Eveniug Oelegraph
 No. 108 8. THIRD BTREET,

 $\frac{\text { adeanoe for the time ordered. }}{\text { WEDNESDAY, MAY 11, } 1870 .}$ 2ts original establishm news trom the New
receipt of telegraphic new
York Associated Press, which consists of York Associated Press, which consists of
the Tribune, Times, Herald, World, Sun, Yournal of Commerce, Evening Post,
Commercial Advertiser, and Evening Express. The success which has attended
our enterprise is, in itself, a sufficient evidence of the freshness, fullness, and relia-
bility of the news which we have received Into a special We have now entered Evening Telegraph has the exclusive
use of the news furnished in the afternoon bers, the North American, Inquirer,
Ledger, Press, Age and German Demoorat,
of this city, and the leading journals of the East, North, West and South; and hereafter
The Telegraph will be the only evening aper published in

## Press will appear. THE McFARLAND OAS

 The MoFarland trial has resulted, as was gene-rally expeoted, in the aequittal of the prisoner. As there was no donbt or denial of the
fact that Albert D. Richardson was delibe-
rately murdered by MoFarland, this verdict carriios to a greater oxtent than any othor
previously rendered the unwriten principle previously rendered the unwritten principi
of Amerioan law that any husband may with impunity kill $a m$ an believed to be guilty of criminal intercourse with his wife. Heroto
fore this principle has been applied only in
oses in full force, at least in outmard appearance,
while MoFarland, according to his own acknowlodgment, had finally separated from
his wife and acoording to her
 to justify a new marriage. The only legal
ground of acquittal, under the cireamstances was insanity; but as it is extremely doubtful affection excopt the agititation and thirst for revenge which mankind naturally feel when
they are smarting under a sense of wrong, the verdiot may be fairly deseribed as one of
the "served him right" species which Ame-
rican juries are prone rican juries are prone to render. If the pro-
posed change in the law authorizing juries to fix the punishment in murder cases had been
proviously made in New York, MoFarland would scaroely have escaped so easily; but it is impossible to tind any twelve good men
and true willing to doom to the gallows a
murderer who claims that his ruling motive was a desire to vindicate the sacredness
the marriage tie. However much judges or proseculing altorneys may prate of the ne
cosisit of a triet compliaine with the law as
it is written, it will never be obeyed in cases of this doscription, untilit is so modified as to
give juries an opportunity to reduce give juries an opportunity to reduce punish-
ments when they believe that extonnating circumstances justify and demand such reduc-
tion. Practicall, capital punishment has been abolished in most States, except
in cases of extreme aggravation, where no pallinting or extenaating ciroumstances ex-
ist, and while we deny to juries the right power that is exercised arbitrarily by bover nors, we must expect a continuation of ver grant immunity from which nevertheles grant immunity from punishment to mon
unquestionably guilty of murderous doeds.
The Recorder, in charging the jury day, said that "Fourierism, free love, or sentimentalism on the one hand, and moral
reflections upon the conduet of the deceased man or living woman upon the other hand, but there can be little doubt that they were durinenced mightily by the revelations made parties directly and indireetly concorned. and Indiana divorces, the great body of the American people are still imbued with a pro-
found conviotion that marriage is or ought to Yound oonvietion that marriage is or ought to
be something more than a limited partnership to be annolled at pleasure. Mr. and
Mrs. McFarland had their ups-and-downs, heir cooings and quarrels, their triumphs
and
troublen, like many another whadded pair, and it is by no means certain restored, and a now chapter of matrimonia (ilas commencee, if Ricchardwon had not be-
ome the wooer of MoFarland's wife, and if ree-love busy-bodies and misehief-maker
had not become efeetive allies of the ne suitor. Sueh things have been done before
and will be done again, no doubt, but it does
not ion of literary, philosophio, and distin guiahod influences are used to persuade
woman to exohange an unattraotive old lover
for a brilliant new one. That they pre for a brilliant new one. That they pre-
vailed is not more astonishing than
that the deserted husband, poverty-strioker and intemperate as he may have been, stil
foll aggrioved, and brooding over an injur felf aggrieved, and brooding over an injur
which the law seemed to sanotion instead on rodrossing, sought vengsance with his own

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