villainy and which he added. had been repealed by juries in every State of the Union.

The crowd of Jetton sympathizers remained around the court house for some time after the trial, while the Bolejack sentence was holding the center of the stage, in order that they might clasp the hand of Jetton as he emerged with both his own character and that of his wife fully vindicated.

JUDGE ADAMS' CHARGE.

Judge Adams entered upon his charge to the jury at 9:17 and finished it at 10:25 and in the treatment of the manifold issues involved manitained that even-handed measure of justice that is synonymous with the high office which he graces. First came the bill of indictment under which the pristoner stands charged with murder and then followed an admirable presentation of the obligations and duties of the members of the jury. Judge Adams commended their attention and patience and impressed upon them their importance in the legal system. "You are the essential and conspicuous parts in the court's machinery," said he. "You our duty to accept the law from the court and apply it to the evidence

"You will not lose sight of the fact that you are acting under oath," continued Judge Adams, "and you will give a verdict according to the evidence and the law and by nothing else, influence neither by sympathy nor prejudice, either for the prisoner at the bar or the deceased.

FOUR VERDICTS POSSIBLE. With this Judge Adams went into

a definition of the verdicts that might the prisoner and his wife and of the be returned and he defined what was involved in each. The jury he stated might return any one of four verdicts, to wit: murder in the first degree, murder in the second degree, manslaughter and not guilty.

Murder, Judge Adams defined, to be unlawful homicide with malice aforethought. Malice was defined and

Murder in the first degree was de-In vain did Judge Adams pound his fined where the person committing then nlawful homicide had deliberat shout in stentorian tones, "Keep si- ed upon the deed, had premediatated lence!" until the crowd had had its upon it, regardless of the duration of vocal will—and that was not until time that intervened between such dethe aged Bolejack stood up to re-termination and the commission of ceive his sentence to the electric the deed. Murder in the second dechair. In the meantime Jetton had gree was defined as the unlawful killing, with malice, but without premeditation or deliberation. - Manslaughter was defined as the unlawful killing without malice, express or implied, and without premeditation and deliberation.

MALICE IMPLIED.

Judge Adams declared that the intentional killing with the pistol implied malice and that the burden restthose spectators kept their vigil faith- ed on the State to show that the prisset out to take the life of the deceased if murder in the first degree is asked. As a general proposition he declared the burden is on the State to prove guilt but this does not hold in homicide cases where the deceased is killed with malice. It is then up to the prisoner to show cause why second degree murder should not be found against him, or manslaughter or not guilty as the evidence would indicate. There is a presumption of malice which would justify second degree unless the prisoner adduces testimony to the contrary. The prisoner may rely on evidence adduced by the State as well as by himself to mitigate second degree murder or to show that he was not guilty in the e mmission of the deed. Burden is still on the prisoner to excuse the michle and thereby receive the verdict of not guilty.

It was impressed upon the jury that they were to determine whether or not the prisoner killed the deceas at intentionally. This the prisoner himself gave voice to and therefore the barder is or him to show that he was justicled. The State contends that he was see justified whereas the priloper central is that he was. The state cortends that the prisoner is suitty of first degree murder-sthat he to the home in the nursuance of a tate contends that the prisoner was suspicious of his wife and that the story of the assault that occurred an he home was an afterthought and a fabrication.

PRISONER'S CONTENTION.

The prisoner, on the other hand, take the life of the deceased, but o protect himself in the event that he found the deceased in his home seeking to debauch his wife, in which event he would resonably apprehend JETTON GAYYE THREE

an assault and that being a smaller and weaker man, he feared serious bedily harm and maybe death as a result.

Jadge Adams urged the jury to weigh carefully the testimony as to the assault, whether it was justified the average normal man would be justified in employing. Just here entered the law of self-defense which was admirably defined.

As to special charges Judge Adams ordered the jury in the event are the sole judges of the facts. It that they found the prisoner engaging willingly in the assault even in his own home, after he had armed character to be unimpeachable, beand return your verdict accordingly." himself and discovered his adversary ing else appearing, of manslaughter. In the event also that he found his deceased and therefore killed him. that he would be guilty of manslaughter nothing else appearing. Dying declarations were also analyzed and of emotion during the long order Sunday School, 9:45 a. m. defined as in the nature of hearsay testimony. As to the testimony of

widow and others connected with the case, the jury was cautiened to scrutinize their testimony closely and bear in mind the fact that they have an interest in the verdict but that after once satisfied as to the genuine ness of the evidence, that it should be accepted as that of any other wit-

The jury then retired in the cusdetails and circumstances attending their return were recounted above.

A crowded day of impassioned oratory marked the close of the case of Mr. Monroe Jetton, charged with the murder of Dr. W. H. Wooten in the Davidson on the night of February 10. bedroom of the former's wife at The fusillade began with the con-

vening of court at 9 o'clock. Mr. J. A. McRae, made the opening argument for the State. Mr. E. T. Cansler, Jr., followed for the defense. Then Mr Plummer Stewart spoke for the the purpose ascribed to him by the prosecution and ex-judge F. I. Os- defense. borne for the defense, his address being interrupted at 1 o'clock by the noon recess. He resumed at 2:30 and spoke until 3. Mr. J. D. McCall of both, and not of Doctor Wooter spoke from 3 until 4:30 for the prosecution. Mr. E. T. Cansler spoke from journed until 8 o'clock, when Solicitor which was followed by Judge Adams' charge to the jury.

Never in Mecklenburg's history had the stage been set more perfectly to inspire the opposing lawyers to their ablest efforts, and never, probmore brilliance. From 8 o'clock in the morning until after 9 o'leok last night, with the brief intermissions criminal court room held such a crowd many years, at least half the number she is innocent." being unable to find seats. After that fell from havyer's lips. And evopposition.

STATES CONTENTION.

the ground that Dr. Wooten's visit a med himself, followed the deceased to the Jetter home was devoid of any: improper motive or action; that Mrs. fixed purpose and there slew him. The Jetton's character is unassailable; and that the tragedy resulted entirely from Jetton's almost insane jealousy. They ridiculed without ceasing the story of the Jetton's to the effect that Wooten struck Jetton, necessiving that he fire in self-defense. They held that this was a fabrication pure and simple, resorted to because even if there had been an illicit relationship Jetton would be guilty of manslaugher if that were the only justification. They repudiated the story that there had been improper advances on the part of Dr. Wooten, on the ground that Mrs. Jetton would have told her husband. They attacked the story that he was attempting criminal asault because of the fact that his alleged victim made no outery and on the general theory of probabilities.

The attorneys for the defense of Sourse maintained the truthfulness of the story as told by the Jettons, although Judge Osborne, for one, did of a near to care whether the jury complish his alleged purpose by force or by persuasion. They alleged that Holy and Saints' Days, 10:00 a. m. the special lawyers for the prosecutcause they could find nothing against there then he would be guilty noth- her, were nevertheless seeking to attack her by innuendo.. They maintained that it was natural that she wife in the willing embrace of the should have made not outcry because

scandal might be averted. Mr. Jetton gave no outward sign but it was evident to the discerning

Just before court convened for the torning Mr. Jetton came in. Mrs. Jetton was accompanied by her brother, Dr. Robert Shipp, her sister, Mrs McCoy, and her husband's sister, Miss Jetton, a brother of the defendant came in and joined the party. MR. McRAE OPENS.

Mr. John A. McRae opened the argument with one of the most force tody of Sheriff N. W. Wallace. The ful speeches of the day. He pointed out what he regarded as discrepancies in Mrs. Jetton's testimony as to whether she was washing supper dishes or preparing breakfast when Wooten came, and with regard to her statement that his hand over her mouth prevented an outcry. He claimed she had half a dozen opportunities.

Mr McRae declared that a man of the standing in the community enjoyed by Doctor Wooten would never have gone into the Jetton home for "Her statement would make the man a brute, and not an intelligent gentleman. If there was wrong done in that home, it was the wrong alone. In justice to the dead, and with charity to the living, I prefer 4:30 until 7 o'clock. Court then ad- to believe there was no wrong. Doctor Wooten neither on the night of C. W. Wilson began his argument, the homicide nor any other night attempted to ruin that home.

Not only do we have the words of Doctor Wooten that there was nothing wrong and all the circum was no wrong doing, but before this woman and her husband concocted ably did they rise to the occasion with the flimsy story related on that stand she said she was innocent of doing stances point to the fact that there wrong. No man has the right to point the finger of scorn at her. We as has not been massed within it in say she is innocent; the defense says

Mr McRae then recounted the in court was convened it was practically cident of the prescription in an atimpossible for one in the center of tempt to show there was no wrong the room to leave or for one on the intentions, as Doctor Wooten had outside to gain admission. Through written the prescription, carried it to THE METHODIST PROTESTANT Il these hours the men stood pati- Jetton's drug store, and Jetton had ently drinking in eagerly every word alled it and carried it to his wife. the then took the revolver and went cry bit of resulmony was viewed in through his idea of how the shooting erry possible way by the attorneys, took place, declaring that Dr. Woswere resciled in their sarctem ten, heavier and more powerful, than Morning, 11:00 d in the disserting process to which Jetton could have prevented the shoot- Prayer Meeting, Wednesday evenings. they submitted the testimony of the ing if he had been in the position de- Ladies' Aid and Missionary Societies seribed by the defendant.

The overcoat worn by Doctor Weo The attorneys for the State took ten on the night of the homicide was exhibited, and Mr. McRae attempted TE M. JETTON "NOT GUILTY." (Continued on Page Three.)

> CHURCH DIRECTORY

CHURCH. Adams Avenue and Hall St. Rev. Jas. W. Rose, Pastor. Preaching every fourth Sunday at II

a. m. and 7 p. m. Sunday Schol every Sunday at 9:30

Prayer Meeting Wednesday, 7:100 p. Ladies' Aid Society first Sunday af-

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p. m.
The public is cordially invited to all services.

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Christian Culture Class, Saturday a 3:00 p. m. Conference, Wednesday before first Sunday of each month, 7:30

p. 171. Observance of Lord's Supper, first Sunday in each month. Woman's Union, first Monday of each

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