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THE CONSTITUTION, ATLANTA, GA., TUESDAY, AUGUST 9, 1887. 5

DAY AFTER THE DEED.

The Sorrow Caused In the Community by Mr. Horn's Death.

THE BODY NOW LYING IN STATE

Sincere Sympathy of Friends and Their Offers of Assistance—Funeral to Occur Tomorrow at West View.

There was sadness in many households yesterday morning when THE CONSTITUTION was unfolded and the words "C. D. Horn Killed," were seen at the head of the column.

During the day the fearful tragedy was the one theme of conversation in the family circle, in the state houses, in the offices of hotels and at the street corners. To a large proportion of the residents of Atlanta, THE CONSTITUTION carried the first news of the homicide. The heart-rending details were read and the personal thought to pass in the minds of many who had known, respected and loved Mr. Horn.

C. D. HORN.

And how unutterably dreary was it in the home of the man whose noble life had been sacrificed on the altar of peace. The grief of the bereaved family is too sacred to be referred to in these columns.

The stricken young wife bore her irreparable loss with a fortitude and resignation born of a pure Christian character. She was the recipient of innumerable loving attentions from her friends who ministered to her and sought by delicate offices of kindness and tender expressions of consolation to assuage her poignant grief. The children, too young to realize the meaning of their sad event, were taken in charge by Mrs. English and other intimate friends, and soothed and comforted.

The body lay in one of the parlors, and many persons called to look upon it. It has been prepared for burial and placed in a casket, but will not be consigned to the tomb before tomorrow afternoon.

THE FUNERAL.

To enable those kinsmen who reside at a distance to reach the city in time for the funeral, the burial has been delayed until tomorrow afternoon. It was thought at first that the remains would be carried to Philadelphia for interment, but it was finally determined to bury them in Westview cemetery. The exact hour of the funeral has not yet been decided upon, neither has it been determined who the pallbearers will be. Telegrams from a number of relatives and friends were received last night stating that they would be able to be present at the funeral provided it should be postponed till Wednesday afternoon.

MR. HORN'S BUSINESS.

The business of Miles & Horn will be carried on by Mr. Miles. The articles of their partnership provide that if one partner should die the other would carry on the business to its end. They now have very large interests besides the paving contract, which itself involves a million dollars. They have $117,000 stock in the bridge works, which is now building $100,000 worth of bridges. They have an interest in the patent right of the Brooks patent axle, and have large interests in the marble quarries of north Georgia, which are now being and already been opened. It is said that Mr. Horn's family will make Atlanta their home.

THE CORONER'S INQUEST.

Personnel of the Jury—The Testimony and the Verdict.

The inquest was held yesterday morning in the basement of the county courthouse, commencing about half past eleven o'clock and lasting nearly two hours and a half. Soon after breakfast, however, the jurymen and the bailiff in charge left the jury room and repaired to the coroner's office. The bailiff was not long in making up the list, and when Coroner Hopkins organized the body it was as follows:

J. M. Mayers, who resides at 419 Whitehall street.

Allen P. Morgan, of Morgan & Mathews, grain dealers Alabama street; residence Lee street, West End.

R. E. Jenkins, collector for Leak & Lyle, real estate agents.

W. M. Smith, at Traphagen's, residence 213 West Fair street.

W. P. Reynolds, insurance agent, office 70 Marietta street; residence 21 Martin street.

T. K. Fuller, ex-bailiff, residence 22 Martin street.

A. J. Stapeler, of Shropshire & Johnson, grain and grocers, residence 49 Windsor street.

J. T. Lawson, with the Wheelwright and Wilson sewing machine company, residence 161 Gilmer street.

A. A. Cooper, real estate agent, residence Peachtree near Baker.

J. F. Ledbetter, Southern Express Company.

P. E. Ishling.

Mr. Mayers was selected as foreman and took the oath, which was administered by the coroner. Proceeding to the family residence, Slocum and Peachtree, the jury viewed the remains, and after the jurymen in the room had viewed the face it was thought best that the body should be left undisturbed. Coroner Hopkins then called the jury together upon the reopened face. Then, as usual, the witnesses were sent out of the room, attended by the bailiff and recalled, one at a time, to the courthouse.

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"Gentlemen whom will you have first?"

Mr. Lewis, I think," said Mr. Westmore and, the county physician.

Mr. Lewis took the stand and in response to questions said that his name was J. F. Lewis, and that he was a painter and lived on Park Place. New York. He then described the affair in detail, and the statement was the same as his statement printed in the last issue of THE CONSTITUTION. After he had reached the narrative, he was asked:

"You say that you had hold of Mr. Veal and that Mr. Horn had hold of Mr. Venable?"

"Yes, sir," was the answer.

"Will you describe the position?"

"I was when the two gentlemen grappled and Mr. Venable trying to pull him away, and Mr. Horn trying to pull him away, and Mr. Veal, and of course faced Mr. Venable, and was looking into Mr. Horn's face."

"How long did the scuffle last?"

"Only a minute, maybe. The two pistol shots were in rapid succession."

"Did Mr. Veal in your room by invitation?"

"Yes, sir. Mr. Venable and Mr. Horn were by guests. We had talked, and just before the shots Mr. Veal came in. Mr. Horn had not been there, I supposed to have his family for the party, but they all left Monday."

Mr. Lewis, did you see Mr. Veal draw his pistol, behind him as he rose from the bed?"

"No, I can't say about that. Maybe he did and maybe he didn't. The first I knew of the pistol was hearing it in Mr. Veal's hand."

Mr. Lewis again described the fight from the time Mr. Venable struck Veal, but questioning failed to produce any additional facts.

"When did Mr. Horn fall, after the first shot or after the second?"

"Well, I can't say. It was all over so quick. When I saw Mr. Horn go down, I was so busy and taking him by the hand, said:

"Horn are you shot? Can't you speak to me?"

"But he never spoke. I had hoped to feel a pressure of his hand showing me that he understood me, but there was nothing of the kind. He was dead. I think he must have died instantly."

Chief Connolly took the stand, and handing over the pistol which he had obtained it, and said that Mr. Veal had admitted that it was his property. The pistol was a Smith & Wesson double action 44. On the chambers and barrel was quite a deposit of blood, and two empty chambers were surrounded by three loaded ones.

Mr. Fagin was introduced, and introduced his testimony by saying that he was working for the Southern Granite company.

"On Saturday last," he said, "I went up to the quarries to pay off, and as I passed the mountain left a note asking Mr. Veal to come to Atlanta Sunday if he could, as I wanted to see him on a matter of business. We leave a store from Mr. Veal, and have nearly a year to run. I wanted to see him relative to that lease with a view of cancelling. That evening I came back from the mountain on a freight engine, and Mr. Veal came with me. I then made an appointment with him to meet me Sunday afternoon in my room at the hotel."

From that point Mr. Fagin's testimony was identically the same as the statement he made in yesterday's CONSTITUTION. In detail he said:

"Mr. Veal threw his hand behind him as he rose. I knew that he had a pistol, and when it came out I was not surprised.

"I knew Venable stroke him before the pistol was drawn."

"Let me see. When Mr. Venable first made the assault Mr. Veal, being downed, he asked him to leave the room with him and settle the matter. Mr. Veal had declined, they could settle another time, and Mr. Venable insisted upon immediate adjustment.

"Will you take advantage of me?" asked Mr. Veal.

"I never took advantage of a man in my life," answered Mr. Venable.

"Mr. Veal again said another time would do, but Mr. Venable insisted upon leaving the room then. Finally, believing that Mr. Veal was trifling, he moved towards the bed. It was only a step. They came face to face and the pistol drawing ensued about the same time.

Mr. Fagin then described the fight, showing how the men were closely together.

"Then we left the room all but Mr. Lewis, Mr. Horn and the two contestants. In a short time I remembered the room. Mr. Venable had been downed, and had both the men's arms pinned to the floor. I placed my hands on his shoulders, and said:

"Here, gentlemen, this thing must cease.' I will take him out of here,' said Mr. Venable.

"I caught one of his hands and Mr. McClellan caught the other. Mr. Venable arose and staggered into the closet. He was covered with blood and I felt certain that he had been shot. We led Mr. Veal out into the hallway and he and Mr. McClellan went down the back stairway. I re-entered the room, and as I did so Mr. Venable said:

"Oh, poor Horn there!"

"I looked and saw him lying on the floor. He was dead."

"Did you ask Mr. Veal into that room?"

"No. I asked him to my room and I think he came there to escape. My impression is that Mr. Horn was in the room, and that Mr. Veal followed me."

The other witnesses testified to the same facts.

After the testimony was in the jury began discussing the situation. As they were talking Mr. Westmoreland began writing out a verdict. He finished it and approaching the jury, Mr. Lewis hastily killed Mr. H. Horn, is a son of Mr. A. J. Veal, of this place, and he is a junior member of the firm of A. J. Veal & Son.

"The sad affair falls heavily upon the father and mother of Mr. Veal, who are both quite old, his mother being in very feeble health.

Mr. Veal's friends regret very much he has met with this trouble.

ONLY SIXTY-SIX DAYS OFF

Until the Gates of the Piedmont Fair Shall be Opened to the Public.

It is sixty-six days from this morning (including Sunday) until the opening of the Exposition will be opened to the public.

Yesterday at the Rooms.

But little work was transacted yesterday at the Exposition rooms. The executive committee met early in the morning and on motion Mr. Grady, Mr. Collier and Mr. Hemphill were appointed to draft suitable resolutions deploring the death of Mr. C. D. Horn. Mr. Jaime H. Wylie, who with Mr. Horn, has had almost exclusive charge of the Exposition, also made a report, that his place should not be filled for the present.

"It will be impossible," Mr. Wylie said, "to fill Mr. Horn's place. We know any man we could be to the Exposition just what he was. I would prefer, if the committee is willing, that we wait for a few days before appointing any successor. There is no hurry—days are available we will still be short of what his services were."

No work was done at the park yesterday morning, as it rained from seven o'clock. At one o'clock the men went on and did a good half day's work. The completion of the track is such that very little grading can be done until it is hoped to have the track complete, and it will require a full day of wind and sun to make it so the track can be worked. About two week's work remains to be done on the track, and it is hoped to have it ready for use by the first of September. The grading is nearly completed so that it will be firm and elastic when it is completed.

HE PAID THE FINE.

Mr. Breitenbacher Pays the Two Hundred and Fifty Dollars Fine.

Phillip Breitenbacher walked into police headquarters yesterday and approaching Chief Connolly remarked:

"Captain I have come to pay that $250—my fine."

"All right, Mr. Breitenbacher," said the chief.

"Give me a check, please," asked the gentleman.

The chief handed Mr. Breitenbacher a check and the gentleman drew out the fine in full. The check is drawn on the Atlanta National bank. Immediately after giving up the check Mr. Breitenbacher walked into the police building.

Yesterday morning Mayor Cooper was asked to reduce the fine still more but he declined to do so, saying that Mr. Breitenbacher called at the city hall and requested Mayor Cooper to remember in the other case hanging against him. In that case a fine of forty dollars and costs for a ninety-days' work are registered against Mr. Breitenbacher. Mayor Cooper informed the gentleman that according to law he could not interfere unless Judge Anderson should so recommend.

The well known strengthening properties of Ayer's Sarsaparilla make it a favorite with perfect nerving, are found in Carter's Iron Pills which strengthen the nerves and body and improve the blood and complexion.

CAUGHT ON THE FLY.

J. H. Brown's residence, near Wortview and the corner of Peachtree and Forrest avenue.

The work being a work of prayer, services will be held at Bruce's mission on Thursday, Wednesday and Thursday evenings, August 10, 11 and 12, at 8 o'clock p. m.

J. S. Armstrong, master of trains at the union depot, has joined a new cane-and-shooting club. The Georgia Pacific schedule, to go into effect Feb. 20, arrives at 8:10 p. m. and leaves at 8:30 p. m.

The Georgia Cadets, the colored military company recently organized in Atlanta, have begun to attract the grand international military enthusiasm of the day. The Georgia Cadets will attend the encampment of the Chicago Zouaves in October next.

HORSFORD'S ACID PHOSPHATE

Improves Nutrition.

Dr. A. Tass, Philadelphia, says: "It promotes digestion, and improves general assimilation of the nervous system."

The Wonderful Electric Belt, with all modern appliances, for men only, sent on trial for 30 days. Address Voltaic Belt Co., Marshall, Mich.

GREAT IS SMITH.

The Great Champion of Terrapin Rights.

A GLORIOUS DEBATE EXPECTED TODAY.

Smith's Greatest Effort of His Life—Mann and Glenn Will Spread Themselves—A Most Wonderful Bill.

GREAT SMITH, Mighty "Ile" of the mighty county of Glynn! The world will ever sing praises to

Some mortals seem born to become immortal, while others gain immortality thrust upon them. Its Honorable Smith belongs to both classes.

The Georgia house of representatives have written today what the children of the third and fourth generations will, waking and sleeping, eating and drinking, refer to as the mightiest and most wonderful contest for the rights of the weak ever known in the world's history. It will be a delay, and no mistake.

Smith's terrapin bill is the special order in the house today, and for weeks the terrapin eaglets have been training their wings with a view to soaring to the heights. And they'll soar!

THE TERRAPIN BILL

Is notable in many respects, and is, therefore, worth printing in full. It reads:

An act to regulate the capture of terrapins in the waters of this state, to provide penalties for a violation of the same and for other purposes.

Section 1. Be it enacted by the general assembly of the state of Georgia and it is hereby enacted by the authority of the same, that from and after the first day of January, 1888, it shall be unlawful for any person or persons to capture in any manner or at any time, within the limits of the state, that any terrapin of a less size than one and one-half inches in length on the lower shell, and no person shall have in his possession