

MURDER FIRST DEGREE.

The Verdict of the Jury Regarding Wilcox.

Day Spent in Going Over Evidence and Asking Further Instructions and Points of Law.

Special message per Henderson Telephone Co. Line, Raleigh, N. C. 11 p. m. March 22nd.

The verdict of the jury in the Wilcox murder case is murder in the first degree. Special to Journal.

ELIZABETH CITY, March 22.—Today has been taken up by the jury in the Wilcox case in going over the evidence in case.

This afternoon the jury asked for further instructions, and Judge Jones again charged them on points of law.

On being paneled the jury stood 8 for conviction and 4 for acquittal.

ELIZABETH CITY, N. C., March 21.—Aby, impressively, forcefully, feelingly, Judge Jones today charged the jury in whose keeping is the life of Jim Wilcox.

The court told the jury they had been trying for many days to learn the facts in the case; they had listened to every word of evidence, they had heard counsel with more than ordinary interest. Now that testimony and argument were closed it was with them to apply the facts. Their duty was clear.

He begged the jury not to consider any opinion formed before or during the trial, not to consider public opinion, passion or prejudice, but to bring their verdict in accordance with the facts laid before them by sworn witnesses. He said any other course would do violence to their sacred oaths. The judge probably had in mind the public demonstrations of yesterday, though he did not say so.

He talked slowly and distinctly. He said he would give the contentions of both the state and the defendant, but that he did that with trepidation, fearing he might give more emphasis to one side or the other. He told the jury not to infer that he had an opinion in the matter, for he did not, and if he dwelt more on one contention than another it was not intentional.

Taking the commonwealth's contention first, Judge Jones said the State held that Nell Crosey was killed; that the prisoner at the bar did it, that he had the motive and opportunity; that the facts showed that he did kill her; that she was stricken in the temple and thrown into the river.

He said the State held further that the blow on the temple, the absence of clotting blood in the heart's venous side, the absence of water in the stomach and lungs indicated that the deceased did not die by drowning, that for three years Jim and Nell had been companions by day and night; that he gave her Christmas and birthday presents; that they loved; that the affection had cooled on Nell's part; that Wilcox burned with resentment, became jealous and decided to kill his sweetheart before she should become the wife of another; that he came the fatal night with murder in his heart, was moody, absorbed, and called Nell out to kill her.

A BLIND WANDERER.

Didn't Know That Food Could Restore Her

A well known writer uses Grape-Nuts as a tonic when feeling the effects of extra heavy work. She writes, "Grape-Nuts should be taken regularly as one would a tonic. I eat mine cold in the morning with hot milk or cream poured over it, and it is delicious, nourishing and strengthening."

Some time ago I said to a lady friend who was a great sufferer from dyspepsia and had been an invalid for five years, and who was a mere skeleton, "If I had only known you sooner you need not have suffered all these years." She looked at me in surprise and asked me what I would have done. "I should have given you Grape-Nuts Breakfast Food," I replied quite confidently. "Did you ever hear of it?" Oh yes she had heard of it but never tried it as she had never had her attention called to it especially and I had thought it applied to her needs.

"Now," I said, "if you will just eat about it and try Grape-Nuts for a week, three times a day, I will guarantee you will rise up and call me blessed."

She took my advice and followed it faithfully. When I saw her about a week later she looked like a different person although she had only gained two pounds in weight, but said she felt so much better and stronger, and has greatly improved in health and strength since using the food.

She is getting well and you can imagine her delight in being unburdened. My own experience and that of others is sufficient evidence of the scientific value of a food that supplies nourishment to the system and builds up the brain and eye centers. Same given by Postum Co., Battle Creek, Mich.

cox's indifference was not consistent with innocence; that there was unaccounted for time. He said it was circumstantial evidence.

Judge Jones said the defense claimed that the evidence did not show that murder was done, that the facts and the prisoner's conduct were consistent with innocence; that their love was mutual; that lover's quarrels were common; that there was no motive for murder; that Nell's conduct was not indicative of real spurning; that her heart was burning with love one night and consumed by hatred the next; that her exuberant spirits that night and the talk of suicide may have indicated her purpose to destroy herself.

He said the defense admitted the opportunity for murder, but denied the motive, and held that a reasonable man would not have chosen her father's yard for murder; that his clothes were not wet; that his conduct and appearance, when seen by Leonard Owens before midnight were natural. The defense held too that Wilcox's conduct and conversation with State's witness were natural.

Judge Jones called on Court Clerk Jennings to read the evidence, the entire record of the trial. Mr. Bond said counsel were willing for just the most important parts to be read. The court decided that the case was important that every word of testimony as taken by the stenographers should be rehearsed to the jury.

Dr. Bull's Baby Syrup for Teething Babies. Price, 20 cts. Cures Wind-Colic, Diarrhoea, Dysentery, Griping Pains, Sour Stomach, Fever, Cholera Infantum. Dr. Bull's Baby Syrup promotes the digestion and soothes the baby.

Cooked Boneless Ham at the Oaks Market.

Autumn Haze. "Autumn haze," says a meteorological expert, "is dust composed of the finest particles of soil, dead leaves, smoke or ashes from wood fires, salt from ocean spray, the shells or scales from microscopic siliceous diatoms, germs of fungi, spores of ferns, pollen of flowers, etc. In the still air of damp nights these dust particles settle slowly down, and the morning air is comparatively clear. During the daylight the sun warms the soil, which heats the adjacent air, and the rising air currents carry up the dust as high as they go. Under certain conditions this layer of dust reaches higher and higher each day. During long, dry summers in India it reaches to a height of 7,000 feet, with a well defined upper surface that is higher in the daytime than at night. The reason why we have more of hazy weather in autumn is because there is then less horizontal wind and more rising air."

A Home Beyond the Grave. Dan, a colored man, was employed as porter in a mercantile establishment in a town in Florida, and his duties required him to have the store swept by 7 o'clock in the morning. He had been late for many mornings, and on the sixteenth consecutive time his employer remonstrated with him thus: "Dan, why can't you get here on time?" "Well, Mr. L.," said Dan, "yer see, I live the other side of Mount Hermon cemetery and can't always get yere on time."

"Why in the world do you live so far from your work?" said his employer. "Without a moment's hesitation Dan responded: "Yer see, it's dis yere way, Mr. L.—I'll be bones' wid yer—I wants a home beyond the grave."

Castyle's View of Aprons. Carlyle in his "Sartor Resartus" was able to find a deep philosophy in aprons. "Aprons are defenses against injury to cleanliness, to safety, to modesty, sometimes to roquetry. From the (thin slip of notched silk (as it were, the emblem and bethelized ghost of an apron) which some highest bred housewife has graciously fastened on to the thick tanned hide girth around him with thongs, wherein the bulker builds and at evening sticks his trowel, or to those flinging sheet iron aprons wherein their otherwise half naked Vulcans hammer and smelt in their smelt-furnace, is there not range enough in the fashion and uses of this vestment?"

Ancient Sacrifices to the Sea. The navigators of antiquity, to whose imaginative ignorance the ocean seemed peopled and beset with chimeras, dire and supernatural agencies of all sorts, used often to sacrifice human lives to the mysterious water gods. It is regarded by tradition that Idomeneus, king of Crete, vowed to sacrifice to Neptune the first living thing he met after escaping from a storm, and this happening to be his son he fulfilled his vow religiously. Medea nearly became a sacrifice during the return voyage of the Argonauts.

Monstrous. Toward the end of the mince pie stage Willie put down his spoon and punched away his unfinished trifle. "Why, Willie," said his father, "what's the matter? You look quite monstrous!" "Yes," replied Willie, "that's just it—I'm more'n full." And the innocent child wondered why everybody laughed.—London Globe.

Yours, Tired Papa. "Johnnie," said his mother threateningly to the incorrigible, "I am going to have your father whip you when he comes home tonight."

"Please don't, mamma," replied Johnnie penitently. "Paw is sicker so tired Paw he comes home."—Boston Post.

RALEIGH.

Wake County Shooting Justifiable Homicide.

Col. A. B. Andrews Much Improved. Dan Valley Lumber Co. Preachers Could Revolutionize Education. Music Teachers Association.

RALEIGH, March 22.—The coroner's jury found that the shooting and killing of Quincy Adams by John Nipper, in this county, was justifiable homicide. Adams, a man of bad character, went to young Nipper's house, cursed and assaulted him. Nipper shot him dead. Nipper's mother was the only witness of the homicide.

Vice-president A. B. Andrews of the Southern railway, whose sickness has been referred to, is much better today. Last night was the best he has had since his illness. He says he feels much improved.

The State charters the Dan Valley Lumber Co., of Mt. Airy, authorized capital \$250,000, with \$50,000 paid up. The stockholders are W. H. Tunis, of Mt. Airy; George W. Hinchaw, W. A. Blair, David H. Blair, of Winston.

In an address which State Auditor B. F. Dixon made yesterday before the Methodist district conference at Youngsville he said that if the preachers in North Carolina enlisted in the campaign of public education it would cause a public sentiment in this matter which would revolutionize the educational situation.

State Superintendent of public instruction Joyner said today: "You can make the positive statement that the warrants to the counties which have called for aid for the public schools will be sent out next week."

Application for a new lodge of Odd Fellows has been received from Vine-land, Columbus county.

Arrangements are completed for the annual convention of the North Carolina Music Teachers Association here March 31, April 1 and 2. A fine programme has been arranged, in which such artists will appear as Richard Burmeister, pianist; Merrill Hopkinson, baritone singer; Prof. Craighill, organist; A. K. Vergill, in illustrated lectures; C. De Vaux-Royer, violinist. Gov. Aycock will make the address of welcome.

Headache often results from a disordered condition of the stomach and constipation of the bowels. A dose or two of Chamberlain's Stomach and Liver Tablets will correct these disorders and cure the headache. Sold by F. S. Duffy & Co.

THE MARKETS.

The following quotations were received by J. E. Latham & Co., New Bern, N. C.

New York, March 22.			
COTTON—	Open.	High.	Low.
March	8.92	8.92	8.77
May	8.77	8.77	8.66
July	8.81	8.81	8.71
Aug.	8.61	8.61	8.50
Sep.	8.23	8.23	8.17
Oct.	8.07	8.07	8.08

Chicago, March 22.

WHEAT—			
Open.	High.	Low.	Close
May	73		73
July	74		74

NEW YORK, March 22.

COTTON—			
Open.	High.	Low.	Close
Sugar	134		134
So. Ry	32		32
U. S. A.	13		13
U. S. B.	42		42
U. S. B. Prof.	94		94
Me. P.	101		101
Atchaf.	79		79
Va. C. C.	69		69
A. C. O.	46		46

Coffee

May	430	430
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Liverpool

FRUIT & VEGETABLES. Sales 6,000 boxes.

Jan-Apr. Apr-May 4.65. May-June 4.47.

NEW BERN COTTON MARKET.

Rate in local market yesterday was 8 to 1.

PORT PRODUCE.

last week	to-day	last year
\$4,000		130,000

This week.

Feb. 1900	14900
Mar.	15000
Apr.	23000
May.	20000
June.	17000
July.	18000
Aug.	16000
Sep.	15000
Oct.	14000
Nov.	13000
Dec.	12000

Prescriptions at Davis.

Davis' Prescription Pharmacy makes a specialty of prescriptions. Prompt and careful attention is given them. Only the best drugs are used. The prices are reasonable. Send your orders to the Disp.

GRIFTON.

March 21.—Mr. A. E. Pittman, of New Bern was in town Monday and Tuesday on business.

Mr. V. A. Rountree, of Kinston was in town Monday.

Mr. G. W. Summerell of Kinston was in town Tuesday on business.

Mr. Virgil Rountree passed through town Wednesday on his way to Kinston.

The Henderson Telephone Company has put in our phone here and will soon have connections all over the state.

Shad are still very scarce and high yet.

Mr. Zeb Barrington of New Bern was in town Wednesday selling Duffy's pills.

Mr. J. C. Griffin went to Kinston Thursday on business.

Mr. L. J. Chapman spent Thursday in town on business.

Mr. W. G. Garris went to Kinston Thursday evening on business.

Capt. W. J. Pope has invited the following crowd to a shad stew and fry on Friday, J. R. Harvey, C. J. Tucker, J. L. Patrick, Dr. W. W. Dawson, L. A. Cobb Heber Gaskins, E. Long, J. C. Gaskins, R. L. Blow, Bryan Gardner, O. W. Gaskins, J. C. Griffin, W. S. Blount, Sr. This crowd are expecting a big time, it will be the first of the season.

The Best Prescription for Malaria. Chills and Fever is a bottle of GROVE'S TASTELESS CHILL TONIC. It is simply iron and quinine in a tasteless form. No cure—no pay. Price 50c.

JURORS DRAWN

For United States District and Circuit Courts, April 28th, 1902.

The following named persons have been drawn to serve as Jurors at the next session of the United States District and Circuit Courts to be held in this City the week beginning April 28th, 1902.

Craven County.—Levi Bray, Timothy McKoy, J. C. Whitty, Wm. H. Burden, (col.), S. W. Smallwood, W. P. Burrus, John Biddle, Thomas Daniels, M. L. Hollowell, M. M. Marks, P. J. Lee (col.), C. M. Dockham, John U. Smith.

Greene County.—J. W. S. Beaman, Alfred I. Grimsley, Richard H. Hardy, J. R. May, Eli Dargon, Jas. B. Jones, M. D. Lassiter, H. H. Beaman, J. J. Moore.

Wayne County.—C. E. Smith, Needham Morgan, S. W. Flowers, Benj. Price, W. T. Hales, W. G. Hollowell.

Jones County.—B. L. Brock, J. M. Ellis, T. A. Bell, A. C. Foscoe, W. H. Cox, Luther King.

Pamlico County.—S. A. Redding, Jesse Stanell, (col.), John Wessket, Jas. B. Casey, Adrian Eastwood.

Carteret County.—Augustian Wade, David McCane, T. D. Webb, C. P. Doy.

Pitt County.—R. L. Davis, W. T. Harris, W. H. Smith.

Onslow County.—E. A. Erwin, J. W. Freeman.

Lenoir County.—R. B. Klasey, Frank Rouse.

China Silk AT HACKBURN'S

We have just received a New Line in all colors. New Taffetas all shades at 65c. See them. Black Taffetas at 55c to \$1.25 per yard. We have received today more of that Silk and Linen Baste that all the ladies admire and we also have the Linings to match.

New Waist Goods

and Obliques to match at 10c to 25c per yard.

Don't Forget

that our Lining Department is complete. Fancy Linings in Mercerized and Cameos.

THAT NEW SUIT

You are thinking about getting—if it's on the Fashion Plate—is here, ready to wear the moment you put it on.

You'll admire yourself and feel as though others admired you—and they will, too. It don't take such an awful lot of money to dress well; when you know where to trade. You may have a corps of tailors dancing at your attendance, but none of them can design for you prettier garments, than these Spring Suits which we are now showing at \$6.50, \$8.00, \$10.00 and \$12.50.

Your suit desire can be easily satisfied here. Come, see.

E. W. ARMSTRONG,

67 Middle Street.



Riding a Road Roller

would be about as pleasant as riding some bicycles. The construction is so poor that every move "jars". In the Columbia Bicycles we have the very best made, high quality steel is used throughout. The noble plating and enameling is the finest. Fitted with first quality Hartford tires.

We have a number of other high grade wheels including the Hambley, Cleveland, Sears and Hartford. Other good wheels from \$15 up.

W. T. HILL,

91-93 Middle Street.



Anticipated Enjoyment

always realized when you ride in a Water's carriage, whether survey, buggy, trap or runabout. Their style is faultless, their construction perfect. They are roomy and comfortable, give ease in running and are alike grateful to horse and rider. Remember we are showing the best buggy ever seen for the least possible money, also the largest stock of all kinds of parts to select from.

G. H. Waters & Son,

75 Broad St., New Bern, N. C.

Fresh lot

Ontario Prepared Buckwheat, New lot Pancake Flour. Cream of Whean, Oatflakes, Carolina Rice, Grits and Big Houniny. Fancy Elgin Butter and Clover Hill Print Butter received fresh every week. Rock Candy Drips, the Nicest Syrup you ever tasted, only 10c qt. You can save money by buying your groceries from

J. L. McDANIEL,

Wholesale & Retail Grocer, Phone 91. 71 Broad St.

New Spring Shirts

The Latest Patterns of 1902 Just Received.

Figures Entirely New at Prices that will surprise and delight, as well as the beauty of the patterns and Elegance of the fabrics. These Shirts are made expressly for us. Prices 50c, 75c, \$1.00, \$1.25, \$1.50.

J. J. BAXTER,

Phone 160. 89 Middle Street.

An Inspection

of the canning factory would show you why these canned goods are so pure and delicious, and why they can't be sold at a cheaper rate. They are as cheap as good goods can be. Our people are well paid. They work in pleasant, clean, airy environs, and the fruit used is the best grown. That's why you enjoy Tolson's canned goods.

Respectfully,

J. J. TOLSON, JR.,

Broad St. Grocer. Phone 137.

Fresh Country Smoked Hams and Side Bacon,

Fancy New Orleans, West India and Porto Rico Molasses, Vanilla Drips and Maple Syrup Just Received. We also have a full and fresh supply of Fancy Cakes and Crackers, such as Unceada Biscuits, Unceada Milk Biscuits, Oysterettes, Cheese Sandwiches, Forentine Vanilla Creams, Orange Wafers, Chocolate, Ice Creams, &c.

Don't fail to give us a call and get your groceries fresh and delivered promptly.

Yours to Please,

J. R. PARKER, Jr.,

Wholesale and Retail Grocer, PHONE 69. Cor. Broad & Hancock Sts.

WE KEEP THE

Leading Brands of Cigars.

Sabrosa, Capadua, Owl, Gino, La Rota, Elmerito, Portuondo, Cubanola, Henry George, Renaissance made in the West Indies, El Principe De Gales 10c. All 50 Cigars \$ for 25c. Rate ticket with each purchase—\$5 saved to you.

F. S. DUFFY,

MRS. J. C. WILLIAMS, at No. 15, Griffith street, who is an experienced dyer and cleaner of clothing, respectfully solicits work of that kind. Pressing and repairing done.

J. O. BAXTER, Jr., Leading Jeweler.