

WINNSBORO.

JNO. S. REYNOLDS, Editor. Wednesday Morning, March 15, 1876.

Moved to Tears.

His "only begotten son" (we use his for the disbursement of the funds shire. own words) was indicted for largeny till the borrowed sum should be and is held in contempt by every returned. This witness also stated decent man in the country, and yet that in a certain transaction the we have never heard that the sire Judge berrowed \$200, but witness wept for the misdeeds of the held him accountable for but \$175, when the resolution looking to an offspring. But then, you know, He went on to say that the Judge investigation of the official conduct the "only begotten" never was im- having stated that there were some of Judge Mackey was offered, Mr. peached.

Very Bad Indeed.

case was tried, virtually instructed the jury to acquit. Much comment of Attorney General Pierrepont in instructing the several district attorneys that a man's turning state's evidence should not protect him from prosecution. This is said to have had the effect of weakening the government's evidence in the whiskey cases, and Mr. Pierrepont has come in for a full share of abuse time trying to find out how the attorney general's letter was made public, and that it has been discovered that Babcock, having access to the president's private papers, had found the letter, made a copy of it, and furnished his counsel with a

Judge Montgomery Moses.

Montgomery Moses, of the seventh judicial circuit, has at last assumed would combine to injure the Judge, based upon weak grounds, and trial. He was afterwards pardona form from which we may draw a would combine to make false state- were not such as could have been ed, it being clearly shown that he conclusion based upon the unments, similar in their general scope proven with sufficient certainty to was innocent. We believe that contradicted testimony of witnesses. and would commit wilful perjury. justify a conviction in a court of Major Merrill knew he was not The charges preferred against him Yet we must believe all this to hold impeachment. Such being the case guilty—in fact, if we are not mis. are reducible to two-neglect of Judge Moses innocent. The chartitis as well that his case was so taken, it was stated to him before Dr. official duty, and corrupt practices gos are too specific, too minute in speedily disposed of by the house. Avery's arraignment that he was on the bench. The first was shown their details, two consistent in their We must not be understood, how on the wrong track. But the by the evidence of members of the parts, for us -to suppose that the ever, as receding in any degree fro a defendant was a respectable gentlebar and others, who tostified that accused has been the victim of a the position we have taken with man of York county, and it was imthough the several dockets were conspiracy. They all have the im regard to the Judge's action in portant to make an example of such constantly full, there was scarcely press of truth. The course of discharging the grand jury of a mar. And, besides, the cenvic a single satisfactory session of Judge Moses must cause a blush on Lancaster for their failure to find tion was worth just two hundred court during Judgo Moses' admin- the cheek of every honest man who a true bill in a certain case. From dollars to the astate and far-seeing istration. Of course, this gross aided by his vote to elevate him to all that has been said on this sub- Major. We might mention many neglect must have had a bad effect the bench. How he could have ject, it seems possible that the grand other acts of Major Merrill that Mohawk, Yellow Six Weeks, Gerupon the community, and likewise impressed any sensible man as pos- jury committed an error of judg- should bring on him the contempt man Dwarf Wex, Early China Red have occasioned much personal in sessing the necessary qualifications, ment. This has nothing to do with of all honorable and impartial peoconvenience and perhaps suffering. we are at a loss to conceive. But he the serious question involved—that plo, but we forbear. His crowning What the Judge's defence to this was elected because he professed to of the right of a judge to reprimand disgrees of the uniform of our army charge might have been we are at be a republican. Political con- and discharge a grand jury for a was his receiving from the legisla a loss to know, and we are equally siderations and political influences failure to find a true bill in a case ture about twenty-one thousand at a loss to conceive what excuse had a chief part in making Mont- presented for their investigation. dollars for the arrest of persons he could have presented. So much gomery Moses judge. That he has That question we would like to see charged with ku-klux offences. His for the charge of neglect of official turned out no worse than the im soon settled in some authoritative lobbying schemes to procure that duty. The other is far more peachment trial shows him to be, form. The sooner the relative sum, and his ready acceptance of serious, and if true far more must be attributed to good fortune duties and the relative rights of it, show plainly what was the cause dimning. Many witnesses, county and not to any proper discrimination judges and grand juries are of the zeal he displayed as post officials, testified before the court of shown by the legislature in raising finally established the better for the commandant, government spy and poultry houses. We sell these phosphates. impeachment that Judge Moses him to the bench. His fall should enforcement of law and the full general prosecutor. The deeds of more than once requested of them be a lesson to all future legislatures, protection of the life, liberty and the ku-klux were such as no loans of money. S. T. Poinier, serving to show them that integrity property of the citizen. county treasurer of Spartanburg, and talent are indispensable in a Judge Mackey's chief faults as excuse. But as they were outrages testified that Judge Moses had dispenser of justice, and that where a judge are two-his fondness for against law and order, so were asked him, in 1875, for a loan of these are wanting in an aspirant of politics and his occasional Merrill's doings offences against \$250; that he refused on the one political creed, they should be irritability. The first does not decency, truth and justice. His ground that he had only \$750 of sought in the individuals of another. enter into his discharge of his course in Louisiana was even more official fands, and did not regard A political judge is a dangerous judicial duties, but it has the effect conspicuous for cowardice, duplicity that sum sufficient for the expenses personage. of the court then in session; that the Judge insisted, saying that it would be ample; that he finally The result of the election in New course it cannot be expected that commander. raised \$250 and lent it as desired. Hampshire was looked for with con a judge should have no political. The appointment of such a man John G. Carrington, sheriff of siderable interest. It was the first views and political preferences of to a leading position at the national at 5 3-4 cents per lb., at Newberry county, testified that issue of the grand struggle of 1876, his own, but these should be kept exposition is an insult to those Judge Moses frequently berrowed and upon it a great deal was thought concealed from public view. The whom he oppressed and who are money from him. On one occasion to depend. The contest in the loss a judicial officer has to do with now invited, for the sake of peace the Judge told him that he' must state has for some years been a very political parties and political con- and fraternization, to take a part in have money, and on the witness close one. In 1868 the state elec flicts, the better for his official the Centennial. Had the whole insisting that he had none, his tion resulted in a majority for the dignity and usefulness. Judge army been searched for one more Honor replied that he knew the republicans of 2,523, and the presi Mackey's impatience and occasional distasteful to the Southern people, sheriff must have some, from dential one of 6,967. The deme severity towards parties thrown in there could not have been found decrees he himself had just made crats had a plurality of 807 in 1871, contact with him in the court house, such a one-except it had been Upon Carrington's saying that these and a majority of 1,465 in 1874. In are due to two causes, the one increas General P. H. Sheridan, the man were official funds and could not 1875, the republicans had a plurality ing the force of the other -a natural who was "not a fraid" when, backed be touched, the Judge said that of 171. In all the other elections quickness of action and infer by the whole power of the national the money was subject to the order since 1867, seven in number, the recence, sometimes running into im government, he maligned and inof the court and the court wanted publicans carried the state by ma patience, and excessive work in the sulted the oppressed people of

overcharges in the his account as Crittenden made a long and foreible Babcock's acquittal. They say it a similar statement about the against Judge Mackey. He stated was to a great extent fixed up at Judge's request for a lean, accom it to be his honest conviction that ing out of the funds till the debt and that to encourage it would be fied to similar transactions. Upon | He quoted from several prominent has also been elicited by the action the close of the evidence on the part gentlemen in the sixth judicial by the managers only.

Now Hampshire. attorney proposed an order, by 1,800 being less than the aver relaxation which is really essential something very appropriate about

Julyo Mackey's Vindication. In the house of representatives, all the conservatives except one

it, and that he would pass no orders jurities varying from 228 to 6,967- court house. These causes can be Louisiana. for the sheriff to pay out the money the average majority being 2.842. largely removed by shortening the Major Merrill was appointed a few in question until the court had paid The ropublican majority in the elec daily sessions of court, and thus weeks ago, by the then secretary it back. Just at this time an tion held a few days ago was about affording opportunity for that of war, Mr. Belknap. There is

tion, but the Judge refused to sign victorious. Of course the republi- lawyers. It cannot be denied that the most corrupt legislature ever Secolal Notices the order, and at once adjourned cans all over the Union are ju Judge Mackey's practice of holding assembled in South Carolina a bill the court. He afterwards said to bilant, and are especially so as it night sessions has done much to pay him for his services in Sheriff Carrington: "I have refused the order. Now let me have the money." The money was lent. He election into a democratic triumph. money." The money was lent. He election into a democratic triumph. the dockets are not so seriously Marsh annual payments for a posthad on two other occasions lint As for the effect of that matthe Judge money in a similar way tor on the people in New adhere strictly to the old plantion of Mrs. Belknap. It is quite dred thousand dollars werm of property, and many lives, were prevented by the arrival of a Great American Fire Extinguisher, an Agent happening to come in and his Honor had always protected Hampshire, we must suppose daily sessions of from six to eight natural that a man who would thus fown at the nick of time him. When he was "raled" about that they were either indifferent hours each. Such an arrangement degrade one of the highest posithe money in question he answered, to its real character, or they fought would really, in many cases, be a tions in the government for selfish-"The money is subject to the order of court, and the court has the some extent non political issues. If Witnesses and jurors who are kept one who had played detective for answer all inquiries in regard to the same. money." He had never heard' any- the first be true, their course is only in the court-room daily from ten in twenty thousand dollars and his thing further of the rule. John W. a further proof of the general cor- the morning till twelve at night, usual pay as an officer. We have Speaking of the trial of Judge Rice, clerk of court for Laurens ruption of the republican party, and with only a short intermission for no doubt that Major Lewis Merrill Montgomery Moses, the News and county, stated that the Judge ap- if the latter, they have won no great meals, cannot do that justice to a was, in the eyes of the secretary of Courier says: "Chief Justice plied to him for a loan of money, triumph after all. There are man case on trial which can be received war, a most efficient and onterpris Moses was oil the stand; and wept 'mt he refused on the ground that things to be accomplished by the from men who enjoy all necessary ing officer-efficient in doing the there bitterly. Likewise he wept all the money in his hands was of republican party, before the Novem- rest and relaxation. Judge dirty work assigned him and when he was elected judge by the his official deposit. The Judge ber election, to enable them to carry Mackey's industry and endurance enterprising in getting extra pay democratic legislature in 1866." then insisted on having a certain the country at that time. The demo- on the bench have been a subject for his services. We never had an idea that the sum, saying that he would pro- crats have no reason for desponden- of general remark, and he deserves Chief Justice was so tender-hearted. teet the clerk by passing no orders cy over the result in New Hamp great credit for them; but we are Rags ? convinced that a return to the old plan would be better for all par

A Centennial Official. Major Lewis Merrill has been as signed to duty under the Centennial Commission. Major Merrill is elerk, he "gave the Judgethe \$25 to speech in opposition to the move-clerk, he "gave the Judgethe \$25 to speech in opposition to the move-clerk. He was post commandpecially outspoken off the subject of Smith, treasurer of Newberry, made sheriff of Chester, it is supposed—ant at Yorkville in 1871, and was the chief agent of the government keep on hand, in the ku-klux prosecutions. He kept entirely concealed for some! Washington, and that Judge Dillon, panied with the assurance that no brounded by the worst of medium time his real feelings and intentions, the circuit judge before whom the order should be passed for the pay prompted by the worst of motives, and the good people of the town was paid. Other witnesses testi- to lend aid to a defeat of justice. that he was a gentleman, when his had really persuaded themselves character was suddenly shown up in its true light. To say that THE largest STOCK to be found of the managers the accused asked circuit, to show that the impeach Major Merrill disgraced the United time to prepare his defence, and ment of Judge Mackey would ne States uniform in his actions at in this upon the refusal of that request, his complish no good whatever. The Yorkville is to express most mildly counsel retired—as will be noticed vote was taken upon a motion to the character of his course at that in our synopsis of legislative pro. lay the resolution of investigation place. The writer of this article coedings. This leaves the senate to upon the table, and that motion was is prepared to prove, by unim act upon the evidence as presented carried by a decided majority— peacheble testimony, more than ore It is very unfortunate that a trial voting in the affirmative. Judge cowardly and tyrannical. He was The St. Louis Times says that the of so much gravity should be per- Mackey has received many contribution the prosecutor in almost every case mitted to go by default on the part pliments since his election to the tried by Judge Bond, and in at of the defence. Judgo Moses will bench, but the highest encomium least one of these he must have of course maintain that he has not with which he has yet been honored been most strangely ignorant of had a fair trial, and that he could is found in this action of the conser facts not to have known have proven his innocence. This is vative members of the house. We that the accused was in such goods as I can warrant. the view taken by his counsel when take for granted that these who neemts We allude to the case of they withdrew from the court. But thus took the side of the Judge in Dr. E. T. Avery, who was convicted. such a plea, however strong from a the very serious charges brought by a jury—palpably and notoriously transcript. The feeling of disgnest at this proceeding is said to be Judge Moses before the bar of public advisedly, with a full knowledge of agriculture and agriculture and standard processing in the proceeding is said to be Judge Moses before the bar of public advisedly, with a full knowledge of agric preacher in York county. at this proceeding is said to be almost equal to that over Belknap's lie opinion. The statements of the lie opinion. The statements of the lie opinion. The statements of the lie opinion is said to be advisedly, with a full segro preacher in York county. The defendant established as clear several witnesses, romaining uncon- realization of its great importance. In dibi as was ever shown in a tradicted, must be taken as conclu- Viewing their action thus, we are court house. But of course the sive evidence of his guilty participa- more than ever convinced that at jury convicted. Dr. Avery, seeing The impeachment trial of Judge tion in the acts described. We can least the major part of the accusa the hopelessness of a just verdiet, not believe that a number of men tions made against the Judge were fled during the progress of the of causing people to look apon and tyranny than in this state, and him more as a politician than as a he was very properly rebuked by judge. This should not be. Of General Emory, the department

consent of parties directing the age majority in the preceding slike to the personal comfort and this. Just at the time when the disbursement of 16 51 ds in ques years in which the party was the full efficiency of both judges and gallant Major was lobbying through

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