

Richmond Dispatch. FRIDAY, MARCH 22, 1878. A Charge to a Virginia Grand Jury in 1707. [For the Dispatch.] The following charge was delivered to the grand jury of Albemarle county in May, 1707, when Albemarle embraced the present counties of Albemarle, Fluvanna, Buckingham, Amherst, and Nelson. The charge was found among the papers of that earnest patriot, Colonel William Cabell the elder, of Union Hill. It is worthy of attention that among the chief causes assigned for the Revolution were "the depriving us of the right of trial by jury for suspending our own Legislatures," &c. A. B. NEWBORN, NELSON COUNTY, February 7, 1878.

Editors of the Grand Jury: Civil Government was instituted for the preservation and advancement of Men's Civil Interests and for the better security of their Lives, Liberties, and Properties. Men soon became sensible of the Necessity of Civil Government for the preservation of their Lives, Liberties, and Properties. Life independent of each other; For such a state, unless every man would keep strictly to the Rules of Justice and Equity (which the depravity of Human Nature and long experience forbid us ever to hope for), the weak would be a prey to the strong. Every one would be at the mercy of his neighbor, and the world would be full of Fraud and Injustice, Cruelty and Oppression. No sooner did mankind begin to multiply and to contract new Relations and Duties, but their Interests interfered with each other and gave rise to those wrongs and injuries which daily increased in the world and quickly moved men to enter into Societies and Form themselves into regular Governments for the mutual security and defence of their persons and property, both against Violence from abroad, and rapine and fraud from within.

From these ends and purposes, Societies were at first erected and grounded upon the Mutual Compact and agreement of those who entered into them, to stand by and assist each other both against Foreign Violence and domestic wrongs. First, that these were mutual external force and strength, which consist in arms, riches, and a multitude of Hands. The remedy of the other lies in wise and wholesome Laws agreed on by the Society; And the care of both is by common consent committed to the Civil Magistrate: Who is armed with the force and strength of all his Subjects in order to execute those Laws in Execution.

From this brief Account of the nature and design of Civil Government, it is obvious that if ever the true ends of Government are answered it is under one most happy Constitution; viz. a mixed and balanced Government, in which the prerogatives of the Crown and the Liberties of the People are so blended and interwoven together that the rights reserved to the subjects tend to render the King Great and Honourable, and the prerogatives of the Crown are so limited that the Liberty of the People is not thereby infringed.

Every subject of Great Britain has a fixed Fundamental right born with him to the freedom of his person and property in his Estate which he can't be deprived of but by his own consent or for some crime for which the Laws have provided a punishment. Next to that of having a share in the Legislature, one of the most valuable parts of our Constitution is, that no man can be convicted of any crime before two juries pass upon him, and 24 persons at least find him guilty. This is a mixed and balanced government, derived from different parts of the whole country, and are to present the offence; and then a petit jury, from the neighborhood where the offence was committed, are to hear the party and all Evidence for and against him, and thereupon give a verdict, and the Evidence is to be clear and better to be depended on, when Depo's are not to be admitted, but on mere necessity; but the Witnesses are to appear and be examined viva voce, a method of coming at the truth peculiar to the British Constitution.

Deservingly, therefore, is this Trial by Juries a part of the Great Charter, and ever ranked among the choicest of our fundamental Laws; which, whoever shall go about to subvert or corruptly undermine, by overbearing or confounding Justice, by overbearing the force of Government and is an Enemy to our King and Country. For which reason the English Parliament have always been most zealous for preserving this great Jewel of our Liberty, no one privilege besides having been so often remembered.

When the one and the other Jury Act as they ought, with Courage, Diligence, and Impartiality, we shall have just reason to celebrate that Law that instituted them, and to congratulate our countrymen on the happiness we enjoy; since the means of Justice is protected in the Law in as secure a manner as the greatest.

Support, it is for the preservation and government of this, our Excellent Government, by the due execution of the Laws, that we are now met to get together, and tho' I don't doubt of your Ability and Intention to perform your Duty, yet being sworn (among other things) to enquire of such matters as shall be given you in charge, it is my Duty to inform you what crimes and offences you ought to enquire of which otherwise might not occur to your Memory.

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TO Almighty God (with which nothing ought to come in competition) the next we owe is to our King and Country. And for the preservation of these I might here recommend to you an Enquiry into all Treasons, Murders, Felonies, and other Capital Crimes; but as these are more properly the business of a Court of Justice, I shall confine myself to such as are not Capital, and of that numerous train shall only mention some that are most recent among us, and therefore likely to fall under your Cognizance and Enquiry.

You are to present all common Games, Lewd and Disorderly Houses, Tippling Houses, and licensed Ordinaries, where Gaming and other Irregularities are permitted. All Overseers of Roads who neglect to keep them in repair or to keep up directions for Travellers; All concealers of Tibetables or Wheel-Carriages liable to pay the tax; In fine, all breaches of the penal Laws. Everything that has a tendency to corrupt the Morals of the people, to disturb the public peace, or is contrary to good manners, good order, and decency, you ought to take notice of by a proper presentation.

The Oath you have just now taken is a solemn obligation to you to the manner of discharging your Duty, Where you are enjoined to be diligent in searching out Offenders and Candid in presenting them, un-influenced by the passions of Malice, Love, or Fear to screen the guilty or punish the innocent.

Remember, your Office is as ancient as our Laws and (as you have heard) the greatest Bulwark of our Liberties. In discharge of this important Trust I recommend it to you to perform every part of your Duty like Men who have a strict regard to Religion, Justice, and the Good of Mankind.

From which I'll now no longer detain you. Editors Dispatch: Colonel William Cabell the elder, of Union Hill, was one of the magistrates of Albemarle county at the first of these times. He was a man of great strength, which consist in arms, riches, and a multitude of Hands. The remedy of the other lies in wise and wholesome Laws agreed on by the Society; And the care of both is by common consent committed to the Civil Magistrate: Who is armed with the force and strength of all his Subjects in order to execute those Laws in Execution.

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AUCTION SALES—This Day. By W. Goddin, Auctioneer. No. 10 Governor street. FURNITURE, REFRIGERATORS, CHAIRS, STOVES, &c. AT AUCTION—THIS DAY, at 10 o'clock I will sell my warehouses—CHINA, GLASS, CRYSTAL, IRON, BRASS, MAHOAGNY and other WAREHOUSES. WALNUT EXTENSION and other TABLES. GARDEN SEEDS, PAINTS, OILS, HAIR and SHUICK MATRESSES. CANNED AND WOODS-STORED MEATS, OFFICE-CHAIRS, SHOW-CASES, SEVERAL EXCELLENT COOKING and HEATING STOVES, &c. &c. An invoice of 5,000 GALS. of choice brands, CRISTAL PORTWINE, &c. Consignments will be received to the above up to hour of sale. mh 22 JAS. MACDONALD, Auctioneer.

By W. Goddin, Real Estate Agent and Auctioneer, corner of Eleventh and Bank streets. COMMISSIONER'S SALE OF HANDSOME LOTS AND LARGE BRICK DWELLING HOUSES, ON MONDAY, MARCH 23, BETWEEN FIRST AND SECOND STREETS—AS SPECIAL COMMISSIONER, appointed by the 20th of January, 1878, in the case of England against England, I shall offer at public auction, on the premises, on FRIDAY, the 22nd of March, 1878, at 4 o'clock P. M. (if fair; if not, on the first fair day thereafter), a certain lot of land, containing 42x163 feet, with the spacious, well-built BRICK DWELLING thereon, having ample accommodation for a family of six or eight persons. TERMS: One third cash; balance at six, twelve, and eighteen months, with interest on the unpaid balance, to be paid in the proportion of the purchase-money paid and a conveyance ordered by the court. The several parties concerned in this sale are: ALEXANDER H. SANDS, Special Commissioner. mh 18

By W. Goddin, Real Estate Agent and Auctioneer, corner of Eleventh and Bank streets. TRUSTEE'S SALE OF TWO SMALL BRICK TENEMENTS ON THE EAST LINE OF FIRST BETWEEN ARCH AND HYD STREETS, AT AUCTION, ON MONDAY, MARCH 23, 1878, at 10 o'clock, I will sell at the bar-room of the City of Richmond, on the premises, on FRIDAY, the 22nd of March, 1878, at 4 o'clock P. M. (if fair; if not, on the first fair day thereafter), a certain lot of land, containing 42x163 feet, with the spacious, well-built BRICK DWELLING thereon, having ample accommodation for a family of six or eight persons. TERMS: One third cash; balance at six, twelve, and eighteen months, with interest on the unpaid balance, to be paid in the proportion of the purchase-money paid and a conveyance ordered by the court. The several parties concerned in this sale are: ALEXANDER H. SANDS, Special Commissioner. mh 18

By Robert B. Lyne, Real Estate Agent and Auctioneer, No. 1212 Main street. COMMISSIONER'S SALE OF ONE CHURCH HILL ON TWENTY-NINTH STREET BETWEEN O AND P STREETS, ON FRIDAY, the 22nd of March, 1878, at 4 o'clock P. M. (if fair; if not, on the first fair day thereafter), a certain lot of land, containing 42x163 feet, with the spacious, well-built BRICK DWELLING thereon, having ample accommodation for a family of six or eight persons. TERMS: One third cash; balance at six, twelve, and eighteen months, with interest on the unpaid balance, to be paid in the proportion of the purchase-money paid and a conveyance ordered by the court. The several parties concerned in this sale are: ALEXANDER H. SANDS, Special Commissioner. mh 18

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RAILROAD LINES. CHEESAPEAKE AND OHIO RAILROAD. COMMENCING MONDAY, February 4, 1878, trains on this road will run as follows: LEAVE RICHMOND SOUTH, 8:40 A. M., THROUGH MAIL, daily, connecting at Alexandria, Columbia, New Orleans, Raleigh, Atlanta, Savannah, all points South and Southwest; stops only at Manchester and Chester. ACCOMMODATION, daily, connecting at Petersburg with the Atlantic, and at other intermediate stations on that road, making same time as other lines. Stops at all regular stations. 1:05 P. M., THROUGH MAIL, daily, connecting at Alexandria, Columbia, New Orleans, Raleigh, Atlanta, Savannah, all points South and Southwest; stops only at Manchester and Chester. ACCOMMODATION, daily, connecting at Petersburg with the Atlantic, and at other intermediate stations on that road, making same time as other lines. Stops at all regular stations. 6:20 A. M., THROUGH MAIL, daily, connecting at Alexandria, Columbia, New Orleans, Raleigh, Atlanta, Savannah, all points South and Southwest; stops only at Manchester and Chester. ACCOMMODATION, daily, connecting at Petersburg with the Atlantic, and at other intermediate stations on that road, making same time as other lines. Stops at all regular stations. 1:05 P. M., THROUGH MAIL, daily, connecting at Alexandria, Columbia, New Orleans, Raleigh, Atlanta, Savannah, all points South and Southwest; stops only at Manchester and Chester. ACCOMMODATION, daily, connecting at Petersburg with the Atlantic, and at other intermediate stations on that road, making same time as other lines. Stops at all regular stations.

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