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### AFTER NEARLY THREE YEARS

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will not restore the destroyed homes or make good the Boer losses, but it is a generous contribution toward that worthy purpose and the world would cheerfully contribute as much more to aid these suffering people to reconstruct their homes and fortunes. It was a most unfortunate controversy which plunged these christian people into wicked warfare, but it is ended.

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When Writing to Advertisers Always Mention The Bee.

# Told Out of Court

**A**T A term of the Nash county superior court, North Carolina, held by Judge William M. Shipp, the jury brought in a verdict which the judge did not approve, and he told the jury that they had committed perjury, or they were a set of fools, and did not have sense enough to sit on a jury. One of the jurors was a Mr. Westray, who had been graduated from the state university, was a large land owner, and was known as the most successful farmer in the county. He was indignant over the insult offered the jury, and determined that for one he would not submit to it, provided he could resent it without going to jail.

So at the recess for dinner Mr. Westray approached the judge and asked him, as a matter of law appertaining to the prerogatives of a judge, if he, the judge, had any authority of law to say what he did to the jury. Judge Shipp answered that he certainly did have that right by law, otherwise he would not have exercised it. Mr. Westray then put this question: "Judge Shipp, if I should here and now proceed to give you a genteel thrashing for what you said to the jury, would you take it like a man for your part as an individual, or would you fall back on your judicial prerogatives and put me in jail?"

The judge said in that event the prerogatives would come into play and be mighty handy, and that he would board Mr. Westray at the expense of the county for two years. Mr. Westray then said: "Very well, judge, if that be the case, we will forego the thrashing," and walked off.

Judge Jarrott of the Seventeenth judicial district, tells this story of the first time he came to Kansas City and tried a case before the late Judge White of the criminal bench:

"I was quite young then," said Judge Jarrott, quoted by the Kansas City Star. "In fact, I was what might be called a green country lawyer, who had never been to the city before. I had been told that

Judge White was a tartar, so you can imagine that I was somewhat nervous when I appeared before him defending one of my own county boys who had come to the city and got into trouble.

"A panel of twenty-four jurors had been selected and all of them had qualified as being unprejudiced. As you know, after the state's attorneys have made their challenges and turned the list over to the defendant's attorney, a 'reasonable' time is allowed the defense to strike off the names of men it does not care to have on the jury. Twelve of the panel had taken seats in the jury box, while the remainder occupied chairs, near by.

"Before the list was handed to me Judge White looked over his glasses and scowled. 'Young man,' he said, fiercely, 'I don't want you to delay the court by taking two or three hours to make your challenges. By a 'reasonable time' is not meant all forenoon.'

"Of course I was frightened, but I acted on a thought that came to me like a flash. 'Your honor,' I said, 'I have no desire to delay the court. The twelve men who happen by accident to occupy the jury box will be satisfactory to me. I don't know any of them and they don't know me.'

"But, your honor," exclaimed the prosecutor, 'I want a few moments in which to make challenges.'

"Can't have it," said the judge; 'if the defendant is willing to take his chances the state surely should be equally as willing.'

"The case was tried and I won it. I cleared my man. Judge White came down from the bench and walked to where I was standing.

"Young man," he said, 'you're a poker player, aren't you?'

"No, judge," I answered, bashfully, 'I haven't played any poker since I became a man.'

"Nonsense," said Judge White, 'a man who calls a bluff like I made at you a little while ago is bound to be a poker player of the first water.'



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