### VOLUME 7.

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## THE OR ANGEBURG NEWS Trefferent -: 0:-

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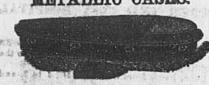
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THE LOSS OF PUBLIC RECORDS, AND TO PERPETUATE TESTIMONY IN REGARD TO DEEDS, MORTGAGES, SETTLEMENTS AND OTHER PAPERS, LOST BY FIRE AT ABBEVILLE.

and the second second second second second

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of South Carolina, now met and sitting in General Assembly, and by the authority of the same, That any party to a record, plaintiff, defendant, assignee, or any person having an interest in any judgment, or agricultural lien. an EXTRA COPY for SIX MONTHS, free of the record of which has been destroyed by fire at Abbeville, on the 19th January and 17th November, 1872, shall have the right to supply the same in the following manner:

SEC. 2. That the party desiring to supply such record may, upon notice of not less than twenty days, served personally upon the other parties in interest in such record, make application to the clerk of the Court for leave to substitute a new record, which application shall contain, as nearly as possible, a statement of the names of the parties, the amount of the debt, the entry of said judgment add execution, the names of the attorneys of record, with such other particulars as the applicant may deem proper to his case; all which shall be verified dy the affidavit of the applicant, or his er her agent or attorney, according to the best of his knowledge, information and belief.

SEC 3. That upon failure of the party or parties, served as aforsaid, to answer such application, in writing, to be filed in the clerk's office within twenty days thereafter, exclusive of the day of service, the clerk of the Court shall docket jud; ment for the party filing said appli-

SEC. 4. That if the party or parties, served with notice as above, file with the clerk of the Court, within twenty days after such service, excluding the day of service, an answer to the application, denying, u pou eath, the applicant's right to the relief sought, with a statemont of the gounds why such applica tion should not be granted, the jurisdic tion of the clerk of the Court shall cease, and he shall refer the application answer, and any accompanying papers, to a commissioner, for whose appoint ment provision is hereafter made.

Suc. 5. That said commissioner shall take, an writing, all the testimony intro duced by one or both parties, according to law; shall hear and decide the matter in controversy, report his decision in writing, and, with it, returnall the papers to the Court of common Pleas. From the decision of the commissioner an appeal may be taken to the Court by the party or parties dissatisfied there with, as in case of an appeal from the decision of Referee appointed under the Code. If there be no appeal, the clerk of the Court shall docket judgment according to the report and decision of

the commissioner. SEC. 6. In every case in which the defendant or defendants in any burned judgment or decree shall be absent from and without the limits of this State, in lieu of the service required by this Act it shall be sufficient to publishd, in a newspaper of Abbeville County one month's notice of such application, and, if the absentee's residence is known, a copy of the paper containing the publi cation shall be mailed to his or her ad dress : Provided, That nothing herein contained shall prevent such absent defendant er defendants, within two years after the publication of the notice in this Section provided, from moving the Court, upon a proper showing, to set

aside such judgment or decree SEC. 7. The County commissioners for Abbeville County shall, forthwith, furnish the clerk of said County with a book or books of proper size, suitably ruled and securely bound, to be labelled 'Abstract of Burnt Judgments and Decrees," in which the said clerk shall enter an abstract of every such judg ment and decree; a new record of which shall be so ordered to be substituted, setting out, in distinct and appropriate columns, as near as possible, the names ter of Mense conveyance, and before

AN ACT TO REMEDY AND SEPPLY | defendants' attorneys, the date of the signing of the judgment or filing of the decree, the amount of the recovery, the sum bearing interest, and the date from which the interest began to run, the balance actually due at the date of the clerk in the book books, as ordered in destruction, the date of the entry of the original process, the last process issued for the execution of such judgment, and the costs due thereon. And such lishing, on the trial of any cause, any entries shall, without other or further lost or burnt paper, according to the record, be good and sufficient in law for all purposes for which the original record itself could have been used, and of equal authority therewith in all respects.

SEC. 8. In any case provided for in this Act, if the applicant, or, in case of his death, his personal representative, shall make oath, according to the best of his knowledge and belief, that a dis covery from the party or parties re spondent is the only means by which such lost or destroyed record or docu ment can be established, and also of the former existence and of the loss and the records of the late Court of Equity destruction of such record or other docu ment, he may, if the respondent, or either of them, if more than one be living, and be within the limits of the State, call upon such respondent to answer, on oath, as to the former exis tence of such record or other document. and as to its contents, character and be taken as prima facie evidence of the cide. description, and also as to the amount | burned or lest record. due thereon. And in case such respond ent, after at least ten days' personal notice, (if he be within the County when such proceeding is had, and twenty days if he is not,) shall fail to auswer, upon oath, the interregatories so propounded, such failure to answer, (unless satisfactorily explained or ac counted fer,) shall be taken and con sidered as an admission by such respond ent of the truth of the facts stated and set forth in the applicant's affidavit : Provided, That such admission shall only affect the party se failing to answer as aforesaid, and his legal representa tives. If such respondent shall deny, on oath, the former existence of such record or other document, so attempted to be set up, or shall deny, on oath, that there is anything due thereon to such | behind him he never had. applicant, or his legal representatives, or shall deny any other material fact alleged in the applicant's affidavit, the answer of the respondent, together with the affidavit of the applicant, shall be considered as evidence in the case, and shall, with such other testimony as the parties on both sides may offer, be sub a 10-dollar greenback that had been tern mitted to the Court : Provided. That no

SEC. 9. That the commissioners of the County shall provide a book or books for the clerk of the Court, in which the said clerk shall record an abstract of all the deeds, conveyances, mortgages, acttlements, liens, and other instruments in writing heretofore recorded, and required by law to be recorded, which abstract shall contain a statement of the names of the parties, a brief statement of the inames of the parties, a brief state ment of the property mentionel in the deed or other instrument, the date of the paper, the time when the registry was made, and the certificate of such registry shall be entered anew on said paper. And the said deeds, convey ances, mortgages, settlements, liens, and other instruments in writing, shall be recorded as above provided for within six months from the ratification of this Act, otherwise they shall not prevail as liens against subsequent creditors or purchasers for a valuable consideration

costs shall be taxed against the respond

ent for the interrogatories which may

be propounded to him under the pro

visions of this Act.

without notice. SEC. 10. That in case any deed, con veyance, settlement, mortgage, Agricul tural lien, or other instrument in writ ing, shall have been duly recorded, and, after registry, redelivered to the owner thereof, and the same shall have been mislaid, lost or destroyed whilst in possession of the owner, or in case of any deed, conveyance, mortgage, settle ment, agricultural lien, or other instru ment in writing requiring registry, shall have been delivered to the Register with such intest, and shall have been burned whilst in the office of the Regis of all the ori, parties, plaintiffs' and redelivery to the owner thereof, an tew.

abstract of all such deeds, conveyances, let during the forenoon too often, haz mortgages, settlements, agricultural alireddy diskounted hiz dinner. liens, and other instruments in writing, shall be proved as in the case of judg ankelly who had plenty tew dew, and ments, as aforesaid, and recorded by the | did it. the preceding Section of this Act.

SEC. 11. That nothing herein con tained shall prevent any one from estab rules of evidence now existing.

SEC. 12. That the Judge of the Eighth Judicial circuit shall have pow er to appoint a person, who shall be called a commissioner, to hear and decide all questions to be referred to him, as required under the provisions of hav tew be jerked out. this Act.

SEC. 13. The County commissioners are authorized and required to employ the service of a competent person to arrange properly, in the new office of the Probate Judge of said County, all which properly belong to the Probate Court, and which were saved in a mixed | deal more than yu aktully do. and disorderly condition from the late fire in Abbeville.

SEC. 14. That in cases where records are altogother destroyed or burned, the execution excepted, the execution shall

SEC. 15. That by the substitution and removal of judgments and papers, as pro vided by this Act, no party shall have any other or greater right than would have existed had the judgment and con veyance, mortgage, settlement, lien, or other instrument in writing, never been burned, mislaid, lost or destrayed.

Approved February 27, 1873.

The Josh Billings Papers.

PUDDIN' AND MILK.

Love iz sed tew be blind, but i kno lots or phellows in love who kan see twice az much in their gals az i kan.

The miser iz a riddle. What he possesses he haint got, and what he leaves

Good phisick is like a fildle, it furnishes the tune, while natur cuts the pigeon wing and cures the patient.

Caution, tho very often wasted, iz a good risk to take.

Pity iz about the meanest wash that one man kan offer another. i had rather hav in two twice and pasted together, than tew have all the pity thare iz on the upper side ov the earth. Pity iz nothing more than quiet satisfackshun that am a great be roph than yu am, and that i intend to keep so.

Fortune iz like a coquett, if you don't do it. un after her she will run after you.

Did you ever hear a very ritch man

If i was going to paint a pikture of Faith, Affection and Honesty, i would paint mi dog looking up in mi face and waggon his tail.

Eddie (a very smart boy) .- "Pa, how many chickens are there on that dish ?" Parent,-"Two, my son."

Eddie .- "No, there are three. This s one, and that is two; and don't one and two make three?"

Parent .- "Well, then, your mother may have one, I'll take the other, and you may have the third for your din-

The devil is a mean kuss. He never keeps hiz own promises but always makes us heep ours. Truth iz az artless az a child, aud az

nurawasive. Thare iz nothing in this life men pay so hi a price for az they do for repen-

Laws are made, customs grow; laws hav tew be executed, customs execute hemselves; laws be in where customs

Men who bay a good deal tow say use the fewest words.

Punning iz nothing more than mimickry. The best punster now living iz a monkey; he makes a pun on a louse forty times a day bi skratching hiz head.

The road tew wealth is a highway; but the road tew kwowledge iz a bye

Shame iz the dieing embers tew vir-

I never knu a man troubled with mel

Good breeding, az i understand, it, iz giving every man hiz due, without rob-

bing yourself. I den't know ov a better kure for sor-

row than tew pity somebody else. Experience iz a grindstun; and it iz lucky for us if we kan get brightened

by it-not ground . We shouldn't forgit one thing: that there iz not a single fee simple on this futstool: even the best tooth in our hed

may fall tew aking before sunset, and Ignorance iz the wetnuss ov prejudice. Anticipation iz konstantly nibbling expekted pleasure until it consumes it;

jiss so the school boy, who visits his bas-Natur iz jist as honest az a cow. Talk little, but listen loud, iz the way tew make the company ruspekt yu; I

mean suspekt yu ov knowing a grate If you should reduce the wants ov the people ov Nu York citty down tew aktu-

al necessitys and plain comferts, you would hav tew dubble the perlice force tew keep them from committing sui People, when they find fault with

theirself, are generally more an xious tew be consoled than forgiven; and, there fore, when a man begins tew confess hiz sins tew me, and sez "there isn't no hope for him," i tell him he ought tew kno awl about it, and 1 guess iz more than half right.

What the world wants iz a good examples, not so much advice; advice may be wrong, but examples prove themselfs.

Pride is bogus. Adam at one time had a right tew be proud: but he let sin beat him out of hiz birthright. A crowing hen and a cackling ruse-

ter are very mistortunate poultry in a Az a gineral thing the man who mar-

rys a woman ov more uppercrust than himself, will find the woman more anxious tew preserve the distance between them than tew bring him up tew her grade or go down tew his level.

Titles are valuable; they make us acquainted with menny persons who would otherwise be lost among the

Peace iz the soft and holy shadder that virtew casts.

are like the wrinkles on a man's brow; if you will smooth out the one, i will smooth out the other.

It iz a darned sight eazier to find six men who ken tell exactly how a thing ofight tew be did, than to find one will

Marrying for money iz a meaner way tew git it than counterfeiting.

Dispatch iz taking time bi the ears. Hurry iz taking it bi the end ov the

The miser who heaps up gains tew gloat over, iz like a hog in a pen fatted fer a show.

### The Hired Man.

The skilled workman, whose moral character is faultless, forms one of the noblest types of our American civilization Such workmen can be found, not only in the machine shops but on the farm. Such men have not dreamed themselves into position, but have formed for themselves characters that are of value and worth, and their services are always in demand. The model hired man is one who is an early riser; one who looks after the most trivial matters about the farm. If he sees anything that ought to be done he does it as soon as an oppor tunity occurs. Let it only be a fence rail, a plank that is wanting, it is replaced in its proper position. A great many little things are being constantly de nanded of the hired man; but prompt attention to them is a matter of very great importance to his employers,

The working man on the farm should endcaver to take as much interest in seeing that everything is done at the right time, and in the best possible way as the employer himself. In this way he will render himself useful-nay, almost indispensable-to any thorough laway from the Governor of Iowa and

going farmer who fortunately controls di the services of such a man.

#### Boasting.

Ann Strong was a sad little beaster. Though she ment to speak the truth, she was so vain and thoughtless that no one would believe her.

She always wanted a long lesson. She would say, "I can learn it all, it is it is not too har! for me;" though when her class was called out to be examined, she was often sent back to her seat to

If anything was to be done at home or at school, Ann would always say, "I know how, please let me do it;" even if it was a thing she could no do at

Ann's teacher wished some one to point to the name of the cities on a large map, so that all the girls in the class might knew where to find them.

"Oh, let me do it," said Aun, I know how as well as can be.

'Yes, you may do it," said Miss Eaton: but Ann could not point to a single name that her teacher called.

You are like a silly little pigeon I used to hear about when I was a little girl," said her sister.

A bright eved little girl, raising her right hand, 'Oh, please tell us all about the pigeon.',

'The story,' replied Miss Eaton, 'is that when the pigeon first came intothe world, all the other birds came and offered to show her how to build a

'The cat bird showed her its nest, all made of sticks and bark; and the sparrow showed her theirs, which were woven with moss and hair. But the pigeon, walking about in a very vain way, and turning her head from side to side, said: 'I know how; I know how to build my nest as well as too best of you?

'Then the black bird showed his nest, which was fastered to some reeds, and swung over the water, and the turtle dove said hers was easier to build than all, for it was quite flat and made only of sticks laid to together. But the pig eon turned her pretty head as before and said; 'I know how.'

'At last all the birds left her: Then the pigeon found that she did not know how at all: and she went without a nest until a man took pity on her, and built a pigeon house and put some hay

'Now, children, though the story of the pigeon is only a fable, and not tree. yet you may learn a very useful lesson.

Little bops and girls who are vain boastors, are laughed at by others, and deceive themselves. Like the silly pigeon, they say: 'I know how!' but they often find to their sorrow, when it is too late, that they do not.

Remember, my dear children, that whon you once learn to do anything well you will not need to boast of it,

## Oiling Harness.

The following recipe is sent us by A. Tait, of Howard county, Kansas. He thinks it is the best he has ever used. and it is se simple that any one may easily try the experiment:

Take about half a gallen of oil, and put in a shallow pan or basin, and dip the harness in, one piece or more at a time; then strip the oil off of the strap with your fingers, letting it run back into the basin; hang up to dry; repeat the dipping of the harness two or three times until it will take no more oil. A little lamp black added helps the looks very much. After the oiling take a rag and rub off the harness, and you will find the hardest leather and the stiffest tug have become very pliable and will remain so from one to three years. You may leave them out in the rain a dozen times; and you cannot see but they are as pliable as before the water touched them. And not only that, but the rate and mice will never touch them. If they are dirty, it is not necessary to clean before oiling.

The pardoning power has been taken

Samound.