

THE DAILY JOURNAL

VOL. VI.-NO. 292.

NEW BERNE, N. C., SATURDAY, MARCH 10, 1888.

PRICE 5 CENTS.

LOCAL NEWS.

BUSINESS LOCALS.

FOR SALE Two First-Class Walnut Case Organs cheap. C. L. GASKILL & CO.

USE PURE Ice manufactured by JARMAN ICE FACTORY.

THE Cakes and crackers are the best, at JOHN DUNN'S.

NOVELTY-ROCKAWAY Oyster Crackers at JOHN DUNN'S.

FERTILIZERS for Truckers and Cotton Planters at GEO. ALLEN & CO.

DIRECT importation of French Brandy and Holland Gin—arrived in bond and duties paid at Custom House in New Berne, guaranteeing genuine goods for sale. JAS REDMOND.

REDMOND'S Ginger Ale, Lemon Soda, etc., equal to imported. JAMES REDMOND.

TRUCKER'S Seed Peas, Beans and Potatoes at GEO. ALLEN & CO.

GARRETT'S Medoc Vineyard Cognac and Wines for sale, at Manufacturer's prices, by JAMES REDMOND.

PURE Liquors and Wines for Medicinal and other uses, at wholesale. JAMES REDMOND.

REPAIRING of China and Bricks done by CLARK & MORAN, Taxidermist, East Front st. New Berne, Jan. 14, 1888. law3m

CHOICE N. C. Hams at 12 1/2 cents per pound at A. MILLER'S.

The Fair is booming. Some good work must be done today and on Monday to have everything in readiness for the Fair.

The N. & T. R. S. Co. have agreed to transport all articles to the Fair free both ways where they are intended only for exhibits. Freight must be paid to New Berne, but it will be refunded on return of said articles.

Barnet Station, col., was before U. S. Commissioner W. W. Clark yesterday for robbing the postoffice in this city and was committed to jail in default of bond in the sum of two hundred and fifty dollars for his appearance at the next term of the district court.

As soon as the Graded School was dismissed yesterday, carpenters and workmen at once proceeded to clear the building of desks and arrange booths and stands for making exhibits. On the grounds work on coops for game and poultry and other preparations were also being earnestly pushed forward.

The traps for the pigeon shooting to come off Wednesday of Fair week have arrived. They were secured through the generosity of J. C. Brewster, dealers in guns and sporting material, of Raleigh, N. C., who has lent them to the Craven County Gun Club for next week.

Meeting of Invitation Committee. The committee on invitations is requested to meet at the office of the chairman, Major John Hughes, this morning at 10 o'clock. A full meeting is desired.

The Governor Will Open the Fair. Major John Hughes, chairman of Committee on Invitations, has received information from the Governor that he will be with us on Tuesday and open the Fair. Let everything be in readiness.

Exhibits Free. We learn there is an opinion prevailing to some extent in the city that a fee will be charged for exhibiting articles of fancy work and home manufactured goods. This is entirely a mistake. We want everything of the kind exhibited. Merchants making exhibits of their goods as an advertisement will be charged for space, and there is room for a few more of those which ought to be taken today.

Military Escort for the Governor. The Davis Cadets of La Grange, two hundred strong, will meet the Governor at Goldsboro and act as his escort to the Fair. The Governor's party will arrive on first morning of train 51 at 8:38 p. m., Monday. The Davis school has earned an enviable reputation for itself and its cadets will undoubtedly make a fine show. The fair is booming, and we are going to extend a hearty welcome to our distinguished visitors and to all who may come.

Fire. The fire alarm was sounded early Friday morning about one o'clock. The department responded, a bright light showing where it was. It was a dwelling belonging to Elizabeth Tucker, on W. Main street near Pollock. It burned so rapidly that the occupants came scrambling out of the flames and had to lie in their night clothes. The building was nearly consumed and but very little of the contents saved. Amount of insurance \$250.

That Label Case. In the Daily and Weekly JOURNAL of February 23d the following appeared under the head of "Kinston Items:"

A new firm, under the style of "Cook & Co., hailing from New Berne, have been doing business in a very novel way for some days at Mrs. F. B. Becton's old stand. They keep closed doors except when receiving or delivering goods and spend most of their time at Hotel Tull. It is reported that they are selling goods remarkably cheap. We would suggest to our merchants and citizens that if you do not wish to be a witness in court it might be best to buy your goods from other parties.

The firm of Cook & Co., composed of W. W. Cook and J. E. Hudson, young men formerly of this city, became highly offended at this item and brought a criminal action against our correspondent, H. C. Bowen, a gentleman of unimpeachable character and a minister of the Gospel, for libel. The warrant for Mr. Bowen's arrest was obtained from Justice Coleman upon the affidavit of J. E. Hudson, and a hearing was had before him, with Justices J. W. Grainger and W. C. Fields as associates, last Wednesday. The plaintiffs were represented by T. C. Wooten and A. T. Hill, Esqs., as counsel, and the defendant by N. J. Rouse, Esq., and Loftin & Rountree.

The case excited considerable interest and brought together a good number of the citizens of Kinston to hear the trial. As it is a serious charge to bring against the newspaper that aims to be useful and beneficial to the community in which it circulates, we propose to give the substance of the evidence of the plaintiffs themselves and let the public judge whether or not they were libeled, and whether or not it was the duty of our correspondent to write and the duty of the JOURNAL to publish the item in question.

The first witness introduced by the plaintiffs was J. B. Hudson. He testified to having heard Mr. Bowen say he wrote the item published in the JOURNAL and that if he had followed his sentiments he would have it much stronger. Upon cross examination he stated that he was a brother of J. E. Hudson and a clerk of the firm of Cook & Co.; that the firm was organized about a month ago; that they paid him \$12.50 per month and expenses; that Cook & Co. do a wholesale and retail business; that they have no traveling salesman, no State, county or town license to sell; that they did business with closed doors, and spent most of their time at Hotel Tull; that they kept no books and he did no writing for them. He also gave the name of the other gentleman who constituted the firm of J. E. Hudson & Co., but as that gentleman positively denies having anything to do with said firm we forbear giving that part of the testimony as it is not necessary to the end we have in view in the article.

The plaintiffs rested their case here. The defendant had quite a number of witnesses called and had the plaintiffs themselves subpoenaed.

S. W. Chadwick was put upon the stand. He is an assistant agent of the A. & N. C. R. at the Kinston station, and was introduced for the purpose of showing that goods had been shipped to Kinston for J. E. Hudson & Co. and received by Cook & Co. Plaintiffs counsel objected to the question asked to bring out these facts and a long argument followed in which Mr. T. C. Wooten, of counsel for plaintiffs, facetiously remarked that it was not a question of grace, but of regeneration; the defendants, he said, have not been regenerated; they must be born again. Again, when Mr. Spencer was on the stand to testify as to purchasing goods from plaintiffs, Mr. Wooten in endeavoring to establish the fact that Cook & Co. were wholesale dealers, asked if a firm that sold a whole coffee mill, one that would grind for a whole county, was not a wholesale dealer. But our object now is to simply show what Cook & Co. say of themselves, so we go on to the next witness.

W. W. Cook, of the firm of Cook & Co. was sworn and introduced by defendant. He testified that he was twenty-two years old last February; that he was a member of the firm of Cook & Co.; that he had put \$1,000 in the business, and J. E. Hudson had put in \$500; that he did not list his name last June, and had no property at that time except his trade; that he made \$1,000 since last June at the buggy business with his father; that he and J. E. Hudson organized the firm just before they left New Berne; that Hudson attended to ordering goods and writing letters, and that they room together in No. 24 at Hotel Tull and he read novels while Hudson was writing letters. He also testified that he spent most of his time at Hotel Tull; that if any one called at room 24 and wanted goods he went to the store and sold them and went back to his room; that he was doing nothing and living on the interest of his money, and

that he did not know the names of the firms from which Mr. Hudson ordered goods.

Mr. J. E. Hudson, member of the firm of Cook & Co., was sworn and introduced by defendant. He testified to having been of the firm of J. E. Hudson & Co. of New Berne; that he had ordered goods from California Wine and Brandy Co. for the benefit of the firm to the amount of \$37.60, and that the bill was not paid and the firm had never been requested to pay it, and that they don't always pay when requested; that Cook & Co. had made an order on the same firm which was not filled; that J. E. Hudson & Co. ordered a buffalo robe and rug from C. G. Gunthers Sons of New York billed at \$49.50 and \$80.00 respectively, and that they were not paid for, Gunthers Sons having taken out claim and delivery for same but were too late as he had disposed of the same, getting \$10.00 for the robe and nearly the value of rug; that he bought a folding chair and book case of a firm in New York at \$38.00 which he sold for about \$35.00 not paying anything to the New York firm; that he ordered goods from Garrett, Maaton, Allen & Co. of Philadelphia, which he did not pay for, and that Cook & Co. had sent another order which was not filled; that he ordered ink from Eureka Ink Co. to the amount of \$24.00 which was not paid and that Cook & Co. had ordered from the same house which was not filled; that the firm of J. E. Hudson & Co. had ordered crackers and ginger snaps of Larrabee & Co., sold them for less than cost and never paid for them; that they had bought a coffee mill price \$56.25 which they had not paid for but sold for \$25.00, didn't pay for it because they were "busted" and had no money; that the firm of Cook & Co. had paid no bills due Northern firms; that he, Hudson got some meat from W. F. Rountree, did not borrow it nor sell it as his agent, sold it, got the money but never paid him for it; that Cook & Co. got lard and hams from Cassard of Baltimore which had been sold for less than cost but had not been paid for. There were several other bills enquired after which had not been paid, which taken with those already mentioned tended to show that there was danger of those buying goods from this firm to become witnesses in court.

Upon cross examination by plaintiffs counsel Mr. Hudson stated that they had never made any false representation in purchasing goods and that they intended to pay for what they had bought.

After hearing this and other testimony the court, very properly we think, discharged the defendant and taxed the plaintiffs with the cost.

Now we leave it with the public to say if Cook & Co. are not, according to their own testimony, doing business in a novel way, with closed doors, spend most of their time at Hotel Tull, selling goods remarkably cheap and if persons who buy from them are not likely to become witnesses in court. Well, but says one, what if they were doing business in that way, the JOURNAL correspondent had nothing to do with it; it did not interfere with him. Ah, but what is a newspaper's business besides giving the news but to expose and condemn a business that is damaging to the credit and legitimate business interest of the community which sustains and supports said paper? One man may murder another and not hurt the editor or reporter of a newspaper, but who would support a newspaper that would not publish and condemn such an outrage against law and order? Such business as Cook & Co. are doing, according to their own testimony, is damaging to the legitimate trade of any town or city, and we are pleased to know that the good people of Kinston sustain our correspondent in what he wrote and they are determined to set the seal of their condemnation upon any such business as Cook & Co. are engaged in.

Newspaper Correspondents Coming. We have a letter from Col. B. S. Pardee stating that Mr. Fielding of the New York Commercial Advertiser, and Major B. F. Blakeslee of the Hartford Evening Post, will attend our Oyster and Game Fair next week.

In advance we bid our "brethren of the quill" welcome, and as they are well aware—by experience—that all our time will be taken up with our duties as editor, and we may thus be unable to seek out the representatives above mentioned, we take this method of placing ourselves and our sanction at their disposal, and hope that these gentlemen will make their first visit here and we will endeavor to show our appreciation.

Send in Premiums. Persons who have made donations of articles for premiums will please send the articles to the graded school building on Monday morning between 9 and 10 o'clock. Deliver them to Mr. Charles B. Hill, W. E. O'Brien, or the Committee.

THE LATEST NEWS.

Condensed from our Exchanges.

A severe shock of earthquake was felt in California Wednesday morning. Dr. W. R. King, of Louisburg, N. C., died Tuesday night. He had been in the active practice of medicine for more than fifty years.

The last reports from the Crown Prince are favorable. The probabilities are, nevertheless, that he will not live to be as old as the veteran his father, who died the other day.

The new Chinese treaty will be signed in a few days by Secretary Bayard and the Chinese Minister. The treaty, it is understood, contains very rigid provisions against the importation of Chinese laborers into this country.

Much interest is centered at present on Mrs. Hooker, a well known lady of Elkhart, Ind., who has appeared before the pension board and made formal claim to a pension based on the fact that she was an enlisted soldier of the late war, served three years and was twice wounded. She ought to have it.

The engineers' strike is extending to other roads than the Chicago, Burlington and Quincy road. Chief Engineer Arthur says: "There is serious danger that the strike of engineers and firemen will now spread widely. It is impossible to appease our men when they know that the railroad companies all over the country are giving aid to the Burlington." The Brotherhood of Engineers is a widespread and strong organization, and if a general strike is ordered it is very probable that there will be trouble all over the country.

Last Wednesday evening the office of the Evening Union, Springfield, Mass., was burned. It is reported that the blaze was attended with the most sickening horror ever witnessed in that city, six of the employees in the office meeting a terrible death, most of them jumping from the fifth story and being crushed into a shapeless mass below. The fire was first discovered in the mailing room, and before the fifty souls on the upper floors knew of their danger the stairway was ablaze, the elevator was burned and all means of escape cut off, except by way of the roof of a building in the rear, by which way most of those saved escaped. Some of the employees rushed to the editorial room, being cut off from escape in the rear, and had to face the horrible alternative of burning to death or jumping to the sidewalk below. A ladder was put to the fourth story, and the sight of rescue so near seemed to madden the suffering group at the two windows in the story above, who dropped in succession to the sidewalk below. Six fell in this way. It is thought others fell back into the flames.

The Charlotte Chronicle says: A remarkable accident occurred at Wadsworth's stables, yesterday afternoon, by which one of the fine black horses belonging to the Central omnibus was shockingly injured. The four horses were hitched to the bus ready to go out to the evening train, and were standing in the College street entrance to the stables. A horse attached to a baggage wagon ran away just after entering the stable from Tryon street and dashed through the stable at a furious rate. At the College street door the runaway horse came into contact with the bus horses. One of the shafts struck the off wheel horse squarely in the breast. The pointed end of the shaft, on coming in contact with the breast bone, took a downward course and came out behind the right foreleg of the horse. The shaft tore along almost its entire length through this horrible wound, and the point buried itself in the horse's groin, making a second wound. It required the strength of four men to withdraw the shaft from the quivering flesh of the animal. Two large arteries were severed, and the services of two physicians were required to take up the arteries and sew up the wounds. The horse, it is believed, will recover.

Steamer Movements. The Vesper of the E. C. D. line sailed yesterday with full cargo of lumber, cotton and general merchandise. The Eagle of this line will arrive today. The Manteo of the O. D. line sailed for Norfolk with a cargo of freight and a number of passengers. The Defiance of the Clyde line sailed for Baltimore yesterday with full cargo of lumber and other freight.

A Valuable Premium. Mr. Sam K. Eaton, the jeweler, has received from L. Hammel & Co., dealers in watchmakers and jewelers supplies, \$5 Maiden Lane, N. Y., a very handsome marine glass, in case, and with shoulder strap, to be offered as a premium for the best or finest display of fish and oysters combined at the coming Fair.

Notice. The Republicans of the 4th ward, city of New Berne, are requested to meet at 32 m., March 24th, 1888, for the purpose of electing three delegates and three alternates to represent said ward in the Republican convention to be held in the city of New Berne, March 29th. By order of the committee, E. A. RICHARDSON, Chairman.

SHERIFF'S OFFICE. New Berne, March 9, 1888. Notice to Tax Payers. NO FURTHER INDULGENCE WILL BE GIVEN after the 20th day of March. All tax payers who have not paid their taxes will come forward and settle at once, as I shall be compelled to levy on the personal property. Respectfully, D. STIMES, Sheriff Craven County.

Portraits. In oil or crayon from life or small pictures done by Miss Aurora Mace who is teaching drawing and painting by latest methods, at her residence on Johnston street. Jan 11/11

For Sale. House and Lot, corner of Pollock and George streets. House has eight rooms and a bath room, two halls, 14x25 feet, front and back stairways. Hot and cold water in second story. Water is heated by a range in the kitchen which is attached a thirty gallon boiler. Three rooms and both halls are finished in native woods (walnut, ash and pine). Force pump on premises, a cistern, capacity 3,500 gallons, a good well, and a cellar 25x25 feet. Also for sale, a close built Bay Mare nearly six years old, perfectly sound. m10 5c R. B. LEHMAN

Notice. For the next Thirty Days I will sell, for Cash, the Stock of Groceries and General Merchandise of Dail Bros at store on Craven street.

All persons indebted to the firm by note or account are requested to make payment without delay, as the business must be settled. W. D. WALLACE, Assignee.

Coal! Coal!! Coal!!! Best quality LYKENS VALLEY RED ASH COAL, \$6.00 per ton, delivered. E. B. ELLIS, Coal Yard.

F. Ulrich MAKES A SPECIALTY OF Wylie, Smith & Co.'s, Wm. M. Powell & Co.'s, Popular Brands of FLOUR, SOLD CHEAP. Also Philadelphia Butter. MIDDLE STREET, NEW BERNE, N. C.

Coal! Coal!! A cargo just received by WATSON & DANIELS. Will be delivered at the same old price—\$6.00 per ton. It.

For Rent, Safety Deposit Lock Boxes, for safe keeping of private valuable papers, in the Vault of the National Bank, at moderate rates. m8 dtf G. H. ROBERTS, Cashier.

F. Ulrich, WHOLESALE GROCER AGENT FOR Hazard Powder Co. Lorillard & Gail & Ax Snuffs SOLD AT Manufacturer's Prices. MIDDLE STREET, NEW BERNE, N. C. "IMITATION IS THE SINCEST FLATTERY."

"BELL the JEWELER" HAS THE LARGEST and MOST VARIED STOCK OF Watches, Diamonds, FINE JEWELRY, Etc., Etc., IN THE CITY. Jas. W. Waters, ATTORNEY AT LAW. Office next door New Berne Journal. m1 dtw NEW BERNE, N. C.

THE BREAKERS

Of commercial ruin have burst about us thick and fast, yet the proprietor of

DUFFY'S Bargain House

is enabled to announce that his concern has weathered the storm. He has returned from the

DRY GOODS CENTRES OF THE NORTH

LARGEST, BEST SELECTED,

MOST COMPLETE STOCK

that he has ever before brought to this market, and is now ready to grapple with financial depression.

Read The Attractions: Shoe Department. Shoes! Shoes! Shoes! Ladies! Gents! Misses! Boys! All styles, sizes, prices. Bought of manufacturers and selling at prices that will surprise you.

Dress Goods. An almost endless variety. A 40-inch all-wool goods in fashionable shades at 45c. per yard. White Goods in all the novelties. To be seen to be appreciated. 12c. Satines, the best ever offered in the city.

About 50 rolls Straw Matting, all grades.

100 bolts Pants Goods, Cassimeres, Cottonades, and Doeskins from 8c. up.

100 doz. Corsets (job lots), all bargains.

18 cases Prints, from 3c. to 6c. Domestic, Plaids, Hosiery and Notions in quantities almost inexhaustible, all of which must be sold, if low prices mean anything.

To the Wholesale Trade It will be to your interest to see us before purchasing, as we are satisfied that we can save you money. We are jobbers and manufacturer's agents for Shoes, N. C. Plaids, Clark's O. N. T. and other staple articles. Call, we can convince you.

Watch our "ad." for a list of stammers in prices. We are going to make "Home Howl."