

Important Decision.

One of the most important cases that has recently been decided by our Supreme Court was the case of Jennings et al vs. Abbeville County. The facts of the case were these: "In 1881, the County Commissioners let out the contract to build a wooden bridge over Little River at Seales' Mills to J. T. Jennings and others. Rock piers were required and were to be built of "good rock that will not crumble laid solidly in good hydraulic cement." The bridge was accepted upon external inspection and payment in part was made and all the claims approved. In January 1882, the bridge fell down, after a heavy rain. The County Commissioners then made a careful examination of piers and discovered as they thought that they had not been built according to contract, and refused to draw checks for the balance of the money due on the contract. Action was brought in the Court of Common Pleas and a judgment rendered in favor of the plaintiff. In the Common Pleas, the defendant demurred on the grounds that the complaint did not state facts sufficient to constitute a cause of action, and that the Court of Common Pleas, had not jurisdiction to hear and determine an original action upon a county claim. The presiding Judge overruled the demurrers, and the case was appealed to the Supreme Court on these and other grounds. Only one was considered by the Supreme Court, viz: The jurisdiction of the Court of Common Pleas and after an exhaustive opinion, by Judge McGowan in which the rest of the court concurs, the judgment of the lower court was reversed and the complaint dismissed for want of jurisdiction, without prejudice to plaintiffs to enforce their claim by other proceedings as they may be advised.

The decision will prove of great benefit to the counties, as by it, all claims are to be adjusted by the county Commissioners themselves leaving to the claimant, however, the right of appeal to the circuit court.

The case was argued in the Supreme Court, by Mr. E. B. Gary for the plaintiffs and Mr. L. W. Perrin for the defendant, Abbeville county, the latter of whom raised the point upon which the case was decided.

The Freshet.

Our County has again suffered great loss from excessive rains. The number of bridges reported to have been washed away or materially injured is very large. All bottom lands which had been prepared or planted have been overflowed to such an extent, that all work will have to be done over again. It is fortunate, however, for our farmers that it occurred at this time and not a month or so later, for they have plenty of time to replant now, and they should go at it as soon as possible. The rains have benefitted greatly the Spring crops, and insured a good yield of this important crop. Among the bridges washed away we have learned of the following:

- Over Rocky River—The Double Bridges, near Lowndesville; the bridge at Young's Mill, Burdett's and Millford Lower Mill bridge.
Over Little River—Wardlaw's bridge, and serious damage to the causeway at Davis' bridge, rendering it impassable for vehicles; the Island Ford bridge and Seales' bridge.
Over Long Cane—Denny's, Cannon's, Black's and Patterson's bridges.
Over Hard Labor—The bridge near Winterseat, and others to hear from.

Tribute of Respect.

The following resolutions of respect to the memory of Col. H. H. Harper, were adopted by the Quarterly Conference of Lowndesville Station May 8th, 1886.

WHEREAS it has pleased our Heavenly Father to remove from among us our benevolent and kindhearted brother, Col. H. H. Harper, who was for many years a worthy member of this Quarterly Conference therefore,

Resolved 1. That in the death of Col. Harper Lowndesville station has sustained a great loss and while we bow in submission to the will of God, we pray that he may raise up some one to take his place in the church.

Resolved 2. That we tender to the bereaved family our sympathies and prayers in their affliction.

Resolved 3. That a page of our journal be devoted to the memory of our deceased brother, that a copy of these resolutions be sent to his family and also for publication in the Abbeville papers.

F. Auld. J. M. Latimer.

Ellis G. Graydon Esq.

This gentleman is announced this week as a candidate for the House of Representatives. Mr. Graydon was a member of the last Legislature and was distinguished in that body for his watchfulness of his constituents' interests and exerted considerable influence in shaping Legislation. He made a prudent, wise and efficient Representative then, and with his acquired knowledge from experience now, is better calculated to fill the position. He is a lawyer of ability and commands the respect and esteem of a large number of clients. Abbeville county would suffer none by making him a Representative.

Mr. S. C. Turner has gone to Lowndesville to take charge of drug store to be conducted by himself and P. B. Speed. We bespeak for Mr. Turner a hearty welcome by the good people of this vicinity.

For School Commissioner.

Mr. George C. Hodges, the present incumbent, is announced in another column as a candidate for School Commissioner. We do not feel that it is necessary to say anything concerning him, more than to call the attention to the present condition of our schools, which are a monument to his untiring zeal. He has made an efficient and zealous officer, giving most of his time and attention to the duties of his office. If re-elected he will continue his good work, and make our schools what they ought to be promoters of morality and learning for the children of our county, and not mere easy places for those who may teach them.

The Literary Club.

The regular meeting of this Club took place, on last Friday night, at the residence of Mr. L. W. White, it being the time for the election of officers for the following year. President, Geo. C. Hodges, Vice-President, James S. Perrin. Prof. Wistar Archer read a very interesting paper on Greece, which was discussed with interest by various members of the Club. The usual refreshments were served. Mr. W. P. Calhoun is the next essayist, and Mr. Jas. S. Perrin the alternate. The next meeting will take place at the residence of Judge Cothran.

For State Senator.

Gen Robert R. Hemphill is announced as a candidate for State Senator. Gen. Hemphill is so well known in Abbeville county that it is almost a work supererogation to have anything to say concerning him. He has been entrusted several times with responsible positions and never yet has he proved unworthy of the trust reposed in him. He made a gallant soldier, and was ever ready to do his whole duty. If elected to the Senate he will reflect credit upon his native county and look closely after the interests of the whole State.

MESSAGES.

For last week's Ninety-Six News see first page.

Mr. W. J. Rogers of Augusta Ga. is in town.

Miss Jennie Harrison, of Millway is visiting in Abbeville.

The crop of candidates this season promises to be a good one.

The small grain crop in this county is poorer than it has been for years.

Mr. and Mrs. M. P. DeBruhl returned from a visit to Augusta on Saturday.

BIRTH—At Abbeville, C. H., May 24th, 1886 to Mrs. W. D. Mann, a son.

Mr. Carrington, of Georgia, is visiting his sister, Mrs. W. H. Brooks of this town.

Mr. James Boyd, an estimable citizen of Coronaca died last week, after a short illness.

Judge Cothran left on Sunday for Sumter, where he opened Court on yesterday.

The well-borer arrived yesterday afternoon. For particulars apply to Mr. J. P. Lyon.

Hon. W. H. Parker, attempted to hive a swarm of bees on Sunday. Result, about a dozen stings.

The parrot of Mr. J. Allen Smith is quite a source of amusement to the small boys about town.

Mr. George C. Hodges and Walter L. Miller, Esq. attended the school picnic at Coronaca last Friday.

The rains of last week did considerable damage to bottom corn, and washed away quite a number of bridges.

Mr. R. E. Hill returned last week from a trip to Baltimore. Some of the boys say this looks suspicious.

Mr. and Mrs. C. A. Alexander of Washington Ga., are visiting Mr. Edward Calhoun's family at Monterey.

Capt. Bonham is still absent at the North attending the meeting of the Supreme Lodge of the Knights of Honor.

In a spelling match at the Abbeville High School on last Friday, between the boys and girls, the former were successful.

Mr. S. F. Cromer, has bought a new sulky, in order to show to better advantage the speed of his fast trotting mare.

Mr. J. H. Simmons can supply all demands for ice. Call on him at the Commercial Hotel, when you want this necessity.

Judge J. Fuller Lyon is said to be the handsomest man in attendance upon the G'nerna' Conference, now in session in Richmond, Va.

Mr. J. D. Foshee the agent of the Agricultural Department, in experimenting with tobacco, is succeeding nicely with his plants.

Our merchants seemed to have had a good trade on last Saturday, notwithstanding the many bridges that have been washed away.

Mr. S. J. Zeigler and family of Louisiana, arrived in Abbeville last week to spend the summer with our townsman Maj. Zeigler.

Rev. J. Lowrie Wilson will preach the baccalaureate sermon to the students of the Due West Theological Seminary on Wednesday next.

The essay of William P. Calhoun, Esq., to be read before the Literary Club at its next meeting will be on the "Negro Problem."

Mr. and Mrs. W. A. Lee expect to move into their new house next week. Mr. and Mrs. R. A. Calhoun will occupy the house vacated by them.

Miss Josie Wardlaw and Miss Nettie Russell left Abbeville on yesterday to attend the Commencement exercises of the Charlotte Female Institute.

Children often wake in the night with a burning fever, and the parent is at a loss to divine the cause. Worms! Worms! are at work. A dose of Shriver's Indian Vermifuge is the only remedy.

An infant child of Col. and Mrs. E. B. Gary is quite ill with a complication of diseases.

Mrs. K. C. Perrin leaves to-day for Wimborsbo, to visit her daughter, Mrs. John Gass.

Rev. John Lander of Williamston, preached very acceptable sermons, morning and evening, in the Methodist church on Sunday.

Commencement season is approaching. You had better see at once about getting your conveyance to attend. If you don't you will be left.

Mr. Thomas Young was successful in his suit against the Merchants Insurance Company, which was tried in the United States Court, before Chief Justice Waite.

The Norman Percheron Stallion "Milord," owned by the Norman Percheron Company at Anderson, died there one day last week. He was a fine animal and cost \$1000.

Mr. Robert H. Wardlaw left Abbeville on last Wednesday to attend the General Assembly of the Presbyterian church which met in Augusta on Thursday of last week.

The farmers of Magnolia Township are requested to meet, on next Saturday, 29th inst., at Salem, in order to organize a farmers club. A full attendance is requested.

It is said that the Monterey gentleman who was so startled by the whistle of the S. V. railroad thinking it was a thunder clap out of a clear sky, was no other than our correspondent himself.

Capt. W. J. Kirk and Miss Connor, daughter of Hon. F. A. Connor, of Cokesbury were married last week, and left immediately afterwards on a wedding tour. We extend to them our best wishes.

No mail from Columbia or points below there has been received at this place since last Wednesday. We all with one accord now, recognize the importance of not being dependent for our mails upon a single road.

Mr. P. B. Speed was in Lowndesville last week during the wet spell. He had to "coon" it across Rocky River to get to Abbeville on Saturday. We thought he would have been glad of an excuse to stay there awhile.

Commencing next Friday, Mr. Arthur Hammond will serve the public with ice cream every Tuesday and Friday evening at the old stand of J. L. Clark. He will be fixed up especially for the ladies and desires their patronage.

Mr. Lewis Sondly the telegraph messenger boy of this place, will take charge of the telegraph office at Verdery. He is a deserving young man and we commend him to the good graces of the citizens of Verdery.

Messrs. L. W. Perrin, W. C. Benet, W. H. Parker and W. O. Bradley, who were in attendance upon the Supreme Court, had to return home by way of Augusta, owing to the destruction of bridges and trestles on the Columbia and Greenville road.

We acknowledge the receipt of an invitation from Mr. K. S. Murchison, of this county, to attend the annual commencement of the University of Georgetown. Mr. Murchison has been studying law there for some time and takes his degree this year.

The farmers of Monterey had a meeting on Friday night of last week, at the residence of Mr. Edwin Calhoun, to devise ways and means of getting provisions from Abbeville. They are almost cut off entirely from us, by the washing away of bridges over Little River.

Mr. J. C. Ellis of Hodges, is to have a preliminary trial before Trial Justice Calhoun to-day on a charge of breach of trust. The warrant was issued upon the affidavit of Mr. DeLeon of Savannah, who claims that Mr. Ellis collected money for him and now refuses to pay the same over.

Great complaint is being made by many of our citizens relative to the running at large of cows and other animals. One does not like to take up a neighbor's cow, but there is a time when forbearance ceases to be a virtue. Look to your fences and do not allow your stock to trespass on your neighbor.

Mrs. Ben Franklin got her leg broken on Sunday the 17th instant, by being thrown out of a buggy near St. Andrews Chapel. She was driving a mule which became frightened at something and made a sudden wheel upsetting the buggy and dragging Mrs. Franklin, who had become entangled in the lines some distance.

Attention Democrats and Farmers.

The Bradley Democratic Club will meet in Walker Hall at Bradley, S. C., Saturday the 5th day of June next, at 3 o'clock p. m.

The farmers are requested to turn out in full force so that we may organize a Farmers' Club immediately after the adjournment of the Democratic Club.

FARMER. Bradley S. C., May 15th, 1886.

Notice.

The Abbeville County Farmers' Club will meet in the court room at Abbeville Saturday in June next at 12 o'clock a. m. The farmers in each township are requested to organize one or more clubs and send delegates to the County Club. Each club will be entitled to seven delegates.

E. W. WATSON, Secretary. Bradley S. C., May 15th, 1886.

Up With the Times and Down With the Prices.

Call in Thomas McGottigan's first-class Palmotto Saloon and ask for his fine old Malt Whiskey, highly recommended by medical men.

And get your fresh cool Lager Beer 10 cts. per bottle, only 5 cts. per glass.

Frequently protracted constipation causes inflammation of the bowels; as a remedy and regulator, use Dr. J. H. McLean Liver and Kidney Balm.

May 4th 1886

CANDIDATES.

For the State Senate.

The many friends of Gen. Robert R. Hemphill announce him as a candidate for the State Senate, from Abbeville County, subject to the action of the Democratic primaries.

For the House of Representatives.

We are authorized to announce Ellis G. Graydon, Esq., as a candidate for nomination for the Legislature by the Democratic Primary Election.

For School Commissioner.

We are authorized to announce George C. Hodges, Esq., as a candidate for School Commissioner.

The many friends of Capt. E. Cowan, of the Savannah side, place him in nomination, for School Commissioner, subject to the action of the Democracy at the primaries.

When the liver and kidneys are disordered the bowels become inactive retain the badly digested food from the stomach, and absorb deleterious matter, which thus poisoning the blood gives rise to other serious derangements. Use Dr. J. H. McLean's Liver and Kidney Balm.

Don't suppose if you have that pain throbbing the right side and shoulder blade, that yellowness of skin and whites of the eyes, and urred appearance of the tongue, that these indications are of little account, or will depart by themselves; much better take Dr. J. H. McLean's Homoeopathic Liver and Kidney Pellets and remedy the trouble. 25c. per vial, for sale by all druggists.

MARKET REPORTS.

Corrected weekly by Messrs. Parker & Hill. COTTON—Market steady. Good demand. Stains 7 7/8. Better grades 7 3/4 8 1/4.

PROVISIONS.

Table with 2 columns: Item and Price. Includes Meat, Lard, Coffee, Sugar, Yellow, White Granulated, Salt, fine, per sack, Liverpool, 200 lb. sacks, Nails, Tobacco, Molasses, Syrup, Meal.

DRY GOODS.

Table with 2 columns: Item and Price. Includes Prints, Bleached Cotton, Shirtings, 3/4 Shirtings, 4/4 Shirtings, Plaids.

COUNTRY PRODUCE.

Table with 2 columns: Item and Price. Includes Chickens per he'd, Eggs per dozen, Butter per pound.

STATE OF SOUTH CAROLINA,

COUNTY OF ABBEVILLE,

Court of Common Pleas.

Joseph A. Brown, Phillip B. S. Pettigrew against Geo. W. Brown, S. Bleckley, E. W. Brown, J. Baker, J. G. Fretwell, Bleckley, Brown & Co., Mary Chasteen, John L. Brown, Alice Brown, Joseph A. Brown, Smith Brown, Georgie Brown, Defendants.—B, Summons. For relief. (Complaint no served.)

To the Defendants: Geo. W. Brown, L. Bleckley, E. W. Brown, J. G. Fretwell, Mary Chasteen, John L. Brown, Joseph A. Brown, Smith Brown, Georgie Brown. You are hereby summoned and required to answer the complaint in the action, which is filed in the office of the Clerk of the Court of Common Pleas, for the said County, and to serve a copy of your answer to the said complaint on the subscribers at their office at Abbeville C. H. S. C., within twenty days after the service hereof, exclusive of the day of such service; and if you fail to answer the complaint within the time aforesaid, the plaintiff in this action will apply to the Court for relief demanded in the complaint.

Dated April 3, A. D. 1886.

PARKER & MCGOWAN, Plaintiff's Attorney's. [L. S.] M. G. ZEIGLER, C. C. P.

To Mary Chasteen, Alice Brown, Smith Brown, Georgia Brown, absent defendants to above action take notice that the complaint in this action (with copy summons) has this day been filed in the office of the Clerk of the Court for Abbeville County, Abbeville C. H., S. C.

PARKER & MCGOWAN, Plaintiff's Attorney's.

April 5, 1886.

Insurance License.

EXECUTIVE DEPARTMENT, OFFICE OF COMPTROLLER-GENERAL, COLUMBIA, S. C. April 1st 1886.

I certify that, S. C. CASON, of Abbeville, S. C. agent of the

HARTFORD INSURANCE Company, WESTERN ASSURANCE, PELICAN INSURANCE Company,

has complied with the requisitions of the act of the General Assembly, entitled an "Act to regulate the agencies of Insurance Companies, not incorporated in the State of South Carolina," and I hereby license the said S. C. CASON agent aforesaid, to take risks, and transact all business of Insurance, in this State in the county of Abbeville, for and in behalf of said Companies.

W. E. STONEY, Comptroller-General.

NOTICE.

ALL parties are hereby warned from hiring John Jones, colored, aged about 15 years, He is under written contract with me and has broken his contract without excuse.

R. S. GALLOWAY. May 4th 1886

FOUTZ'S HORSE AND CATTLE POWDERS



No Horse will die of COLIC, BORS or LUNG FEVER, if Foutz's Powders are used in time. Foutz's Powders will cure and prevent Hog Cholera. Foutz's Powders will prevent GARR, IS FOWL. Foutz's Powders will increase the quantity of milk and cream twenty per cent, and make the latter firm and sweet. Foutz's Powders will cure or prevent almost EVERY DISEASE to which Horses and Cattle are subject. FOUTZ'S POWDERS WILL GIVE SATISFACTION. Sold everywhere.

DAVID E. FOUTZ, Proprietor, BALTIMORE, MD.

For Sale by Speed & Neuffer, Abbeville, S. C.

An Ordinance

Against Carrying and Using Sling Shots.

THE careless and improper use of Sling-Shots in the Public Square and streets to the destruction of private property having been reported to the Council by Sundry persons, notice is hereby given that the use of Sling-Shots in the Public Square and streets is forbidden by Ordinance and the Town Marshal is instructed and required to arrest all persons violating this Ordinance.

By order of Council. J. S. HAMMOND, Intendant.

McH. 23, '85.

EXECUTIVE DEPARTMENT, OFFICE OF COMPTROLLER-GENERAL, COLUMBIA, S. C., April, 1ST 1886.

I certify that, T. C. LIPSCOMB, of Ninety-Six, S. C. agent of the Hanover & Citizens Insurance Company, of New York,

SPRINGFIELD INSURANCE Company Springfield, Massachusetts,

WESTERN ASSURANCE Company of Canada,

ROCHESTER GERMAN, of Rochester, New York,

HOME INSURANCE Company of New York

has complied with the requisitions of the General Assembly entitled an "Act to regulate the agencies of Insurance Companies, not incorporated in the State of South Carolina," and I hereby license the said T. C. LIPSCOMB agent aforesaid, to take risks, and transact all business of Insurance, in this State in the county of Abbeville, for and in behalf of said Companies.

W. E. STONEY, Comptroller-General.

No. 1859. Insurance License.

EXECUTIVE DEPARTMENT OFFICE OF COMPTROLLER-GENERAL, COLUMBIA, S. C. April 1st, 1886.

I certify that Mr. J. S. Perrin, of Abbeville, Agent of The Equitable Life Assurance Company incorporated by the State of New York, has complied with the requisitions of the Act of the General Assembly entitled "An Act to regulate the Agencies of Insurance Companies not incorporated in the State of South Carolina," and I hereby license the said Mr. J. S. Perrin, Agent aforesaid, to take risks and transact all business of Insurance in this State, in the County of Abbeville, for and in behalf of said Company.

Expires March 31st, 1887.

W. E. STONEY, Comptroller General.

JOB PRINTING

OF ALL KINDS

NEATLY and PROMPTLY EXECUTED

—AT THE—

Messenger Office

Lowndesville LUMBER COMPANY,

A. W. BURNETT, Manager.

CAN furnish LUMBER, DOORS, SASH and BLINDS at short notice and at low prices.

May 11, 3m.

Notice!

The Subscribers to the CAPITAL STOCK of the

National Bank of Abbeville

ARE hereby notified that a call for the payment of the fifth installment (being one-tenth of their subscription) has been made for

MAY 1, 1886,

The Cashier will be prepared to receipt for the same at the office of the Bank. By order of the Board of Directors.

A. B. WARDLAW, President. BENJ. S. BARNWELL, Cashier. Feb. 6 3t.

3421. Report of the Condition

OF

The National Bank of Abbeville,

At Abbeville, in the State of

South Carolina, at the

close of Business, March 16th 1886.

RESOURCES:

Table with 2 columns: Resource and Amount. Includes Loans and discounts, U. S. Bonds to secure circulation, Due from approved reserve agents, Due from other National Banks, Due from State Banks and bankers, Real estate, furniture and fixtures, Current expenses and taxes paid, Premiums paid, Fractional paper currency, nickels, and pennies, Specie, Legal tender notes, Redemption fund with U. S. Treasurer (5 per cent. of circulation).

LIABILITIES.

Table with 2 columns: Liability and Amount. Includes Capital stock paid in, Undivided profits, Individual deposits subject to check, Total.

STATE OF SOUTH CAROLINA, COUNTY OF ABBEVILLE, SS: I, BENJ. S. BARNWELL, Cashier of the above named bank, do solemnly swear that the above statement is true to the best of my knowledge and belief.

BENJ. S. BARNWELL, Cashier. Subscribed and sworn before me this 6th day of March, 1886. ROBERT R. HEMPHILL, N. P. S. C.

CORRECT—Attest: I WILL at public sale in the town of Ninety-Six, S. C. on Monday, May 3d, 1886 at 12 o'clock, the stock of goods, Store fixtures, accounts &c., assigned to me by H. R. Turner for the benefit of his creditors.

TERMS—CASH. J. D. WATSON, Assignee, of H. R. Turner. April 17 1886 1t

WE, the undersigned have this day formed a partnership, under the firm name of

HAMMOND & SMITH,

For the Handling of GUANO. The Best Grade

FERTILIZERS

are offered for sale by us at reasonable price

Bridge to Let.

I WILL let to the lowest bidder on Thursday, April 8th, 1886, between the hours of 2 m. and 1 p. m. the building of the bridge across the Saluda river at Watt's Ferry. The right is reserved to reject any or all bids.

JAMES A. McCORD, Chairman B. C. C.

WALTER L. MILLER, Attorney at Law, ABBEVILLE, S. C.

Office formerly occupied by Judge Thomson. oct 21, '85. 1yr

EUGENE B. GARY, Attorney and Counsellor at Law, ABBEVILLE, S. C.

C. CASON, M. L. BON