THE STANDARD.

FRIDAY, MAY 25, 1883.

A MODEL CHARGE

To an Over-Intelligent Jury.

benevolent organization:

first thank you for having kept awake for their mothers.

safely, so that in case of an appeal results in a capture. by either party they may be utilized | What I have stated above may in you are aware, is the only legitimate the true verdict; still if you also province and practical use of in- desire to pay some attention to the

is one touching a very important rules: If you believe the plaintiff subject-marriage. The two most and her witnesses are entitled to no essential elements in civilization re- credit you will disbelieve them, unquisite to the existence and continu- less you further believe that the ity of the modern state are marriage plaintiff should have a verdict anyand taxes, and as marriage is admit- how. If you find that the defendted to be quite a tax in itself, we ant's witnesses have departed from may consider it as the most es- the truth, you will reject their tes-

Now the action for breach of with the defendant. promise of marriage is mainly distinguishable from other actions in when her blood is up.

Fortunately, gentlemen, we are or another.

Another fact equally important, more.

to charge you briefly on the points thority. of law and your duties in the prem- Having first settled the right or

ing to marry him, have not provided with a great deal of care. by statute for such a case. This action, therefore, must be governed by the rules of the common law. entitled by law of damages to all she tlemen, it is generally supposed that the defendant's unwarranted conthere is only one common law, but duct in breaking off the match. we have been charged with the trial Now what has she lost? She has of causes for many years know bet- lost the comfort of the defendant's ter. Common law is nothing but society; she has lost the comfort of immemorial usage or custom, and turning up her nose at some other and result, that while judges charg- ous to mention. And what has she ed juries according to the common found? She has found wounded, aflaw of England, juries returned ver- fections, she has found that her best dict according to a common law of friend, who envied her with all her their own. I shall not fall into the heart, now secretly rejoices at her same error with my predecessors discomfiture; she has found mental and thereby aid in perpetuating this anguish, lacerated feelings and a preconcilable conflict, but will at whole lot of other disagreeable once proceed to charge you accord- things. For all these things, gening to what I understand to be the tlemen, she is entitled to full comcommon law of juries, as that is, pensation. But here is the rubafter all, the only one of any practi- How is this compensation to be

this law is that the character of the haps, the sealskin sack. Who ever the bull's eye, Mr. Gub., only she's the whole course of which mankind parties litigant is a very important heard of Famous or Crawford adver- too toney to talk plain English. have felt reasonably secure against if not a controlling feature in de- tising wounded affections and lacera- Cheese your nonsense, Sue."-Dans- the menacing agencies which they termining the verdict. Thus, if the ted feelings, prime quality, at so ville Breeze. defendant is a railroad company or much a yard? Neither are these aran insurance company, all admissible ticles sold upon our Exchange either Muskets were invented and first

vor of the plaintiff, and he is gen- most venturesome of our speculators erally entitled to a verdict, regard- ever got up a corner on mental anless of the mere secondary matter guish, although mental anguish has of evidence. This is the immemorial been the result of many a corner. custom of juries, and therefore their

common law. peals, in some divorce proceedings stance, was young, witty and viva- each of you take the wounded af-

protracted trial, and thus again re- which your ancestors, gentlemen, it down on a piece of paper. After futed the slanderous charge of the wrung from a reluctant tyrant at every one of you has done this,, the maligners of our jury system, who Runnymede, at the point of the estimates are footed up and their maintain that during every impor- battle-axe, is the right to have a aggregate divided by the number of tant trial one-half of the jury fall mother. This right is, so to speak, jurors. one of the palladia, of our liberties, We have been requested, both by and is indirectly, recognized in the the plaintiff's and by the defendant's Declaration of Independence in this found a ready solution, even in the so." counsel, to give you a large number wise: If we had no mother we most complicated cases, of the adof instructions touching the law of could have no existence, and if we measurement of damages. this case, as prepared by them. We had no existence we could not be have given all the instructions thus engaged in the pursuit of happiness; asked, but will not trouble you with vet to be thus engaged is, as every reading them nor with taking them schoolboy knows, one of our into the jury-room, where they might alienable rights, even though, unbe lost or destroyed. We have or- fortunately for us, this pursuit, like dered the clerk to file them away the pursuit of a train robber, rarely

secondary matter of testimony, you The case before you, gentlemen, should be guided by the following timony, unless your sympathies are

NO COMMENTS GO. Far be it from me to comment on this, that it will not lie if the adver- the evidence. That matter is exsary parties belong to the same sex. cluively for you, gentlemen, Still I No well authenticated precedent can cannot help making a passing rebe found tending to show that this mark or two on that subject. Ithink action has been brought by one man the promise, with all, appurtenances, wish to be understood as asserting life-like picture of the situation That was not very much to say, was to a day an" that this last contingency never oc- could not be mistaken; you all know curred, since it is impossible to say that situation, because, to use an what a woman may or may not do expressive phrase, you have unques- never heard anything like it. A know him."

doubt in the present instance, since ed, the question is, was there any it is conceded by the evidence that cause given justifying its breach. the plaintiff is a woman and the de- The main if not only cause, we are fendant is a man; in fact, no one told, is flirtation with another man. who saw and heard the plaintiff tes- But is this a cause? Is not the tify could for a moment entertain right to flirt one of the inalienable

wrong of the case and in one of the manners suggested determined to On all subjects not covered by find either for plaintiff or for defendstatutes we are supposed to be gov- ant, the further inquiry as to the erned by the common law of Eng- damages remains, in case you find land. Breach of promise of mar- for plaintiff. The question of damriage is one of those subjects. Our ages is one of the very gravest imlegislators, who could not conceive portance. It is the only one in which the possibility of any man refusing the plaintiff and her lawyer are to marry a woman, particularly if equally and evenly interested, and she was young and pretty and will- therefore must be handled by you.

If the plaintiff has a verdict she is cal importance in this class of cases. measured? Most of these things cue:

Here again, gentlemen, the great superiority of the common law of So it is a similar immemorial usage juries over the common law of Engthat if the plaintiff is a woman and land for all practical purposes is The following elaborate and the defendant is a man to find for the manifest. The simplest and most unique charge was delivered by plaintiff. No departure from this approved method to reach a result Judge R. E. Rombauer, presiding rule is on record in any case where is this: After you have agreed that Judge of the St. Louis Court of Ap- the plaintifi, as in the present in the plaintiff is to have a verlict, which were the subject of a recent cious. Some say that the founda- fections, comfort of society, sealskin mock trial before the High Court of tion of this custom is a gallantry of sack, and all other comforts and the St. Louis Legion of Honor-a the sex. This proposition, however, discomforts lost and found by the I must deny. The true foundation, plaintiff and above enumerated, and Gentlemen of the Juny: Let me gentlemen, is the regard men have each of you makes a lumping estimate, so much for the lot, and havduring the whole entire time of this One of the great charter rights ing thus made the estimate, write

Thus, I am proud to say, has the practical mind of the American juror

"You Never Said So Before."

An old Virginia minister said lately: "Men of my profession see much of the tragic side of life. I if I know him! Ax him if he was have see men die in battle, have seen ever interdooced to Betsy Shelton." children die, but no death ever seem- "I don't care to ask him anything. ed so pathetic to me as the death of I simply want to ask you if Bill in completing the record. This, as itself be sufficient to guide you to an aged mother in my church. I Lynch is known to you personally." made drawings, she taught, she gave Lynch's father an' my father"herself scarcely time to eat or sleep. "Now, I want you to say yes or Every thought was for her children; no." advantages their father would have if I knew Bill Lynch." given them had he lived; She suc- "That's just what I do want." ceeded. She sent her boys to college, up to their own selfish pursuits .-- born in the same county an"-She lingered among them some three "And of course you know him?" expressive phrase, you have unquestionably all been there at some time or another.

The promise being thus established, "My son, you never said of the question is, was there any of the question is, was there any of the promise being thus established."

The promise being thus established, "My son, you never said of the question is, was there any of the question is, was there any of the promise being thus established."

The promise being thus established is a contract of the question is the not harassed with resolving that The promise being thus establish- whispered, "My son, you never said

Over four hundred years ago "Strawberries!" was a cry of the any doubt as to her sex. Thus we rights of woman? Is it not the London streets; and the garden of may assume at the threshold of our pursuit of her happiness ? Was the the Bishop of Ely at Holborn was inquiry that there is no defect of Declaration of Independence written, famous for its fine growth of the lufor man alone? I need say no cious berry. Its name is an Arglothe testimony likewise concedes. I think these few suggestions are from its straw-like stem, but quite He was present on the occasion, namely, that the defendant is either sufficient to determine your verdict as possibly it is derived from the which was a charity concert gotten innocent or else guilty of the breach as to which party should pervail ; if circumstance of its growing amid of promise with which he stands not, you will have to determine it what was called straw, or from the charged. The importance of this upon deliberation. I am sorry to custom of stringing and braiding over twenty years ago. She had enfact cannot be overestimated, be say that as to the method of delib- the long-stemmed berries into a gaged the best vocal talent then cause if he could not possibly be eration the authorities treating on bunch of straws, as some of the available-Titiens, who was then in guilty under the evidence, or could the custom of juries are not quite country folks do to-day. Besides her superb prime, and Ginglini, the not possibly be innocent—that is, if agreed. Drawing straws, chuck-a- our own numberless varieties of the wonderful tenor, and Lablache, still the testimony were all one way-this farthing and toss-a-penny have all same wild berry, cultivated out of in possession of his incomparable would greatly curtail, if not entirely got their supporters, but I am of all acquaintance with its parent voice, and others of almost equal abrograte, your prerogative as ju- opinion that the best three out of stock, there is an East Indian varierors to find a verdict in accord with five in the national game of euchre, ty with showy yellow flowers, valuyour sympathies, or other motives between the leaders of the opposing able only for ornament, as the fruit superbly. And then there came upwith equal weight and considera- factions in the jury-room, is more in is worthless, and a charming Chil- on the platform a plain, elderly lady harmony with the genius of our in- ian species with thick dark leaves, with heavy Scandinavian features have opened a new These two main points in the case stitutions and a proceeding equally and a berry sometimes of a pale and a red nose, simply and rather thus being settled, it only remains well supported by reason and au- rose color and sometimes of a rich oddly attired. 'And when she sang,'

A Horse's Memory.

On the farm of Mr. W. C. Marrow, in the county of Warwick, Va., and fast. The horse was the prop- Letter. erty of Major Marrow, son of the above named gentleman, who was an aid on General Lee's staff. The But what common law? Now, gen- has lost, and to all she has found, by at that time twelve years of age. carried to the above farm, he being vention can ever secure safety. There he has remained up to the the high seas. present time. Some few days ago a boy with a drum passed by the house, those in Dakota. and some one asked him to beat the We have occasional warnings of "long roll." The old horse was danger from the slumbering earthgrazing fifty yards away. As soon quake. there are two kinds of it, the com- woman who has missed getting a as the boy commenced to roll the We have extraordinary snow mon law of England and the com- husband. She has probably also drum the old charger raised his storms which stop the wheels of trafmon law of juries. This duality in lost the comfort of a sealskin sack, head, and then, with ears and tail fic and interrupt our industries. erect, and nostrils distended, he We have the lightning that threatcantered proudly up to the drummer, signifying his appreciation by repeated neighing, and remained until the boy stopped.

Her Strict Sense of Propriety.

On the archery ground. Miss Prim -"Did you hit the masculine bovine optic, Mr. Gubbins ?"

"Beg.pardon ?" "Small brother Prim to the res-

One of the principal features of have no market value except, per- "Aw, she wants to know if you hit with their varying seasons, during

presumptions must be drawn in fa- for cash or future delivery. Not the used in England in 1421.

She Knew Him.

"You know the defendant in this case, do you?" asked a Kansas lawver of a female native of the

"Know which?" she asked. "The defendant, Bill Lynch." "Do I knew Bill Lynch?"

"Yes." "You wan't to know if I know Bill Lynch-well, if that ain't a good one. Why, Mister, the Lynch family an"-

"Can't you say yes or no?" "Why, Bill Lynch's mother an' my step dad's father was once first

cousins, an"-"Then you know him?"

Who, Bill Lynch? Me know Bill Lynch? You're a stranger in these parts, ain't you?"

"That has nothing to do with the case. If you know Bill Lynch say "If I know him! Lemme tell

you that Bill Lynch's birthday and my brother Hiram's is on the same day, an"-"You know him, of course, then."

"Who-Bill Lynch? Ask Bill

knew her first as a young girl- "Pussonly? Well, I don't know beautiful and gay, full of joy and what you mean by 'pussonly,' but if hope. She married and had four you want to know if I know Bill children. Her husband died and an' if he knows me me, I can tell' left her penniless. She sewed, she you in mighty few words. Bill-

to educate them, to give them the "Thought you wanted me to say

"Well, then, lemme alone, an' Ill and her girls to school. When they tell you all about it. Bill Lynch. all came home they gave themselves was born in Injecanny an' I was

years, and then was stricken with "Who-Bill Lynch? Do I know mortall illness brought on by over- Bill Lynch, when the very hoss he against another. Nor has any case sufficiently proven. The testimony work. The children gathered around, rid here on was one he traded my been called to by attention where of the fair plaintiff has unquestion- her bedside. The oldest son took man a span of young steers for? -this action was brought by one wo- ably strongly impressed you with her in his arms. He said: "You Why, man, Bill's wife was Ann Elizy. man against another. Still I do not the probability of its truth. The have been a good mother to us." Shiff, an' her an' me is the same age Daily.

"Why, I was married on a Chews-nan sleeper between Greensboro, and Ralaiga. Pullman parlor car day an' Bill was married the next day, an his oldest boy an my oldest girl is most the same age, an"-

Jenny Lind's Appearance. I was much interested in an account that my guest gave me of Jen-Saxon one, supposed to be derived ny Lind's last appearance in public. up by Mme. Goldschmidt herself creamy tint, and often as large as a continued Mr. Vezin, 'all the rest vanished into nothingness. Even in her decadence Jenny Lind was greater than any other singer in the world. Moreover, when she began At ALLISON'S CORNER, where there lives an old "war horse," that to sing her plain face lighted and they will find a woll selected stock of seems yet to remember the days up and she became beautiful with a when the shot and shell flew thick beauty born of inspiration."-Paris

Uncontrollable Forces. Every now and then we get a re horse was in a number of battles and minder of the existence of unconwas at the surrender at Appomat- trollable elements before which man tox. Late in the year of 1865 he was is helpless, and against which no in- Ribbons, Co lars, Corsets, Bustles,

> We have disastrous tempests on sold cheap for CASH. We have destructive blizzards like

We have the times of baleful weather, and solar fires that are almost consuming.

We are as heipless in the presence of these elemental forces as were the men who lived when first the human race took up its parable.

And the men who live in the last

from enjoying the halcyon years drug store. cannot control.—New York Sun.

The world takes one ton of pills every week.

DIEDMONT AIR-LINE ROUTE RICHMOND ANDANVILE

RAILROAD. Condensed schedule in effect Septemer 4th, 1887. Trains run by 75°

Meridian Time. SOUTHBOUND.	Daily. No. 50.	No. 52
- Leave		
New York	12 15 am	4 30 pm
Philadelphia	7 20 am	6 57 pm
Baltimore	9 45 am	9 42 pm
Washington*	11 24 am	11 00 pm
Charlottesville	3 32 pm	3 00 am
Lynchburg	5 50 pm	5 20 am
Richmond	3 10 pm	2 30 am
Burkeville	5 17 pm	4 23 am
Keysville	5 57 pm	5 05 am
Drake's Branch	6 12 pm	5 21 am
Danville	8 50 pm	8 05 am
Greensboro	10 44 pm	9 48 am
Ooldsbore	3 30 pm	†8 10 pm
Raleigh	5 50 p m	†1 00 am
Durham	6 52 pm	2 37 am
Arr:ve		
Chapel Hill:	†8 15 pm	
Hillsboro	7 27 pm	3.32 am
Salem	7 20 pm	6 30 am
High Point	11 16 pm	10 16 am
Salisbury	12 37 am	12 23 am
Statesville	temporal man	12 31 pm
Asheville		5.38 pm
Hot Springs Leave		7 35 pm
Concord	1 26 am	12 01 pm
Charlotte	2.25 am	1 00 pm

Concord	1 26 am	12 01 pm
Charlotte	2, 25 am	1 00 pm
Spartanburg	5 28 am	3 34 pm
Greenville	6 43 am	4 48 pu
Arrive Atlanta	1 20 pm	10 40 pn
NORTHBOUND.	Daily.	Daily
AORTHBOUND.	No. 51.	No. 53
Leave	- 01	
Attanta- Arrive	7.00 pm	8 40 an
Greenville	1 01 am	2 34 pm
Spartanburg	2 13 am	3 46 pm
Charlotte	5 05 am	6 25 pm
Concord	6 00 am	7 25 pm
Salisbury	6 44 am	8 02 pm
High Point	7 57 am	9 11 pm
Greensboro	8 28 am	9 40 pm
Salem	*11 40 am	†12 34 an
Hillsboro	12 06 pm	†2 44 an
Durham	12 45 pm	†4 05 an
Chapel Hill	†8 15 pm	
Raleigh	2 10 pm	†6 35 an
Goldsboro	4 35 pm	†11 45 am
Danville	10-10 am	11 29 pm
Drake's Branch	12 44 pm	2 44 an
Keysville	1 00 pm	3 03 an
Burkeville	1.40 pm	3 55 an
Richmond	3 45 pm	6 15 an
Lynchburg	1 15 pm	2 00 an
Charlottesville	$3~40~\mathrm{pm}$	4 10 an
Washington	8 23 pm	8 10 an
Baltimore	11 25 am	10 03 am
Philadelphia	3 00 am	12 35 pm
New York	6 20 am	3 20 pm

SLEEPING CAR SERVICE. On trains 50 and 51 Pullman Buffet sleeper between Atlanta and New

between Salisbury and Knoxville. Through tickets on sale at pricipal stations to all points. Traffic Man'r. Div. Pass. Ag't,
W. A Turk,
Div. Pass. Ag't,
J. S. L. Taylor,
Raleigh, N. C. Gen. Pass. Ag't.

NEW

MILLINERY STORE.

Lwould inform the ladies of Concord and surrounding country that I

Millinery Store

Hats and Bonnets

Ruching, Veiling, &c., which will be

Respectfully, MRS. MOLLIE ELLIOT.

STOP THAT COUGH.



For to delay is dangerous Mooses's Cough Syrup is the best, for coughs,

ANALIS FAY'S 1866. MANILLA ROUFING.

Takes the lead; does not vyrodulis, the w from nor
feecy like shingles or tar or vestions; vasy to apply;
the said durable; at half the cost of the Leake a

YORKE & WADSWORTH.

Hadware Headquarters.

HERE.

MERCHAHIS, MECHANICS, ENGINEERS, MINERS, Farmers and Everybody Else

Can be suited in Hardware at YORKE & WADSWORTH'S at bottom prices for the CASH. Our stock is full and complete. A splendid line of Cook Stoves and cooking utensils in stock. Turning Plows, Plov Stocks, Harrows, Belting, Feed Cutters, Cornshellers, Tinware, Guns, Pistols, Knives, Powder, Shot and Lead, Doors, Sash and Blinds, Shingles, Glass, Oils, White Lead, Paints and Putty a specialty; Wire Screens, Oil Cloths, wrought, cut and Horse Shoe Nails, and in fact everything usually kept in a hardware store. Wc will sell all these goods as cheap, quality considered, as any house in North

Our warehouse is filled with Carriages, Buggies, Wagons, Reapers, Mowers, Hay Rakes, of the best make on the market, which must and will be sold at the lowest figures. Be sure to come to see us, whether you buy or not.

YORKE & WADSWORTH.

P. S. We have always on hand Lister's and Waldo Guano and Wando Acid

UNDERBUY! UNDERSELL!

Great Reduction in Prices of Flour to Reduce our

IMMENSE STOCK!

WE OFFER

1 Car Load of Pilgrim,

" Light Loaf,

25 Barrels

Choice Family, " Bob White.

Our flour is all bought direct from the

Largest and Best Mills for CASH,

And we can sell you flour for less money than you can buy elsewhere. Wehave a large stock of

GROCERIES,

And you will always find our prices as low as the lowest.

PATTERSON'S CHEAP CASH STORE.

MOOSE'S Blood Renovator.

This valuable Remedy is adapted to of like character.

persons having claims against said estate must present them on or before the 19th day of May 1889, or this notice will be pleaded in bar of the FETZE 'S DRUG STORE. their recovery.

This 18th of May '88.

E. G. IRVIN, Adm'r,

By W. G. Means, Att'y. 19 6w

THE KAFFIR CORN.

This crop was cultivated very largely in some sections of the South the past year with great success. It should be sown or planted early in spring, the following diseases arising from an when required for forage, sow either impure blood. Eruptive and Cutan broadcast or thickly in rows about eous diseases, St. Anthony's Fire, Pim three teet apart, or if desired for the ples. Tetter, Ringworm, Rhumatism, grain, plant a few seed every foot in Syphilitic, Mercurial, and all diseases the row and thin out to three or four stalks, according to the quality of the It is an Alterative or Restorative of soil. When the grain turns white, Tone and Strength to the system, it clip the heads, and other heads will affords great protection from attacks come; this ensures the largest yield of that originate in changes of climate and grain. It gives the best results by season. For sale at Fetzer's Drug cutting the first growth for forage when in early bloom, and letting the second growth yield both grain and A DMINISTRATOR'S NOTICE. forage late in fall. If forage only is And the men who live in the last days of the earth will be just as help-less.

But this fact need not prevent us from enjoying the halcyon years with their varying seasons, during with their varying seasons, during who provided to make prompt payment; and all persons having claims against said.

And the men who live in the last colds, hourseness, Bronchitis, croup. Who ping cough and diseases of the throat and lungs as many attest who have used it. For sale at Fetzers drug store.

Having qualified as administrator de bonis non of the estate of J. B. Baker, deceased, all persons indebted to said estate are hereby notified to make prompt payment; and all persons having claims against said.