## DAILY JOURNAL-OBSERVER: THURSDAY, JUNE 21, 1883.

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AT THE POST-OFFICE AT CHARLOTTE, N

he following rates of subscription; months, 32.75; three months, 32 ition: One year, 32; six month

STRICTLY IN ADVANCE.

#### THURSDAY, JUNE 21, 1883.

NUMEROUS HOMICIDES.

Homicides throughout the country are becoming so numerous that there seems to be something lacking in our daily press dispatches if there is not one or more announced. They are confined to no section, North, South, East and West having their full share. Various reasons have been assigned for it, and great stress is laid upon the laxity in the enforcement of the laws, and of the difficulty in finding juries that will punish that kind of crimes, This may be to some extent true, but a better reason, perhaps, is to be found in the prevalent custom of carrying deadly weapons, and in the too free indulgence in stimulating drinks, that inflame the passions and steal men's brains. A very large majority of the homicides that are committed are done on the spur of the moment, in the heat of passion, and may be traced directly to this cause, while the smaller number show deliberation and premeditated purpose, the slayers generally having some grievance which they deem a just provocation for the killing of the aggrieving party. It was customary in such cases to put in a plea of emotional insanity, but now that line of defence is being abandoned, and the plea of justifiable provocation put in in its place, as in the case of Congressman Thompson, of Kentucky, who slew the alleged seducer of his wife, and who was acquitted, and young Nutt, in Uniontown, Pa., who shot down Dukes, the slanderer of his sister and the slayer of his father, whose trial will shortly take place. It is safe to say that young Nutt will not suffer, though, in the eyes of the law, his killing of Dukes is as clear a case of deliberate murder as there is on record, but he has with him the sympathy of the community in which he lives, and will have that of the jury before which he will be tried.

We refer to this subject not with a view to moralizing upon it, for that would be useless, nor to institute any

Wm. H. Barnum, of Connecticu Chairman of the National Democratic Executive Committee, in a recent in-terview with a newspaper reporter on Gen. Butler's candidacy for the Presidency, said: "Personally, I am not a very strong Butler man, still the fact cannot be disguised that he is a very strong candidate. Down in the New England States it is a foregone conclusion that Ben. Butler will be the next President of the United States, His State administration is popular among the people. He would carry all the New England States, except Ver mont and Rhode Island."

Wyoming, next to Texas, is probably the greatest stock growing region in the United States. It is said that about 1,000,000 cattle are now feeding on its plains, the estimated value of which is about \$30,000,000.

JAY GOULD'S FAMILY.

The Six Children of the Millionaire and How They Live at Irvington.

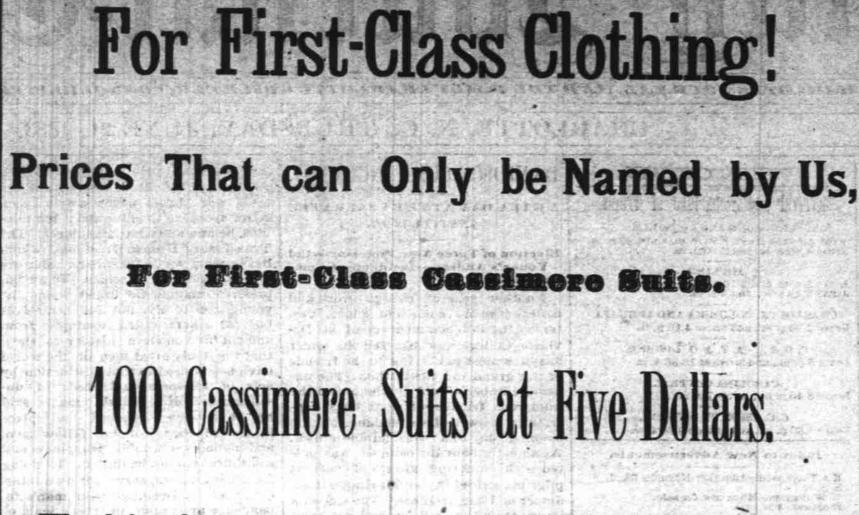
Brooklyn Eagle.

There is a general impression that Jay Gould has only one son, because his wife never appears in society and his children are almost unknown. It has got abroad that his son George is his solitary offspring. But he has a large and interesting family. His daughter Nellie, who christened his yacht, promises to be a beauty, and will be a promises to be a beauty, and will be a great catch when she goes into society. She is a slim girl, neither light nor dark, with, charming manners and studious habits. She has been under the charge of governesses all her life. There is a son, Edward, who is older than Nellie and younger than George. I imagine he must be seventeen. He is a shy, studious sort of a boy, well bred and respectful. He thinks of becoming a civil engineer and has the same self-con-tained manners of his father. Howard, who is fourteen years old, has been in delicate health for a long while. He knows nothing of books and his father keeps him in the open air at their beau-tiful place at Irvington. Belle, who is in the neighborhood of tea or twelve years, promises to be the beauty of the family. She very much resembles Mrs Gould, who, at one time, was something of a beauty. The "baby" is Frank.

Gould, who, at one time, was something of a beauty. The "baby" is Frank. All the children are living at Irving-ton and Gould goes up there every night from his financial cares. It is said that he is a boy among his boys when he is at home. He drops all busi-ness thought and goes into any sort of recreation that may be proposed with as much ardor as his youngest son. The grounds are secluded and the million-aire can jump fences, turn hand-springs, aire can jump fences, turn hand-springs go in swimming, indulge in a game of "one old cat" or play the cornet without anybody but his own family being the

Important Homestead Decision. Freens boro Patriot.

wiser.



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Slippers !

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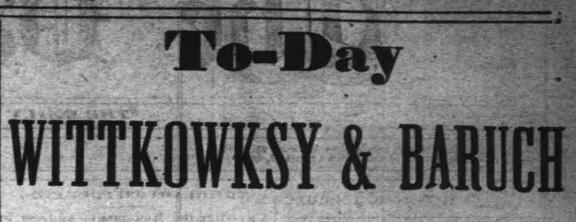
june 6.1888

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To Housekeepers and Hotel Keepers:

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A Grand Opportunity for Big Bargains.

comparison between the sections of the country, for that would be profitless but to say that, while the Northern press, as a rule, have caught at every crime perpetrated in the South as an evidence of Southern lawlessness, and at any crime that went unpunished as an evidence of the indisposition of the people to see justice administered, and made these the themes either of gross misrepresentation or of long homilies, they will find upon reflection that human nature is pretty much the same North and South, that the man with the pistol gets in his work irrespective of geographical lines, and that there is ample field for their missionary labors within the confines of their own broad vineyards, where the avenging bullet whizzes, and jurors let their sympathies override the law.

#### INSULTING WITNESSES.

In the trial in New York last week of August Belmont against the editor of the Irish World for slander, the counsel for the editor recalled some insinuation in reference to the illegitimacy of Mr. Belmont's birth, and asked him if he would swear that it was not true. Mr. Belmont, with much indignation replied: "Yes, you d-d rascal, I will swear to it." The court which permitted an attorney to thus insult a witness thought it proper to rebuke the vigor of Mr. Belmont's reply, when the latter remarked that he regretted that in the presence of the court the insult offered him and the outrage on the memory of his mother caused him to make a reply that was rude but nevertheless true. Mr. Belmont is among New York's respected and distinguished citizens, but it never occurred to the court to curb the insulting tongue of the lawyer who took advantage of his position to revive an old slander against an honorable name.

We refer to this because witnesses as a rule are not protected as they should be by the courts from the attacks of lawyers who take advantage of their position to assail the character of witnesses to break the force of their testimony, knowing that the witness who if outside of court might resent it, inside is powerless to do so. We have known of instances where, as in the case of Mr. Belmont, worthy and respectable people were subjected to the rack and the torture by brutal lawyers who were simply playing the part of torturers because there was a case to win and a tee at stake. All lawyers do not, of course, do this, and all courts do not permit it, but it is entirely too common.

Witnesses have rights in courts, should be treated respectfully and not as criminals or dogs, and the Judge who sits on the bench and permits abuse is not in his proper place.

The ninth annual meeting of the South Carolina Press Association will be held in Gaffney City July 3rd. The Charleston News and Courier says: "An invitation to meet with the North

We have already printed an abstract of the opinion of the Supreme Court in the case of Albright vs Albright, from Guilford. The case is an interesting one, and we advert to it again to show its importance and general bearing. It seems from the opinion of the court that there were four judgments against David E Albright as surety, two recovered and docketed on contracts since 1868. Geo B Albright owned the first 1868. Geo B Albright owned the first two judgments by purchase, and one of the last judgments, the other judgment being owned by Lindsay Kirkman. Daniel Albright had his homestead al-lotted by metes and bounds and his per-sonal property exemptions laid off to the amount of \$500 valuation. Kirkman and Geo Albright issued executions on the judgments, which were recovered on contracts made since 1863, and against which the homestead and personal exemptions are protected.

and personal exemptions are protected,

and personal exemptions are protected, and levied upon the excess. Their pur-pose being to sell the excess above ex-emptions under the new debts and sell the homestead under the old judgments, thus depriving Daniel Albright from his exemptions altogether. This suit was brought by Daniel Albright to have the priority of the judgments de-clared, to sell the excess to the greatest advantage, and to enjoin Geo Albright and Kirkman from selling under the executions above issued. There were some other complications not necessary to mention here. The case was argued at Chambers before Judge Gilmer, who refused to restrain Geo Albright and Kirkman from selling the real estate, Kirkman from selling the real estate, but stopped the sale of the personalty until a certain time. An appeal was taken, and the Supreme Court says sub-stantially that as long as there is any excess over and above Daniel Albright's excess over and above Daniel Albright & bright must exhaust such success be-fore he can touch the homestead and personal property exemptions, and this is so though some of his judgments are on contracts made before 1868. The oldest judgments being the first lien upon all the real estate in the hands of Daniel Albright, they could not be dis-placed by junior judgments. That Daniel Albright is entitled to his home-stead and exemptions if it is possible to make the excess pay the oldest judg-ments, and thus the other two judg-ments are worthless unless the excess is more than sufficient to pay the oldest judgments. Secondly, that Daniel Al-bright has an equity to have the sales on executions issued by Geo Albright and Kirkman on the new debts stopped, until the priorities of the judgments and other debts are determined, and the excess of the exemptions sold free from homestead and exemptions George Aland other debts are determined, and the excess of the exemptions sold free from all clouds and conflicting incumbrances so that it will bring the most money, and thereby, if possible, satisfy the old judgments, thus, if possible, to prevent, the sale of the homestead and personal

property exemptions. The point decided in this case has never before been adjudicated by the

The place where you will have inducements of fand to you in prices and where your patronage will be most highly appreciated never before been adjudicated by the Supreme Court, and is important as settling one of the vexed questions growing out of the homestead law. Al-bright's debt was a security obligation, and that his homestead is saved to him in his old age proves the beneficence of the homestead law. **GRAY& BROTHER** 

Varnish on the Church Pews.

on Herald.

Boston Herald The seats had been newly varnished, and somehow, the varnish was not right, as it was terribly sticky. You know when you pull anything off of a sticky varnish it cracks. Well, the audience had all got seated, when the minister got up and gave out the hymn, and as the basement of his trousers let loose of the varnish of his chair there was a noise like killing a fly on the wall with a palm-leaf fan. The minister looked around at the chair to

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-WORTH OF

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