WANTS.

WAITERS AT THE "TIVOLI."

ROOM—Or room and kitchen; rent not to exceed $16. Address A. EARTON, Appeal office.

GOOD BUSINESS man with $500 capital to take charge of a big paying business here. Profits large and no competition. Like business in successful operation in Eastern cities. Apply to J. Wise, No. 98 Madison street.

PLANTERS, hotel keepers, and all others in want of domestics, to know that I have on hand male and female help, white and colored, together with several married couples, who will be found useful, the husbands as gardners and men of all work, and the wives as cooks, washers and ironers. Call at the Labor Agency and only Intelligence Office, 63 Jefferson street.
WM. DARDIS.

SITUATION—By a young man as Bookkeeper, assistant do, or salesman in either mercantile or commission business; good reference given. Address, C. L. F., care this office.

PARTNER—A partner who has from $3000 to $5000 to invest in a profitable manufacturing business, already established and that will pay over 100 per cent. Apply immediately. Address,
MANUFACTURER,
Appeal office.

HOUSE—Small house, or part of house, comfortable and in good neighborhood. Only man and wife. Respectability and permanency desired. Possession any time before the middle of September, but want arrangement now. F., care Boyle & Chapman, 279½ Main street.

COW—The party who took black cow, with white face, from Bluff City Dairy Sunday, August 13th, will please send address to R. G. NORRIS & CO., care of 322 Front street.

BOARDERS—First-class Board at No. 34 Gayoso street.

HOUSE—By a good paying tenant centrally located, for 8 rooms. Address Dr. A. W., 543 Main, corner Jefferson.

SITUATION AS TEACHER—Either in a private family or as assistant in a female school, by a lady of several years experience. Her course comprises English, Latin, French and Music. Address Miss V. L., Somerville, Tennessee.

SITUATION—By a Lady Teacher of Vocal and Instrumental Music; twelve years experience in the South; best of references. Address, Miss C. E. MAY, 115 Michigan avenue, Chicago, Ills.

AGENTS.—To gentlemen of experience, a rare chance is offered as agents in Tennessee, Mississippi and Arkansas, by the Universal Life Insurance Company for working insurance. All agents will deal directly with the home office, and having no figureheads to tax your work, you will receive full general agent's commissions. Our STOCK RATES, with PARTICIPATION IN PROFITS, are new and original, and commend themselves to an intelligent public. For particulars apply to, or address,
SAM'L I. KNIGHT,
Sup't of Agencies in Tenn., Miss. and Ark.
Room No. 10 Planters' Insurance Building, Memphis, Tenn.

FOR SALE.

ROCKAWAY—A second-hand rockaway, at Moses's, 224 Second street.

LOT—On east side of Bayou Gayoso, between Court and Madison streets, fronting about 160 feet on Court and 160 feet on Madison, suitable for building cotton shed or warehouse. Apply to Thomas Wickersham, at the old Postoffice Building.

SHELBY Street residence for sale. Intending to remove to a central location in the city, for professional convenience, I offer my residence for sale. Apply at my office on Monroe street.
W. A. EDMONDS, M. D.

RESIDENCE—A desirable residence, No. 34 Jefferson street; 8 rooms and kitchen; good servants' house and carriage house, coal and wood house, excellent cistern under new shed, all in good repair; price low and easy terms.
M. L. MEACHAM, No. 8 Union.

LIME—500 barrels fresh Alabama Lime to the trade.
W. H. GRIDER & CO.
Office depot M. and C. R. R.

EAGLE GIN STAND—CORN SHELLER. A No. 1 second-hand Eagle Gin Stand (40 saws), with Bands and Rollers complete. Also, a good second-hand Corn Sheller. Terms easy. Apply to
J. M. PATRICK & CO.
254 Front street, Memphis.

RESIDENCE—An elegant residence on Carr Avenue, within two miles of Court square, and one-quarter of a mile of the street cars. Apply to
J. T. CASTLES, 41 Madison street.

LEASE—The lease of property No. 94 Market, on which is built a two story frame dwelling containing seven rooms and kitchen. Good yard and cistern. The lease having three years to run. For further information apply to
A. KARR,
No. 6 Water street.

SAW-MILL.—One A No. 1 Steam Saw-Mill, complete, with Grist attachment (forty-horse power). Apply to
J. M. ONLEY,
No. 298½ Second street, Memphis.

BLUFF CITY MILLS, 197 Poplar street; in good repair; will sell on easy terms, or rent.
D. E. M'KEES.
297½ Main street.

FOR RENT.

DWELLING HOUSE, No. 164 Alabama street; 8 rooms. C. H. TAYLOR & CO.

FURNISHED ROOMS—Nice, elegant furnished rooms for rent, cheap. Apply at 279 Main street.

RESIDENCE—Containing six rooms, corner of Butler, 2½ squares from Main and Chester streets. In good neighborhood, location high and healthy, rent low. Apply to R. F. Coleman, office of First Credit Co.

BUSINESS HOUSE, No. 4 Howard's Row.

RESIDENCE, 249 Union street. Apply to
M. L. MEACHAM, No. 8 Union.

OFFICES—Four splendid offices in Standard Block. Apply to
GEO. D. CROCKETT, 17 Union st.

STOREHOUSE—Commencing September 1st, that large and commodious store house, No. 266 Front street.
W. H. MOORE.
265 Main street.

STORE, AND DWELLING ATTACHED, No. 19 Jefferson street, between Main and Front. Apply to
MENKEN BROS.

COTTON OFFICES.—No. 252 Front street, up stairs. Apply to
MENKEN BROS.

BUSINESS HOUSE.—A first-class business house (extra large), No. 252 Main street, only to a first-class tenant. Possession 24th of August. Apply to S. A. Norton, Esq., or address at Germantown, Tenn.
WM. M. PERKINS.

HOUSE—A two-story dwelling-house, with six rooms, two dressing rooms, kitchen and servants' rooms, on the corner of Pontotoc and St. Martin streets. Apply to
S. S. LLOYD, 221 Main street.

ROOMS AND BOARD.

BOARDING—Excellent day boarding can be had at 168 Monroe street, at $20 per week, in advance. Also, rooms, elegantly furnished, can be had, with board, for two persons, at sixty dollars a month. References required.

STOLEN.

COW—$10 REWARD—A large black cow, some white in the face and on the belly, large horns, was in good order, and very heavy with calf.
W. T. HINES,
M. and C. R. R. two miles from Court Square.

GROCERS, druggists, bakers, etc., go to R. G. Craig & Co.'s for Paper Bags.

LOCAL NEWS

—Leddin's College.

—Attend Robertson's College.

—Dolbear's College, 230 Main street.

—W. Z. Mitchell's school, 393 Third St.

—The DAILY APPEAL, five cents per copy, can be had of all newsmen in the city.

—Armstrong's Photographic Gallery, No. 211 Main street. Three faultless gem pictures for fifty cents.

ST. JOSEPH'S INFIRMARY—In charge of the Sisters, corner Third and Jefferson streets.

TO OUR FRIENDS.—We invite letters from our friends and subscribers in the country. We want news in the fewest words. Local movements and events, politics, crops and industrial and educational progress. These are the things to write about.

BURNETT'S KALLISTON.—Best cosmetic

PUMPS—315 Second street.

PAPER and Paper Bags always on hand and for sale at Craig's Seed Store.

WE desire to call especial attention of stockholders in the Memphis and Charleston railroad to the very great importance of attending the Stockholders' Annual Convention, at Huntsville, Alabama, on Wednesday, August 30th. Matters of the most vital interest, looking to the future and further prosperity of the company, will be brought before the convention, and it is hoped that all stockholders who can do so will attend.

STEAM FITTING, 315 Second street.

DELAYS ARE DANGEROUS.—Mothers, as you love your offspring, don't fail to use Mrs. Whitcomb's Syrup for soothing children. Read the advertisement in another column.

AMERICAN DRIVEN WELLS at Brownell Browne's, 315 Second street.

GAS FITTING, 315 Second street.

A TERRIBLE TEMPTATION, Harper's heap edition, for sale by Joe Locke, 336½ st street.

FEATHERS, second-hand furniture and household goods of all kinds bought, at 332 Second street.

JOE LOCKE, 336½ Main street, has Gody, Peterson, Leslie, Demorest, Harper, Galaxy, Eclectic, Every Saturday's Monthly, Appleton's Monthly, Phrenological Journal, Ballou, Pleasant Hours, and a host of other late monthlies, all the illustrated weeklies and principal dailies of the United States.

THE KILLING OF MORSE.

Examination of Captain Cannon, before a Bench of Magistrates, Continued—The Defendant Sent to Jail, and his Bonds Cancelled.

The Morse-Cannon examination was resumed yesterday morning.

William Kingdon, proprietor of the St. Charles restaurant, was the first witness examined. He testified that he was standing at the third door of his place, on the Jefferson street side, on Friday night, and Captain Cannon passed by; they exchanged salutations; he said Morse started to cross the street, toward Broom's, as he thought, immediately before the shooting; he saw the movements from a distance; heard the shooting, but did not know any of the particulars.

Policeman Carmichael was the next witness. Was on duty at Broom's Opera House; heard shooting between Second and Main street; ran in the direction which the shot was fired; saw two men in the middle of the street; one of them was a kind of running back; saw him fire another shot; I did not know then that Hod Morse was there; I hollered at him, asking him what he was doing; there was another shot fired, making four altogether; he was near the corner of Main and Jefferson when the last shot was fired; he then ran round the corner, and we followed and arrested him. I asked Mr. Cannon for his pistol. He did not reply. Templeton, the other policeman, said: "I got it." I asked Cannon who he was shooting at. He said: "Hod Morse." I asked him if Morse fired the first shot. He said he believed not. I asked him what made him shoot in that way; he said that he wanted to kill him, "only my pistol snapped." I said it was bad work; Cannon said: "He took my girl." That is all that passed till we went to the station-house. Mr. Templeton put a charge of shooting in the corporation against him. He wanted to get Mike Blessing's name on the pistol; it belonged to him, he said. He said Mike Blessing did not know what he was going to do with it when he borrowed it.

Q.—Did you offer any inducements to the defendant to bring out those statements?

A.—No, sir; none.

Cross-examined by John Bullock.—I refused to have the name changed on the pistol; I think Cannon's name was put on it before he wanted Blessing's name put on. I did not know that it was Hod Morse was the person was shot until I saw him lying wounded at the Senate Saloon, except through the words of Cannon.

DEFENSE.

Colonel J. W. Dawson sworn as first witness for the defense. Knows Cannon ten or twelve years; his general reputation is good; J. W. Rogan knows defendant ten or twelve years; character very good; J. V. Rambaut, J. J. Dubose, E. A. Cole, John C. Fizer, T. B. Norment, Capt. Hutchinson, John Deninger gave similar testimony.

It was admitted by the State that the testimony of Col. M. Magevney, Jr., Gen. Colton Green, Gen. G. W. Gordon, and Col. A. J. Kellar would be taken for granted the same as those who were actually received. Dan Kirwan was then examined. He said, I have known Hod Morse four or five years, his general character was bad. I know that he habitually went armed. About four or five weeks ago I heard Hod Morse say that if he heard of Capt. Cannon whipping that woman again he would make him take his pistol and jump into the Mississippi river; some one who was present at the time remarked that Cannon was a "killer" or a "shooter," and Morse replied that he didn't care, as he would pull as quickly as anyone, and was always fixed. I met Hod as I was crossing Main street at Jefferson, about two or three nights after this conversation. He spoke to me and asked, "where is Wynne Cannon?" I replied that I had not seen him that night. He seemed to be drinking and was excited, and when I made my reply he said: "Well by G—d, I'm going to see him," and that is the last that I heard him say of Wynne Cannon.

Q.—Was it generally known that bad feeling existed between Hod Morse and Captain Cannon by Morse's friends?

Objected to.

Witness—That same night I was so impressed with Morse's remark that I went to my father's and asked for Captain Cannon; I saw him the next day and told him that Hod had threatened him, and that he had better look out for him, as he was a dangerous man.

Cross-examined.—I am a clerk on the river by profession, and I know of Morse's general reputation from having associated with the gamblers at their places of resort. It was about two or three weeks since that I told Captain Cannon and my father what Hod had said about him.

Similar testimony was given by G. W. Rodgers.

The Court adjourned, having canceled the bonds and sent Captain Cannon to jail. The examination is to be continued at 9 a.m. to-day.

CITY PARAGRAPHS.

—A resident of Beale street, named Stewart, had his hand and arm badly burned Thursday night by the explosion of an oil lamp.

—In our notice yesterday, of the Cavsnaugh homicide, there is an error which we cheerfully correct. Dr. Sim was the physician in charge—not Dr. Lynch.

—We regret to learn that a lady residing on Washington street, was bitten by a spider a few days since, and so severely that it is thought she will die from it.

—Messrs. Fargason & Clay, yesterday received of G. A. Bateman, of West Bend, Arkansas, a new bale of cotton weighing 420 pounnd and closed bright middling.

—The Communists of Memphis are getting after our friend of the *Ledger*. It would be a good idea to purchase a tombstone by subscription and have his virtues named thereon before he quits us.

—The County Court building was lively yesterday. Two important examinations in murder cases were going on simultaneously in which a great number of people took interest. The building has not looked so gay since last winter.

—We acknowledge the receipt of a copy of the programme of the Chickasaw Jockey Club races, fall meeting of 1871, beginning Tuesday, October 3, and continuing five days. It is neatly and elegantly printed, and does justice to the press of Boyle & Chapman.

—Thomas O. Mally died suddenly Thursday on the Poplar street pike, where he was working for the Pike Company. The Coroner held an inquest. Verdict—sunstroke and exposure. They forgot to add: "Worked to death in the interests of civilization."

—At one moment yesterday afternoon 18 drays could be counted at the corner of Union and Main, all in motion, and no one of them more than three or four doors from the intersection of the streets. This is one of the many daily indications of the southward march of trade and business.

—A young man by the name of James Larkins was arrested by Chief O'Donnell last night, who charged him with robbery and assault. There is a State's warrant out against Larkins for having followed a man out on Poplar street one night about a month ago, and beat him almost to death, and then robbed him. That's what's the matter with Larkins. He quit the town after that Poplar street episode, and did not appear here again till yesterday. Larkins is said to be a scalper and a hack-driver.

—The first bale of new cotton has been received from Tipton county, and from J. R. McCall, Esq., who is ahead again. This is the sixth year that the Esquire has delivered the first bale from his county consigned to Pettit & Simpson, and by them sold to Hartmus & Co. at 25 cents per pound, who shipped by the Great Western Despatch Line to R. M. Larned, Esq., Providence, R. I. It classed middling and weighed 550 pounds. The Esquire was the first from the State for three years, and would have been this year, but from the fact that he has been looking for a wife, and we are happy to learn that his fondest hopes will soon be gratified.

—Some thief or thieves, expecting to made a fortune in a night, forced an entrance into the grain and feed store of S. E. Sevier & Co., No. 44 Monroe street, night before last, by breaking through the rear window and broke open the desk, finding for their trouble the sum of $5 in nickels, which they pocketed and made their exit through the back door, which they left standing open. The proprietors regret the damage done to the desk, and were somewhat surprised to find that the large quantity of grain, lime and produce was not carried away. By the manner in which the "job" was done, it is clear that those engaged in the robbery were experts.

PAPER and Bags at Craig's Seed Store, 377 and 379 Main street.

PERSONAL.

Mr. R. A. Van Horn, of the Corsican Observer, Navono county, Texas, paid us a visit yesterday. He is on his way to New York.

Mr. H. T. Tomlinson has returned from a brief trip North. We are indebted to him for a file of papers.

FRESH OYSTERS.

First of the season, at Edwards & Holbrook's, 278 Second street.

PAPER BAGS at Craig's Seed Store, 377 and 379 Main street.

COTTON BASKETS, Tighe & Co., 3 Howard's Row.

SEE advertisement of Dr. Butts' Dispensary, headed Book for the Million—Marriage Guide—in another column. It should be read by all.

THE JONES-CAVANAUGH AFFAIR.

Preliminary Examination before Recorder Scales—Ex-Governor Harris for the Defense, Col. Adams for the State.

The case of Jones, for shooting Cavanaugh, was brought up before the Recorder yesterday morning in the First Circuit Court room. Governor Harris and Gen. Sale appeared for the defense and Col. Adams and Mr. Ryan for the State.

R. L. Taggart, police officer, resides in the city, is acquainted with the defendant. My beat at present is doing a special business at the station house. Saw Reuben Jones, between ten and eleven o'clock a. m. Thursday; saw him on Causey street going toward the station house; I was going north.

Q.—Under what circumstances did you meet Mr. Jones?

A.—I was about to go out with a prisoner to get a forfeit, when I heard the report of a gun and started out toward where it was made, when I met Mr. Jones. He said to me, "I'm your prisoner," he said, "I shot that man." What man? I asked him; he answered, Cavanaugh. When I went up to the grocery of Jones & Duncan I saw Cavanaugh lying on the street outside the sidewalk; he was not dead; he is dead now; he was wounded on the right side above the hip. There were many people round there I could not tell who in particular they were. We took Cavanaugh to the station house. Cavanaugh said nothing that I could understand. He moaned a little. I saw Duncan standing on the street, I think about twenty steps from where the wounded man was lying. I think it was about eleven o'clock when I heard the report of the gun. I learned since that Cavanaugh lived near Jones' grocery, south of it. I did not know where he lived when I saw him wounded. The house sits back from the street 25 or 30 yards.

Cross-examined by Governor Harris—That grocery is situated on Causey street, between Beal and Linden, on the west side of the street. Cavanaugh's house is a little west of the grocery. The back of the grocery reaches within six feet of the house. The counter in the grocery is on the north side, at the time I heard the report; I did not know anything as to who fired it. The first knowledge I had of that was from Mr. Jones himself. He was coming toward the station house. He gave him self up. He made no statement as to the circumstances under which he shot Cavanaugh. The grocery is about a half a square from the station house. I think he came in immediately after the shooting to give himself up.

To Governor Harris—There was a crowd around the wounded man; I think he was twelve or fifteen feet from the door of the grocery. At this point the witness demonstrated by example the whereabouts of the wound that he saw upon Cavanaugh. It was a little above the right hip and on that side.

Henry Dunn, colored, was next called. Lives at the corner of Pontotoc and Shelby streets; did not know Jones; did not know Cavanaugh. About eleven o'clock Thursday was standing at the door of Mrs. Woods, on Causey street, buying chickens; I saw a man shot near there; I saw the gun fired and the man fall on the ground; I saw him before he fell; he staggered back and fell out on the street; I was looking right at a coop of chickens (said the witness, pointing to the floor with the long index finger of the right hand); the man was coming towards us from where he was shot as from here to Second street; I saw no gun at all; I saw a policeman running from Beale street with a pistol in his hand; I did'nt know who shot him when I saw him staggering right from the grocery door; I just took up my chickens and looked over that way as they carried him to the station-house; he was muttering just that word (making demonstration) and then I left "thar." [Laugh.

Dominick McDonough—Live at 35 Overton street; do not know the defendant; I never saw him to know him until yesterday and to-day; I knew Cavanaugh; I lived next door to him on Trezevant street; I was on Causey street yesterday when Cavanaugh was shot; I saw him coming along the side-walk; he was going south, on the west side of the street, and I was on the east side; I saw him forty or fifty yards from where he was shot; I was looking at him all the time, as he was walking along fair and easy; I was east of where he was shot; I was in clear view of it; he was shot before he came opposite to where I was; he did not stop anywhere; I saw him jump up off the ground, as a rabbit would; he did not stop at the grocery; when Cavanaugh was coming along, I saw a man coming to the store door and retired again, and when Cavanaugh was passing he was shot; in a minute or two afterward I saw Callaghan coming out of the store, pulling up his pants, and I hollered to the policeman to arrest him; but the man walked toward a policeman, who was coming from the station-house; that man at the bar is the man, in the best of my opinion; it occurred to me that it was the same man who had come to the door in the first place, and that he went back for the gun to shoot Cavanaugh; he came from the inside of the grocery and looked both ways, and then retired again; to the best of my belief it was the same man who came out afterward and went north toward the station-house. I believe the policeman that was on the Beal street side of the house to arrest that man, because I thought it was that one that shot him. He walked toward the other policeman that was coming from the station-house. I think it was about eleven o'clock. I was between forty and fifty yards from the man that was shot at the time. To the best of my belief and knowledge he was toward the outside of the side-walk nearer the gutter than the house at the time when he was shot. He was passing right along; he made no halt; he was shot in the right side; it seemed to me it was the side that was toward the door from where the shot came; he was passing there, and sat down to rest myself; I had been sitting there twenty minutes before the shooting; I am about fifty years of age.

Q.—Do you use glasses?

A.—Yes, sir.

Q.—Were you using them at the time?

A.—No, sir; I was not; the side-walk was very clear at that time; at five minutes before that there were a good many people, but at that particular moment I saw no one on the street but Cavanaugh; my attention was not very particularly directed to Cavanaugh; I had the pipe in my hand getting ready to have a smoke; I was faced in the direction that Cavanaugh was coming from; I did notkeep my eyes on him all the time; when the man was passing along nicely and quietly, the flash of the gun came.

Q.—Do you undertake to say that Cavanaugh did not turn his body toward that door?

A.—I didn't see him; to the best of my belief, he did not; he might have turned his eyes, but he was moving along; I'm not particular about swearing that he didn't look, but he didn't stop, at all; he staggered on the sidewalk and fell out on the street; the man was passing, and when he was shot he staggered out that way (the witness suited the action to the word); the store of Jones & Duncan has a double-door front from where I sat I could see into the store; I didn't see but the man who came to the door; Cavanaugh was passing the cooper's shop, when the man came to the door to look up and down the street; that is about seventy-five or one hundred yards; he just come to the door, but I don't know whether he looked up and down or not.

J. R. Johnson was next examined. Resides at 101 Linden street; didn't know Cavanaugh; never saw him till he saw him lying on the street, after he was shot; I didn't see him at exactly the time he was shot, but I saw him before and after; I was between fifty and sixty yards from him; I was on the same side of the street I was after crossing at the intersection of Linden street, and was going toward the place where Cavanaugh was walking, going toward him; I was going north and he was coming south; he was lying in the street, outside the gutter. I saw him before he fell; just as the report reached me, my eye was on him; I saw him probably as quick as a man could turn his eye from one side to the other. After he was shot, he jumped up two feet or two feet and a half from the ground; I think I saw the bullet when it hit the ground; I would suppose he was very close on the outside of the sidewalk; he was nearly outside the pavement. I could not say, then, whether he was directly opposite the door; I don't know what door he was shot from; he was walking at the crack of the gun; he was coming south; I walked up to him; I don't think he moved before I got to him.

Q.—Was that man shot?

A.—I should say so; he was shot right above the pants; I think he wore hip pants; he had no suspenders.

Cross-examined by General Sale.—I am confident that the man was walking at the time the gun was fired; my eye was not off him for longer time than he could have walked two steps.

Minerva Holland, a colored woman, lives at 18½ Causey street, about fifty or sixty yards from Beale, and about the same distance from Jones & Duncan's grocery store, was sitting in her house doorabout the time she heard the shot was fired; saw Cavanaugh walking along, Mr. Duncan was walking behind him and passed him; I was laughing and talking with several of the women around the house; I don't know whether Duncan went into the grocery store; we was talking about Mr. Duncan—he was such a nice man; could not say whether Cavanaugh stopped in front of the store or not; I did not see him stop; I would have seen him if he stopped; I was looking when I saw the smoke and heard the noise of the gun.

Mrs. Martha J Callaghan lives at 25½ Causey street; often saw Jones, have no particular acquaintance with him; I live on the east side of the street; I knew Cavanaugh by sight; I saw Mr. Cavanaugh walking along the side-walk past the grocery where he was shot, but I could not tell who shot him; I was looking at him across the street, "catty-corner" like; he was coming from Beale; I saw him at the instant he was shot; he was walking along; of course, the ball stopped; I was looking at him on account of him being arrested; I think he was walking in the middle of the pavement.

Cross-examined by Governor Harris—I had just come to the door when he was half way the block; my house lacks a lot and a half of being opposite Duncan's grocery; I did not see Mr. Duncan; there was no one going along but Mr. Cavanaugh; I never saw the side-walk so bare as at that time; my attention was rivited on Mr. Cavanaugh; I was watching him very particularly.

Q.—Do you look at every one that goes along there with that particular attention?

A.—I did not know that it was any harm to look at a person; Mr. Cavanaugh did not turn to the right or left, from the time I saw him until he was shot; he walked very straight, I tell you! I don't believe he could have done it without my observing it; I did not see him look any way only right in front of him; he was in front of the door when he was shot; I saw him before he was shot, after he was shot, and when he was shot saw him fall.

Mrs. Carrie Botto was next examined. Lives at 101 Causey street; I was at home Thursday between the hours of ten and eleven o'clock; I was passing across the street about half-past ten; saw the man when he was shot; I was within a hundred feet of him; I never knew who killed him; I was talking to a black woman at the time he fell on the pavement; he was standing close to the door; he was falling; he was in the door of the store; when I heard the fire he was standing on the pavement. This witness said that he was standing in the door, and that he was standing on the pavement, and that he was falling out of the door, and finally she said she did not known where he was standing.

Austin Beattle was next examined. Lives at No. 40 Causey street; did not know Kavanaugh; knew Jones by eyesight; saw a person shot there Thursday in front of Duncan & Jones' grocery.

Q.—What was that man doing when he was shot?

A.—Walking along.

Q.—Did he stop?

A.—No, sir.

Q.—What did you do when you saw him shot?

A.—I jumped up and ran back to the back yard to see where the baby was that I was attending to; I got the baby and came out; there was a whole crowd around him then.

Q.—How far was it from where you were sitting to where the man was shot?

A.—About as far as from here to that wall outside (fifty feet). I live on the other side of Jones' store, a little south; I had my eyes right on him at the time he was shot; he sort o' jumped up and then fell down.

Q.—On what part of the sidewalk was he when he was shot?

A.—As close as I can guess, he was in the middle of the sidewalk, walking along.

Cross-examined by Governor Harris.—I was looking right at him when he was passing the store; my eye was right on him at the moment he was shot; he was not in the middle of the pavement when he shot; he was shot as soon as he got in sight of the door; he was shot at the first door this way; he never went toward the grocery, nor came this way; I was not in the back yard at the time the shot was fired; I ran back to look after the baby as soon as he was shot; I didn't see Mr. Duncan on the street at the time; I saw no one but Cavanaugh; I looked up the street; there were no persons up that way; there might have been some down the street; Cavanaugh gave a sort of a jump up and then fell down; he jumped right straight out; he fell beyond the plank that covers the gutter; I don't think he reeled and staggered; he just gave one bound and fell down. I was thinking to myself about Cavanaugh.

Q.—What were you thinking to yourself about Cavanaugh?

A.—Well, I said to myself he don't look as if he had been in the station-house.

Owing to the absence of Dr. Sim the State concluded its evidence here, reserving the privilege of calling on Dr. Sim and officer Taggart during the course of the examination.

THE DEFENSE.

The first witness called for the defense was T. B. Duncan.

Q.—Were you present at the store of Duncan & Jones on Monday last?

A.—I was, sir. While I was there Mr. Cavanaugh stepped in; shortly afterward an officer stepped in with a warrant for the arrest of Guilford Jones and his two sons, Reuben and John.

Q.—Was there a pistol drawn, Mr. Duncan, upon that occasion?

A.—There was. It was drawn by Cavanaugh upon R. C. Jones; he seemed to be in earnest; he was interrupted by a police officer who is standing there now. Mr. Jones asked the officer if they could not remain there until a forfeit could be put up. They all walked out and Mr. Cavanaugh locked up the house; the police officer took charge of the pistol; a warrant was got out afterward for the arrest of Cavanaugh, and he was put under a bond of $500; he returned Wednesday evening; he passed the store in company with a lady; I saw him an hour later; I saw him about 7 o'clock Thursday morning passing the store, going toward town; I saw him again at 10 o'clock, right at the store; he came along, and when opposite the door he raised his right foot, and, putting his hand behind, in this way, he said, "I'll be G—d d—d if I don't," and Mr. Reuben Jones said, "No, you won't," and reached for the shotgun and shot him; Mr. Cavanaugh staggered about out of the door when Mr. Jones shot him; it was the sound of his voice saying, "I'll be G—d d—d if I don't," that attracted my attention; I was writing a letter at the time; Jones was standing in the corner of the door looking into the show case; Austin Beattie told me this morning, in the presence of Mr. Phillips, that he was in the back yard at the time of the shooting, and that he knew nothing about it; I was in the store two hours before the difficulty; I was not out anywhere during that time. After Cavanaugh was shot he reeled and fell, and attempted to raise again. He fell about five or six feet beyond the pavement. He then testified as to character; Jones' character very good.

Cross-examined by Mr. Ryan.—The partnership between me and Jones existed about eight months; it still exists; Cavanaugh was behind the western end of the counter, with his face toward the West. At the time he drew the pistol the defendant was within arm's reach of him; he said: "I got this for you and I'll use it;" I was a witness before the Recorder when that case was tried; I did not testify then that Cavanaugh said, "stand back, don't come around here;" I stated that he jumped behind the counter and said that he got that pistol for him and he would use it; those are my statements.

At this point the examination of the witness was interrupted to allow Mr. Evans to testify, as she was unwell and wanted to go home.

Mrs. Sarah Evans was next examined. Lives at 39 Causey street; knew Cavanaugh; lived right back of me in the same yard; I don't recollect having a conversation with him about the grocery store last Monday; I heard Cavanaugh make threats on Wednesday evening. After he came out of the station house he was in his own house; he was sitting at the window which was hoisted up; I was out at the cistern, which is four steps from the window; he said Mr. Duncan stole a peice of meat out of the store, and he said "that's all right, I'll put a ball through them;" I think it was just after he remarked they had had their day when he was in the station house, and now he was going to have his; I think I did tell Duncan and Jones to be on their guard, and I think I told them of the conversation; I suppose he was addressing his remarks to his wife; I think there was a colored man in there.

Mr. Duncan's examination continued. Mr. Cavanaugh was rather in a southeasterly direction from Jones' at the time of the shooting; the gun I loaded half an hour before Cavanaugh had come there, behind the show-case. I handled it, I often picked it up and moved it about the house; I may have put it there myself; I was not the usual place for it; I was about two and a half feet from Jones; he had it in his hand at the time Cavanaugh was raising his foot.

To the Court—I don't know who loaded the gun; I carried it there the previous evening; it had been at my house three months before I had it brought to the store by young Jones; I do not know whether it was loaded or not; there was nobody in the store at the time but myself and my partner; I did not see any one outside; there was but one shot fired; I have known Mrs. Evans three months; I saw her Wednesday about six o'clock; she was in my store at five, I was in her house at six; nobody was in her house but ourselves; I remained in there half an hour; I told Beattie at the Recorder's Court this morning that he would get himself into trouble if he did not look out how he told lies; I heard that he had told two or three different tales about it.

To the Court—I am positive that within fifteen minutes before the shooting no one went to the store door to look out; Cavanaugh had elevated one foot as if to put it on the steps; I heard nothing said between them—Jones and Cavanaugh—but "I'll be g—d—mn if I don't;" by Cavanaugh; and "no, you won't" by Jones. Here the witness repeated what Mrs. Evans told him and Mr. Jones Wednesday. It was the same as that repeated by Mrs. Evans.

The Court continued the examination during the evening, resuming the operation at eight o'clock.

Dr. Pool was examined. He testified that he told young Jones to be on the lookout for Cavanaugh, as he was a dangerous character; he lived in that neighborhood four years; knew the reputation of Cavanaugh; it was bad; he had conversations about Cavanaugh with a Mr. Pearson and a Mr. Dunn; did not remember any one else.

J. H. Atchison, of 75 Linden street—Had a little conversation with R. C. Jones about Cavanaugh Thursday morning; Jones told me that Cavanaugh had threatened him, and I told Jones to be on his guard.

Q.—Do you know the general character of Cavanaugh?

A.—I know a little of it; it's not very good.

George Bonner, who lives at the corner of Beale and Causey streets—Had a conversation with Jones on Wednesday night, at my place of business; he came to me, and appeared to be mightily frightened; he told me that Cavanaugh had threatened his and Duncan's lives; I told him not to sleep there that night, and he said he did not like to leave Duncan to sleep there by himself; he said some woman told him of those threats. He testified as to character; Cavenaugh's character was bad; knew Reuben Jones twelve or fourteen months; character is good; knew Cavanaugh about a week or eigh days; he introduced himself to me that time in Jones' grocery; did not hear his character canvassed by any one before that; I don't remember that I ever heard any one who lives in the neighborhood speak of him.

W. J. Evans—Knew Cavanaugh about a month; had a conversation with him; he said he had bought out that firm, and if they did not quit bothering him he would shoot them out, or poison them out; does not know Cavanaugh's character.

James Fuzzell—Lives on Hernando street; knew Cavanaugh as a merchant tailor; does not know his general character; knew Jones several years; knew his general character; very good.

Stand aside, Mr. Fuzzell.

Virgilius McElroy, sworn. Lives on Hernando road; lived in Memphis since the surrender; knew Cavanaugh in the vicinity of three years; I know nothing of his character except from personal knowledge; knew Jones three or four years.

Q.—How old is Reuben Jones?

A.—I heard his mother say he was about nineteen or twenty years of age; I know his character; it is that of a peaceable, quiet boy.

You can stand aside.

Phillip Fraciola—He lives on the northwest corner of Union and Second streets; lived in Memphis twelve years; knew Cavanaugh four or five years; knew his general character; very bad.

Cross-examined by Colonel Adams.—My knowledge of his character is predicated upon my own knowledge and upon what I heard other people say of him.

Theodore Schonfield testified next. Lives at 107 Hernando street; knew Cavanaugh about six months; had a conversation with him on Wednesday between 2 and 3 o'clock; he said he was not through with his trade about the grocery on Causey street. He said he expected to have a difficulty about it. I asked him if he was on a "bum," he said no, he said he had a difficulty about the grocery trade; I told him he should have no fuss, he said there would be some bloodshed about it if he did not get justice; don't know Cavanaugh's general character; I think Jones is very peaceful.

Felix Franciola testified to the bad character of Cavanaugh.

Hacket, of the police force, testified that he had occasion to arrest Cavanaugh twice since he was on the police force, about a year ago when under the influence of liquor; he had a bad name.

John Jenny lives on Beal street all his life; Cavanaugh's character bad, Jones' good.

Mr. Moore testifies the same way.

Mr. Tuggle testifies to the good character of Jones.

Dr. Sister testified the same way.

Ross Duncan was asked if he heard Jimmy Beattie say at the Recorder's office that he (Beattie) did not see the shooting, that he was in the back yard at the time? The witness answered no; he had no conversation with Beattie at the Recorder's office.

John Jones swore he never heard any conversation had with Austin Beattie at the Recorder's court; had a conversation with him opposite the grocery store on Causey street about five o'clock Thursday evening.

The court adjourned at half-past ten to take the case up again at two o'clock to-day.

INQUEST.

The Killing of Cavanaugh by Jones—The Verdict—Jones Ordered to be Arrested.

Coroner Moffatt was called upon yesterday morning to hold an inquest on the body of P. H. Cavanaugh, who had died at half past one o'clock from the effects of a shot which he received in the right side at about eleven o'clock Thursday.

Mr. Callaghan, who lives opposite the store, was standing at her door that morning, and saw Cavanaugh coming along the sidewalk, and knowing of a difficulty between Jones and Cavanaugh, she kept looking at him as he passed along. He was walking toward the outside of the sidewalk. The first intimation of the killing she had was the jump which he made and then fell. Mrs. Callaghan was of opinion that he jumped out into the side walk before she heard the report. She said Mr. Cavanaugh made no demonstration of any sort.

Mrs. Evans, who is a neighbor of the Cavanaugh's, said she was in his house Sunday drinking with him, and that he said he was going to have them (Jones & Duncan) out of that house, and if he could get them out no other way he'd blow them out.

Two other witnesses swore that Mrs. Evans was drinking heavily at Cavanaugh's that day, and thought that he was drunk.

Mr. Duncan said that Mrs. Evans conveyed those threats to them and then they got the shot-gun and loaded it in preparation for future development. He said that Cavanaugh when he was passing their grocery stopped at the door and attempted to come in. He had his foot on the door-step and was in the act of coming into the house, when Jones told him not to do it. He persisted and then Jones shot him.

Three or four other witnesses swore positively, that Cavanaugh made no attempt to go in, that he was passing by near the center of the sidewalk.

The jury returned a verdict to the effect that the deceased had come to his death from the effects of a gunshot wound inflicted by R. C. Jones.

Coroner Moffatt swore out a warrant before Squire Hollister, for the arrest of Jones.

THE WEATHER.

WAR DEPT., SIGNAL SERVICE, U.S.A.
MEMPHIS, August 25, 1871.

	6:43 a.m.	2 p.m.	10:43 p.m.
Right of barometer	29.866	29.871	29.888
Change since last report	+.025	—.085	+.022
Thermometer	75½°	93°	81°
Change last 24 hrs	+1½°	+9°	+6°
Direction of wind	S E	W	S E
Rain fall since last report—inches & hundredths	0.00	—	—
State of weather	Fair.	Cloudy.	Cloudy.

T. J. BROWN, Observer.

WAR DEPARTMENT,
OFFICE OF CH. SIG. OFFICER,
WASHINGTON, August 25, 1871.

The barometer has continued to fall during the day over the middle Atlantic States, with increasing southerly winds. The low pressure has developed from Ohio to Arkansas, and Missouri. Barometer has fallen on the gulf, and rapidly in northern Florida. No reports have been received since Thursday afternoon from Lower Florida, but there is evidence of the existence of a cyclone near St. Augustine. The barometer will probably rise from Lake Superior to Maine, but will continue low south of that region, with local storms to-night and Saturday from Iowa and Arkansas to New Jersey, and will be of especial severity in the Ohio Valley, southeastern Pennsylvania and New Jersey. The Florida cyclone will probably on Saturday move over southern Georgia, with increasing easterly winds on the South Atlantic coast.

AN energetic, business-like and very interesting statement from New Orleans appears in another column. It emanates from the stirring, pushing and enterprising house of L. H. Gardner & Co. Their known large capital and extensive business admonish buyers of dry goods and notions, that they may not pass it without careful perusal. The house of L. H. Gardner & Co., in New Orleans, draws like a magnet and is known all over the southwestern country for