drawer of the draft had reasonable ground to expect that his draft would be accepted and paid by the drawees. You will therefore look to the proof and say whether the drawer had funds in the hands of the drawees to meet this draft, and if you find he did not,

THE ONLY GEORGE H. ADAMS: e Tricks and Wardrobea New The Ensemble Bright and Fresh! Take the Ciribiren and See the Laugh ! LAUGH AND GROW FAT!

THREE NIGHTS AND ONE MATINEE Strakosch & Hess Grand International Opera Co. under the lotnt personal dire MAX STRAKOSCH .....AND ....

The company comprises the famous Lyrie Stars:
MARIE ROZE, TORRIANI, CARRINGTON,
SCHIRMER, ANADALE, BYRON,
PERUGHI, CAPLETON, CONLY, PEAKES,
And Eighty Additional Artists, Choristers and Thursday Ev'ng, Jan. 13 MEFISTOFEL Friday Evening, Jan. 14. CARMEN Matinee, Saturday WILLIAM TELL Saturday Evening BOHEMIAN GIRL MALL'S AMERICAN MUSEUM,

No. 220 Main Street. Prof. Keller's Great Egyptian Ghost Mystery. Herr Guise, in his Necromancy and Spirituali eances. The Wonder of the Age—the Living Half Lady, severed at the waist.

The Glant Boy-Master Williams, weighing 500 pounds.
The Educated Piz, Charley; the Trained Goose; s Troupe of Acting Monkeys. Furce large halls filled with Living Wonders. Due Ticket Admirs to All. Doors open

The Event of the Season!
Three Nights and Wednesday Matines—Commencing Tuesday, January 11.
Gilmore & Benton's Consolidated Shows! ntisjuitably the Largest and Most Talented VAUDEVILLE AND BURLESQUE parization on Earth—The only show in exist-ence presenting from 2 to 6 acts simultane-A valauche Of Attract

MADAM L. LOUIS, postoffice, cit The Madam will take great ples WOOD'S DANCING ACADEMYat 10 a.m., at Casino Hall. Tern

JET PALACE. Notice Extraordinary

We see determined to clear out the whole of our elegant stock of JEWELRY, JET and other Goods before the Spring season arrives, and will commence from THIS DAY ON to dispose of all goods on hand at a sacrifice. GIVE US A CALL.

JET PALACE,

277 Main street, : : Memphis. TO EXCHANGE.

WELLING-A fine 2-store brick dwelling in against W. B. Paul agranst divorce it is

ange above for bottom plantation.

H. L. GUION, 19 Madison street. STRAYED OR STOLEN.

OW AND CAEF-From 223 Adams t., one whi core, with red spotted neck and shoulders as it tenis: also one dark red helfer calf, wi HENRY ASHE

ROOMS AND BOARD.

POOMS AND BOARD—at No. 302 Poplar street.

FOR RENT. LEASE OR SALE. PLANTATION near Bledsoe's Landing, three miles from River, in Loe county, Arkansas, containing 1980 acres, 497 acres in cultiva-tion, 6 cabins; 34 of the crosses, and above over-To a good party a long lease will be given; ILL SELL THE BEST BARGAIN ON THE ET. The truct is known as one of the high-P. W. ROYSTER & CO., Real Estate Dealers.

FOR RENT. 88 MARKET STREET-Nine rooms. Apply M. C. KENNEDY, 47 Mosby St. HOUSE-No. 108 Market street.
Apply at No. 110. STOREHOUSE—No. 342 Front street.
Three Shops, Gayoso, near Main.
Store No. 325 Main street.
Vacant Lots on Second, Union, Madison and Jefferson. Apply to R. B. Snowden, or
TAMES L. GOODLOE, 38 Madison st. A J. HARRIES, SHOPER'S ABLEEC.

Refidences 212 and 25 Proplar best part.
Residences 22 and 21 Monroe, near Third.
Residence 28 Landerlake. Also, 750 Vance.
Garden and Residence bet Province and Lenow's.
M5 Productor. Also, 750 Vance.
Garden and Residence bet Province's and Lenow's.
M5 Productor. Also, Troe dwar.
Home and garden on Boss, Tries place.
Hiller Echecimouse and idall, near Deadrick's.
Stores 40 Madison; 247 Main; 156 Madin.
Also, Stores on Front, Jefferson, Probar, etc.
W. A. WHEATLUY, 281 Madin,

the from depot. Apply to L. HANAUER, 256 FRONT STREET.

OOMS-Furnished, at 112 Court street.
MRS. C. P. FREEMAN. fice, in the second story of the building, became frantic over the discord of sweet sounds, and after howling and running around for a SAFE-A good second-hand from safe.
Address M., Appeal office. We Brahma Roosters. Address R. HAGERTY, M. and T. R. R. 250 MEN-To act as agents at \$100 per month and expenses. For particulars address S. L. ECHOLS & Co., Mempais.

NFORMATION—Of Mrs. M-ry Dunn and son by her husband. DENNIS DUNN, 1300 Closey street, St. Louis, Mo.

DOARDERS—Two or three gentlemen to occupy a room, with board; can also accommodate a few day boarders. Apply at 98 Court street. Ref-armony explained. BOARDERS-Vacancy for a few first-class board-MAN TEACHER-Who has received a Normal

FARMS-Parties having small farms to rent, or for ale, of 16 to 40 acres, within 5 to 8 miles of

BRICK-By river or rati. Quantity and quality guest of Miss Maggie Peyton, 183 WellingBrick-By river or rati. Quantity and quality guest of Miss Maggie Peyton, 183 WellingBrick-By river or rati. Quantity and quality guest of Miss Maggie Peyton, 183 Wellington street.

MR. En. B. Jack, who has been treasurer at Leubric's Theater under the Brooks mangement, has joined the Baker & Farran party, at Buffalo, New York, as treasurer, and will travel with the party during the At Brown & Jones's, 282 Main street.

PERSONAL.

TAKEN UP.

LOST AND STOLEN.

CERTIFICATE—Affidavit having been mathematical that certificate No. 807, for twenty shares Memphis and Charleston Raffroad stock, issued R. M. McAlpin on the 6th day of September, is has been lost or stolen, and it is the property the estate of R. M. McAlpin, massigned, public

side of New York.

2,000 bxs, Halves and quarters Raisins.

1,000 cases Garrett's & Ralph's Snuff.

20 cases Figs. 2,000 boxes Fire Crackers.

2,000 boxes Factory Cheese.

1,000 boxes Crackers.

1,000 cases Sardines.

3,000 cases Jellies.

300 boxes Cream Cheese.

100,000 pounds Pancy Candy.

1,000 cases Canned Mackerel.

500 cases Canned Salmon.

500 cases Brandy Peaches. 500 cases Brandy Cherries.

500 barrels Refined Sugars. 500 barrels Yellow Sugar. 100 barrels New Molasses.

Pecans and Filberts.

WHOLESALE GROCERS,

MEMPHIS.....TENNESSEE,

LOCAL PARAGRAPHS.

-Puck's Almunac, for 1881, at Mansford's

-At the cotton exchange to-day an elec-tion for officers will be held.

-At the United States court the jury has

-Not for many years has better skating

- No arrests were made by the police yes-

-At noon yesterday the thermometer in-dicated 34° of temperature. The barometer

-At the Theater the Tony Deuler Humpty

-The bright and warm sunshine of yes

terday caused the frozen ground to thaw out and release itself from the icy fetters; but

-The vaudeville and burlesque combina

tion of Gilmore & Benton will give a mati-nee to-day at the Greenlaw Operahouse; also

performances to-night and to-morrow night.

-A heavy flow of sharp ice filled the channel of the Mississippi yesterday. In the bend at Fort Pickering the ice piled up

many teet and extended far out into the

-At the chancery court yesterday a cross

bill for divorce was filed by Mary B. Phillips against W. B. Phillips. As both parties de-sire a divorce it is probable that it will be

Little noses.
Red as roses,
Passus daily on the street!
How we long to
Sing a song to
Every one we chance to meet.

ner of Jefferson street and Charleston avenue having received a severe cut on the head, owing to slipping up and falling down on the

will be held the remainder of this week. Prayer and inquiry meeting every morning

at 11 o'clock, preaching every night at 7:30. Rev. A. D. McClure, of Bardstown, Ken-

-The following board of directors was

elected yesterday by the stockholders of the State National bank: A. D. Gwynne, H. T.

Lemmon, Colton Greene, C. P. Hunt, J. R. Miller, J. H. Doan, J. J. Busby, R. L. Coffin, W. M. Sneed, T. J. Latham, Owen Dwyer, Amos Woodruff and J. A. Hayes, jr.

The theatrical agent who comes to Mem-phis to work up the press in favor of his special show, should read the following

"There was a young man of Rangoon
Who thought he could play the bassoot
There was always a litch,
When he fell from the pitch,
For he never would keep to the tune."

-At the regular annual meeting of the stockholders of the German National bank, held yesterday, the following named gentlemen were elected to serve as directors for the

tucky, will assist in the services.

-Last night Delia Hicks was picked up

after sundown a freeze set in again.

Dumpty people will give a matinee to-day and a performance to-night, which will close

ice been seen in Memphis and vicinity.

500 cases Matches.

1,000 bags Green Coffee.

300 barrels Oranges. 200 boxes Lemons.

been discharged for the term.

terday, and but one (for a mise

to 12 o'clock last night.

was at 29,90 inches.

Odds and ends of all kinds at no price almost. Ever so many little things which are in our way you can have at your price. As you enter is our bargain counter, on which will be found each day a different but decided bar-

gain. Forexample: One day we will give away at say 25c, about 100 elegant bunches Paris flowers. Another day at say 5c any number of the nicest sort of Linen Collars. Other sums will rise on other bargains, Stock of Fancy Groceries Out-

each will be more surprising than its predecessor. Not one however, will clash with the

other. This will not interfere with our giving up the selling of Dress Goods, the sellng out of which continues with much 20,000 cs. assorted Fruits and Vegetables After the 15th, regular prices in Dress-

> Just received, beautiful new Spanish Lace Overdress Materials, Lovely new NEW DEPARTMENT! Elegant Embroideries, White and Tinted Mulls, and Embroidered Mulls.

> > Great Reduction in Cloaks and

making will be resumed.

Millinery.

1,000 packages Lard and Hams. 50,000 Fresh Cocoanuts. 1,000 bags Almonds, Brazils, Peanuts, M.&E.G.Kremer&Co Don't forget our Bargain Counter and its possi-**OLIVER, FINNIE & Co** bilities. There's no telling

in a new play, entitled The Emigrants, and in which they are most successful. THE excellence of the blank books and superiority of the writing paper turned out from the bindery of Tracy & Co. are attracting the attention and receiving the praise of a host of business men in this city and adjacent towns. The house in question has no superior, north or south, in this line of busi-ness, as an inspection of their work will clearly demonstrate.

AMUSEMENTS.

Leubrie's Theater. Last night the Tony Denier Humpty Dumpty combination gave another entertainment before a large audience. The audience was in the best possible humor, and from the moment the curtain rose until the final scene, they were convulsed with laughter. As a clown, George H. Adams has no equal; and the one prevailing opinion last night was,

ompany give a matinee this afternoon and n evening performance, when they will unubtedly play to large audiences. Last night a very large and enthusiastic audience attended the Operahouse and en-joyed the performance given by the Gilmorebyte the performance given by the trimoreBenton consolidated show combination. The
oilo entertainment was pleasing, the singing
by the male and female members of the
company being good, and the jests and jokes
entertaining. Then came the Gregory
Brothers on horizontal bars; Miss Flora King,
an English vocalist; the Diamonds, in their

song and dance; the Amazon march and clog dance; the Hibernian business of Mc-Vicker; the athletic club swinging and jug-gling of Mr. Hill; the hoop dancing by the De Voy sisters; the equilibrium feats of Mr. gagement will close. As a variety company

se, a dog in the criminal court clerk's of-Who Drew the Last \$100,000? few minutes, leaped through the window head foremost and fell into the alley, a distance of some thirty feet, and received serious injuries. Those who believe in the doctrine of Pythagoras will become convinced that the soul of some musician had entered the body of the dog and had become disgusted at the torturing of music by the band, hence the attempt to commit suicide.

PERSONALS.

leans papers, evidences the fairness of the management of Generals G. T. Beauregard of Louisiana, and Jubal A. Early of Virginia. The lucky ones are widely distributed throughout the United States. The holders of tenths of the grand capital prize of \$100,000, residing one in Williamsburg, New York, one in Williamsburg, New York, one

DARDERS—Two or three gentlemen to occupy a room, with board; can also accommodate a chay boarders. Apply at 98 Court street. Reference exchanged.

DARDERS—Vacance for a few diest-class boarders, and provided a room of the firm of the second columnton, to give lessons in the fields in the country tributary to Memphis, as a splendid opening in his line fore a jobs as a splendid opening in his line fore a jobs as a splendid opening in his line fore a job on house, wants a moneyed man to back him; me nead reply unless they mean brainess; he may be of great in the foready cannot and bursers under no obligation to present if for alg, of 16 to 49 agree, within 5 to 8 miles of the grand capital prize of \$100,000, and duty was to fix the liability of the drawer by proper demand, protest and notice, if it did not negotiate it by indorsement and impose the not specified in the country tributary to Memphis.

In consequence of Thursday evening being the first opera night, the regular rehearsal of the modern prize of \$100,000, and so on—as scattering as possible. Any one who seeks information will will receive it on application to M. A. Dauphin, No. 319 from whom they took the draft, the plaintiffs on the grains to M. A. Dauphin, No. 319 from whom they took the draft, the plaintiffs on the grains on it it by indorsement and impose the five one who seeks information will will receive it on application to M. A. Dauphin, No. 319 from whom they took the draft, the plaintiffs on the grains to fix the liability of the drawer by proper demand, protest and notice, if it did unto the country tributary and so on—as scattering as possible. Any one who seeks information will will receive it on application to M. A. Dauphin, No. 319 from whom they took the draft, the plaintiffs on the grains on the provided and so on—as scattering as possible. Any one who seeks information will will receive it on application to M. A. Dauphin, No. 319 the five day of the firm of Tracy & from whom the town the provided and so on—as scattering as possible. A TRAVELING SALESMAN—Recognizing Memphis as a splendid opening in his line for a jobbing house, wants a moneyed man to back him; none need reply unless they mean business; he has the trade already. Address R BETHEL, Appeal.

THE grandest social event that has ever

LIFE INSURANCE.

A Case Decided at the Federal Court Involving Many Nice Points as to Life Insurance Policies-The Commercial Law on the Subject.

Verdict of the Jury in Favor of the Plaintiff - The Charge of the Court-Judge Hammond Giving the Law in Insurance Cases.

For several days past an interesting life insurance case has been on trial at the Fedinsurance case has been on trial at the Federal court before Judge Hammond and a jury. Yesterday the jury returned a verdict of \$15,175 00, principal, interest and costs, in favor of the plaintiffs, S. H. Pendleton and others, and against the defendant, the Knickerbocker life insurance company. The case involving many interesting facts and points of commercial law of value to insurance companies and the public, below are given a brief statement of the facts of the case and the full charge of Judge Hammond:

| both sides and determine whether there was any contract between Pendleton and Greenwood & Co. that his drafts should be accepted and notice. If there was no contract but an agreement, and you find there was such a contract he was entitled to demand and notice. If there was no contract but an agreement, and you find there was such a contract he was entitled to demand and notice. If there was no contract but an agreement, and you find there was such a contract he was entitled to demand and notice. If there was no contract but an agreement for a display to add to the Mardi-Gras and Mardi-Gras festivities.

Ou motion of Mr. D. P. Hadden, Mr. J. M. Snowden was called to the chair, and Mr. J. Mr. Fowlkes was selected as secretary.

The charman explained the object of the meeting as to fireworks on the day preceding the full charge of Judge Hammond:

brief statement of the facts of the case and the full charge of Judge Hammond:

THE CASE.

On the 14th of July, 1870, Dr. Sam H. Pendleton, of Mount Anburo, Arkansas, took out a policy of insurance, amounting to \$10,000, in the Knickerbocker life insurance company, the premium being made payable by draft on Moses Greenwood & Co., cotton factors, New Orleans. In 1871 when the premium fell due, Dr. Pendleton gave Greene & Lucas, agents for the Knickerbocker, a time draft on Greenwood & Co. for \$325, due ninety days after date, and the balance in a ninety days after date, and the balance in a sight draft on the same house, which latter draft was paid. Greene & Lucas put the time draft in the Union and Planters bank, to be sent to their bank at New Orleans, with instructions not to protest. The draft was pre-sented for acceptance on the 29th of September, and acceptance refused; no protest was made, and no notice was given except by letter of Green & Lucas on the 2d of October, 1871. The draft was then sent to New Or-1871. The draft was then sent to New Orleans for payment, and there is a dispute as to whether it was presented October 14th, when it fell due, being without grace, or in the last day of grace, three days thereafter. The draft was not paid, no protest was made, or notice given except by letter of Greene & Lucas November 20, 1871. The draft contained the statement that it was given for a premium on a policy "which shall be void if this default was thus excused, then it was still the duty of the company to present for payment on the 14th was not presented on that day, protest and notice not having been given, you will apply these instructions to that presentation also, and if you find that there were no funds and no reasonable expectation of payment, the what we'll do when anxious to rid ourselves of odds and this draft is not paid at maturity," and the same condition was also in the policy. The company claimed that the policy was forfeited by reason of non-payment at maturity of draft. Judge Hammond held in his charge that it was governed by commercial

void, without notice to any party or parties interested herein."

It is not necessary as has been contended by the plaintiffs that the company should declare a forfeiture or give notice that they the in the eclipsed the lamous Fox. He met with a most enthusiastic reception, and at frequent intervals was received with bursts of appliance. The other characters are very successfully taken, and received the warmest approbation of the audience. A very admirable feature in the entertainment was the premium or any obligation given for it. Nor was the company bound to feiting upon the failure to pay either the premium or any obligation given for it. Nor was the company bound to return the obligation upon its non-payment, or the part of the rable feature in the entertainment was the specialty artists, prominent among which were the Sparks brothers, John and Joe, the Irish duo. They were irresistibly funny, and the audience seemed as though they could never get enough of them. It can safely be said that this is the best entertainment of the kind that has ever visited the city. The kind that has ever visited the city. The managers a sight draft for \$44 50 on Greenman and a Country of New Orleans which was paid wood & Co., of New Orleans, which was paid wood & Co., of New Orieans, which was paid in cash in part payment of the \$364 60 premium due and for the balance of \$325 he gave a draft on the same nouse payable three months after date without grace. Upon securing these drafts the renewal receipt, acknowledging the payment of the premium, was delivered, and before the year ended Dr. Pendleton, the life assured, died. The draft also contained a statement that it was given

also contained a statement that it was given "for premium on policy No. 2346, which policy shall become void if this draft is not paid at maturity," and has never been paid. The defense of the company is that the condition for payment has been violated and the policy ceased before the death of Pendle-ton. This is undoubtedly a good defense, unless the law imposed some obligation on Dr. Voy sisters; the equilibrium feats of Mr. Gregory; the bicycle equestrian acts by the troupe of male and female performers, and the closing burlesque sketch entitled School. The entire performance was full of novelties amusing and entertaining. The company will give a matinee to-day, and will appear to-night and to-morrow night, when the engagement will close. As a variety company have been injured, the company cannot rely on the breach of this condition as a defense. What then were the duties imposed on the company as the holder of this draft

When the first the piece.

When the first the piece was a great to the condition as a declinity of the control of the condition of the conditi

the policy was a security to the company, of which it can avail itself only by showing a strict compliance with that duty, or some lawful excuse for non-compliance. This was, in legal form and effect, a contract with the in legal form and effect, a contract with the plaintiffs—the policy-holders, the children of Dr. Pendleton—to take from them the draft of a third person, negotiable in form, in payment of \$325 of the premium due, secured by a stipulation that the policy should cease if the draft should not be paid at maturity. Now, what was the duty of the company and its agent. Its first duty was to fix the liability of the drawer by the company and applies if it is in the liability of the drawer by the company and applies if it is in the liability of the drawer by the company and protest and policy.

Enzp's Gilt Edge Tonic restores the appe-

THE CARNIVAL.

it was protested for non-payment and legal notice given. The only notice was a letter from the agents dated November 20, 1871. This was not legal notice, and the drawer was clearly discharged unless the neglect was excused. By this neglect, as well as the neglect to protest and give legal notice for non-acceptance, the company precluded itself from relying on a breach of the condition in the policy. Indeed, the legal result is that the draft became payment in fact, and there was no breach of the condition unless on the facts of the case the neglect has been excused. The only legal excuse would be want of funds in the hands of the drawers at the time of presentation. And this would not excuse if the drawer of the draft had reasonable ground to Presenting Entertainments on the Day Preceding Mardi-Gras-

Fireworks at Night and a Street D play of Trades and Manufactures During the Day-A Committee Appointed to make Arrangements.

sers. J. B. Cook, S. B. Camp, Watking and Peter Tracy made speeches. The latter gentleman advocated a display of fireworks on Monday night, at a cost of about \$2000. He moved that a committee of three or five be appointed on fireworks.

Mr. Cook favored fireworks and a trade

with Greenwood & Co. to accept and pay, and that their course of dealing did not justify him in drawing without funds, or that by the contract or course of dealing he was required to give them notice of drafts by letters of adby the chairman to take action in the matte and appoint all necessary sub-committees for a display on Monday and Tuesday. Mr. D. P. Hadden opposed any display on the streets Monday night, Mardi Gras eve, vice, and that no such letters were sent as to this draft, he had no reasonable expectation vice, and that no such letters were sent as to this draft, he had no reasonable expectation of acceptance or payment without funds, and if you find there was no provision made to meet this draft the plaintiffs cannot recover. You will apply these instructions to the presentation for acceptance, and if you find there were neither funds, contract or other arrangement for a reasonable expectation of acceptance, the failure to protest and give notice would be excused. If this default was thus expand then it was still the duty of the largely to the entertainment, it being largely benefited. So far as the wholesale trade is concerned on Front street but little benefit is derived by a Mardi-Gras celebration.

has been excused by want of funds and want

o'clock noon on the day or days above designated for the payment thereof, or failure to pay at maturity any rate, obligation or indebtedness (other than the annual cost or loan) for premium or interest hereon, shall then and thereafter cause this policy to be void, without notice to any party or parties interested herein."

verdict for the plaintiff on the instructions I have given you, is that the premium has been in fact paid by the taking of this draft, but that question is out of the way by the consent of the plaintiffs that you may deduct the draft and interest on it from any verdict in the clay, was put to the meeting by the chairman and carried.

Chairman Snowden announced that he would appoint the committee as early as possible and make due announcement through the press.

Suits were filed to-day by the Iron Mounsent of the plaintiffs that you may deduct the draft and interest on it from any verdict in the chairman and carried.

Chairman Snowden announced that he would appoint the committee as early as possible and make due announcement through the press.

Several gentlemen present opposed a fire-work, for various sums of money allered to

have full charge of the celebration, and will be heard from at an early day.

On motion, the meeting adjourned subject to the call of the chairman.

CRIMES AND CRIMINALS.

J M Lindsey, Ark
A Burnett, Texas
C H Faster, Miss
J Warren, Ark
Mrs Freeman, Ark
J C Bell, Ark
J J Ward, Miss
J M Taylor, Ky
J M Merodith, Ky
J Zaum, Nashville
W H Guyêr, N V
J E Postwood, Cincin
A S Graham, N Orleat
G M Taylor, Paducah
C McCharty, Lottisy
Miss Thweatt, Tenn
C J Grogory,

bers of Gilmore & Bez

McVicker,

J Mullen, E Kline, ule Keller

in cans and by the pound, jellies in cans, maple syrup, Shaker preserves, sugar drips,

THE REASON WHY.-Mr. Fellows, in his Medical Monthly, gives reason for the peculiar

First-Class Plumbing and reasonable

prices at J. A. Balley's, No. 295 Second

Floyd's Restauraunt,

The ladies' resort. Supper parties a spe

cialty. Oysters and all game in season. After

**Anthracite Coal** 

**Promptly Delivered Coal** 

the opera, go to Floyd's.

At Brown & Jones's, 282 Main.

BUCKHAM & CAMPBELL,

butter.

Street.

PHILADELPHIA, January 11.—While two colored women—Mrs. Jackson and Mrs. Shannon—living at 826 North Fifteenth

A Tough Tennessean Killed. CHATTANOGA, January 11.—A report reached this city to-day that James N. Ray had been killed a few days ago in Scott county. Ray was first-district-attorney for third Tennessee circuit. He afterward became notorious for complicity in a famous East Tennessee counterfeiting case, of which he was convicted and sentenced to imprisonment. He is a half brother to Congressman L. C. House, of second Tennessee district.

Citizens' Meeting Held at the Cotton Exchange for the Purpose of

then you will determine whether there was reasonable expectation of acceptance of payment. In determining this question you will look to the facts in proof on both sides and determine whether there was any contract between Pendleton and Green-

display on Tuesday, and that an executive committee of thirteen citizens be appointed

Mr. R. Galloway thought the committee of thirteen should report back to another meeting. Mr. J. B. Cook referred to the large Gras, nearly \$200,000, and Memphis must come to the front even if it costs \$20,000. New Orleans has invited the New York regi-

An Arkansas Murderer to Swing the 11th Proximo—Another

dict of hanged by unknown parties.

Medical Monthin, gives reason for the peculiar action of his Hypophosphites in the cure of diseases, which seem to be borne out by facts. From tonic action of the sympathetic nerves all the organic muscles are strengthened and the patient overcomes his malady simply, pleasantly, and rapidly.

Shannon—living at 826 North Filteenth street, were at work to-day they heard cries from Mrs. Shannon's two-months old child, and rushing up stairs they found the three-grand of son of Mrs. Jackson sitting on the floor by the screaming infant, with a red-hot poker in his hand. The baby had been terribule to the screaming infant, with a red-hot poker in his hand. The baby had been terribule to the screaming infant, with a red-hot poker in his hand. The baby had been terribule to the screaming infant, with a red-hot poker in his hand.

French Steam Dye-Works.

Ladies' and gentlemen's goods dyed and cleaned at Louis Reigel's, 584 Jefferson street.

Old Reliable—Solid as a Rock.

Old Reliable—Solid as a Rock.

precludes it from claiming a forfeiture of the company, and precludes it from claiming a forfeiture of the policy, unless excused, as to which I shall instruct you further on. If protest and legal notice had been given for non-acceptance, the company need not have presented for non-payment, but not having protested the note for non-acceptance, it was its duty to present at maturity and demand payment. There is some dispute as to whether the note was presented for payment on the day of its maturity, namely, October 14, 1871, or later, but there is no claim that

September last, Nunnelly and Woods are BURNED BARTLETT.

Details of the Fire Which Ravaged that Pleasant Village.

Special to the Appeal.]

BARTLETT, TENN., January 11.—The following are the particulars of the fire at this place this morning: About 2 a.m. nearly every one in town was awakened by a tremendous explosion, such as had never been heard here before. Some thought it an earthquake, some that a railroad engine had exploded, and many say that they thought of Mother Shipton's prophecy; but, nevertheless, it had the effect of drawing the citizens of our city to the scene of the most terrible conflagration ever seen here. When the first man reached the scene the house occupied by Shore Brothers was level with the ground, and Dr. N. Blackwell's office, on the west, and the Jackson house, on the east, were both in flames. The fire soon spread to an old building belonging to Wright & Woods, used as a warehouse, and then to W. B. Williamson's grocery house and meat shop. The losses can be summed up as follows: Dr. N. Blackwell's office, books and papera, about \$1200 or \$1500; storehouse occupied by Shore Brothers, about \$1000. No insur-Special to the Appeal.]

Dr. N. Blackwell's office, books and papers, about \$1200 or \$1500; storehouse occupied by Shore Brothers, about \$1000. No insurance. Shore Brothers' stock of goods, about \$4000; insurance, \$3000. Jackson heirs' storehouse, \$500; no insurance. Wright & Moody, \$400; no insurance. W. B. Williamson's house, \$300; fully insured. W. B. Williamsen's stock saved; also insured. The next house, only a few feet off, belonged to "Uncle Tom and Aunt Mary," which, by hard work and wet blankets, was saved, thus saving T. J. King's livery stable and frame saloon building, and probably his new brick storehouse.

ALABAMA NEGROES

Walt Upon General Garfield and Explain a Few of Their Wants.

CLEVELAND, O., January 11.—A delegation of prominent colored men from Alabama waited on General Garfield this evening at the residence of William Edwards. G. W. waited on General Garfield this evening at the residence of William Edwards. G. W. Broxdell, of Talladega, and L. P. Watkins, of Courtland, addressed the general, setting forth the condition of the colored people in the south, their lack of education, etc., and asking that the incoming administration will do what it can to aid in the education of the do what it can to aid in the education of the blacks. General Garfield responded that the education of their children was the foremost duty of all American people, and assured them that what could be done would not fail. He urged them to avoid raising the color line, and not to separate themselves as a class from the mass of citizens.

ST. LOUIS SIFTINGS.

feited by reason of non-payment at maturity of draft. Judge Hammond held in his been excused by want of funds and want of reasonable expectations of acceptance of payment. As to the proof of loss not being filed, it is conceded notice of the death was done the agents of the court, January 10, 1881, Hammond Judge.

By the terms of this policy the obligation of the company to pay the amount of \$10, 900 upon the death of Dr. Pendleton ceases upon the failure of the plaintiffs here to comply with a condition in the policy relied on by the defendant company, which is in the following words: "And the omission to pay the said annual premium no no before 12 o'clock noon on the day or days above designated for the payment thereof, or failure to the control of the course.

The motion of the promote the front even in it costs \$20,000. New Orleans has invited the New York regiments and other regiments throughout the Charles to accept the New York regiments and other regiments throughout the United States to accept the New York regiments and other regiments throughout the United States to accept the hospitalities of the committee of the eighnets of the committee of the payment thereof, or failure to file it cannot alter the case. If, however, the company or its agent did not the said annual premium on or before 12 o'clock noon on the day or days above designated for the payment thereof, or failure to the payment thereof, or failure to the course of the court. The motion of Mr. J. B. Cook, for an executive committee of thirteen, to have full charge of the proposed entertainments for the course and other regiments throughout the United States to accept the hospitalities of the court of loss the death was on Tuesday. He insisted the committee of the committee of the committee of the committee of the court. We should give entertainments on Monday as well as on Tuesday. He insisted the payments and other regiments throughout the United States to Sr. Louis, January 11.—The State Grand lodge of Odd-Fellows began a special session to-night. The meeting is for instruction in the new ritual, arranged by the Sovereign Grand lodge of the world. The session will continue three days.

The State high court of Independent Foresters is holding its annual reserving here.

ory, for various sums of money alleged thave been received by them and not pai Telephone Your Orders

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Have a reputation not confined to Memphis alone. Visitors from large cities have heard so much of Floyd's candies for their purity and fine flavors. We guarantee there is none TRUSTEE'S SALE.

Released by Death — A Mexican Boy Lynched in California—Snielde by Shooting.

ALSTIN, TEXAS, January 11.—Governor Roberts respited Hubbey, sentenced to be hanged Friday, to February 4th.

A Peculating Printer.

CHICAGO, January 11.—Robert M.Quaig, financial secretary and treasurer of the Printers' union, has run away with all funds in his possession, amounting to only a moderate sum.

Forgery in Baltimore.

BALTIMORE, January 11.—It is reported on good authority that four private bankers of this city have recently been advancing money on certificates of the Safe Deposit company, which were forged by the party pledging them. The total amount obtained from the bankers is put at \$15,000.

A Month in Which to Fix Things.

LITTLE ROCK, January 11.—Governor Miller to-day appointed the 11th of February as the day for the execution of Frank Jackson, and issued a writ accordingly to the sheriff of Crittenden county, the supreme court having affirmed on appeal his conviction before the circuit court.

Salcide by Shooting.

St. PAUL, January 11.—Philip A. Goddard, auditor-elect of Wabash county, this necessal, subt himself through the temple this received and structure of the said claim amounts obtained from the bankers in our the bankers in lot conveyed June, 13, 1856, by Martha McDoello said Sarah A. Mursh.

Also, their undivided one-fourth interest in lot No. 35, of block No. 9, in Fort Pickering, in said tity, county and State, being the same lot conveyed June, 13, 1856, by Martha McDoello said Sarah A. Mursh.

Also, their undivided one-fourth interest in lot No. 35, of block No. 9, in Fort Pickering, in said tity, county and State, being the same lot conveyed June, 13, 1856, by Harding A. Mursh.

Salcide by Shooting.

St. PAUL, January 11.—Philip A. Goddard, auditor-elect of Wabash county, his understant of the said claim amount of June R. Mursh.

DRAWING.

DRAWING.



New York, January 11.—A dispatch from Albany says that Charles M. Phelps, ex-State treasurer and defaulter, who was convicted in October, 1875, of forgery and larceny on three counts and sentenced to four years imprisonment on each, died of consumption in the penitentiary this morning. He would have received a pardon in a few days is a swindler.

A SPLENDID OPPORTUNITY TO WIN A FORTUNE. SECOND GRAND DISTRIBUTION, CLASS B. AT NEW ORLEANS, TUESDAY, FEBRUARY 8, 1881–129th Monthly Drawing. Louisiana State Lottery Company This Institution was regularly incorporated by the Legislature of the State, for Educational and Charitable purposes, in 1893, for the term of Twenty-five Years, to which contract the inviolable faith of the State is piedged, which piedge has been renewed by an overwhelming popular vote, securing its franchise in the new constitution adopted December 2. A. D. 1879, with a capital of 31,000,000, to which it has since added a reserve fund of over \$350,000. 

1 Capital Prize...
1 Capital Prize...
1 Capital Prize...
2 Prizes of \$2,500.
Prizes of 1,000.
Prizes of 100.
Prizes of 50.
Prizes of 20.
Prizes of 100.

from Mrs. Shannon's two-months old child, and rushing up stairs they found the three-year old son of Mrs. Jackson sitting on the floor by the screaming infant, with a red-hot poker in his hand. The baby had been terribly burned about the mouth, and examination showed the Jackson boy had forced the poker down the baby's throat. The child lingered in great agony until to-night, when it died.

A Toursh Tournessean Hilled.

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FOR a country store, on the Little Rock railroad, 12 miles ont. The stock of goods of the late firm of RICHARDSON & CO. Biogrilla Stat edapted to the wants of the people. A responsible

party can get the Depot Agency, also Postmaster Mississippi bottom, can be rented at a reasonable price. The plantation is in first-class order. I desire to sell the stock of goods, wagons, 14 head of mules, 3 cows and calves, and farming implements n a lump. Terms cash; but a first-class city facter's time acceptance will have consider WHEAT.

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FANCY DYEING. DRY CLEANING. WM. R. TEASBALF, 265 Walnut St., Cincinnati, G.

SOUPS.

Huckins

Haricotor

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Administrator's Notice to Creditors.

THE undersigned having qualified in the Probate
Court of Shelby county, Tenn., as administrator of the estate of J. P. Nelms, deceased, notice is hereby given to all persons having claims against said estate to present them to him, within the time allowed by law, or they will be forever barred.

Adm'r of J. P. Nelms, deceased,

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