SECOND MUNICIPALITY.

TUESDAY, 28th Aug., 1838.

The Council met pursuant to adjournment: present, hon. Joshua Baldwin, Recorder; Aldermen Caldwell, Lockett, Meux, Nixon, Peters & Sewell.

The journal of the preceding meeting having been read and approved.

A communication was received from the comptroller, transmitting a statement of notes of the Sinking Fund, discounted.

The Recorder laid before the council a letter from praying the payment of a $3 note of the Municipality, which the treasurer refused to pay; referred to finance committee.

The weekly statements of the treasurer for the 21st to 28th were submitted. The first shewing the receipts of that week to have amounted to $1,883 56—issue of Municipality notes $1,800, balance this date $7,593 87; balance last report $3,586 85—expended $7,598 58,—notes cancelled, $92.

That of the 28th, shewing the receipts to have amounted to $12,137 57—issue of notes $1,875—notes discounted $10,000—balance this date $257 09—balance last report $7,593 87—expended $16,619 54—notes to cancel $56 25

On motion of Mr Peters it was resolved, that the treasurer pay on the warrant of the Mayor to Martin White, twenty dollars for 240 barrels shells.

The secretary submitted the following letter:

Sir,—I have seen, with regret and surprise, that my name has been omitted to a petition to put up a vegetable market in Tchoupitoulas street, as that was entirely unintentional. I request you to add my name to said list.

Mr. Palfrey has requested me to erase his name from it,—I willingly assume any responsibility which belonged to him or to any other name obtained by me, and they were all marked (B) when I handed the list to Mr. Dimond.

Respectfully, Your Obt. servant,
E. H. BARTON.

28th August 1838.

Mr. John Gibson, Secretary.

On motion the secretary was authorised to permit Dr. E H Barton to subscribe his name to said document, but directed not to allow any erasure.

The following communication from the municipal attorney was ordered to be published and referred to the Finance committee.

To the Recorder and Members of the Council of Municipality No 2:

Gentlemen,

I have examined into the proceedings had by the Carrollton Bank, against this municipality in reference to the centre of the lower part of Poydras street, known as the Gravier canal. I have also examined with care the titles upon which the Bank founds its pretensions to the ownership of that property.

The Gravier canal was donated to the *public*, has been recognised as a *public work* upon every plan of the city of New Orleans for upwards of thirty years past, and its *destination of public character* expressly *declared* by an act of the legislature passed in 1829.

I am clearly of opinion that the *exclusive right of use* in the piece of ground known as the Gravier canal (including the Basin) is in the *public*, and the administration and control thereof in the council of the municipality, the *representative* of that public—and that the Carrollton Bank, is without any title.

In this opinion I am fully sustained by decisions of the Supreme Court of this state, and the Supreme Court of the United States made in similar cases.

Taking this view of the rights of the public, it will be at once perceived that the municipality has a claim against the Carrollton Bank for a return of any sum of money paid to it for any portion of the canal.

If the opinions I have expressed upon this subject be correct—and the council should resolve to assert and prosecute for a recovery of the rights of the public, I would respectfully request that Geo. Eustis, Esq. be associated with me, in defending the suit already instituted by the Bank, and taking such other steps as may be considered necessary to protect the interests of the municipality in the premises. I am, respectfully,

Your humble servant,
RICHARD M. CARTER,
Atty. 2nd Municipality.

N. Orleans, Aug. 27, 1838.

A petition from James Priestly was referred to the Police committee

A communication from the surveyor was read, upon a part of which Mr. Peters introduced the following, which the rules being dispensed with was adopted The remainder of the communication was referred to the committee on Streets and Landings.

Whereas W. Doorman has refused to proceed with his contract to complete the Poydras Market, be it,

Resolved that the Surveyor be and he is hereby authorised to contract with a responsible mechanic to complete said market in conformity with the original specifications—provided the price of contract be approved by the Finance committee. Be it further resolved that said Doorman shall be held responsible for any damage resulting from his non compliance with his contract.

A petition of Owen Cooke was referred to the committee on streets and landings.

A petition from Saml. Chase to the police committee.

A petition from the venders of Poydras Market to the committee on streets and landings.

Mr Peters as chairman of the committee on streets and landings introduced the following resolutions, which the rules being dispensed with were severally taken up and adopted.

Resolved, that the treasurer be, and he is hereby authorised to remit to Draper, Toppan, Longacre, & co, of Philadelphia, the sum of one thousand nine hundred and sixty-four dollars and fifty cents, being the balance due them for printing Municipality notes, and remittance to be made in bank checks or bills of exchange, as the finance committee may decide.

Resolved, that the sum of one hundred thirty-six dollars and fifty cents be paid to Delerdernier and Nachtoit, for a bucy made by them for this municipality.

Resolved, that the treasurer be and he is hereby authorised to employ an assistant clerk in his office at a salary of fifty dollars per month.

Resolved, that the sum of one hundred and twenty dollars be paid to Victor Cuvillier for three months services in the treasurer's office, to the 1st instant.

Resolved, that the sum of one hundred and fifty-seven dollars and fifty cents, be paid to J B Marks, notary, being the amount of his account to 1st instant.

Mr Caldwell, chairman of the committee on streets and landings made the following report, accompanied by the subjoined resolutions, which the rules being dispensed with, were taken up and severally adopted, with the exception of the first relating to the payment of $500 to Stites Miller, which was made the order of the day for the next meeting.

REPORT

Of the Committee on Streets and Landings.

Your committee, present the following letter from D. H. Toogood. disclaiming any interest in the wooden pavement now being made in Carondelet street.

To the Honorable the Council of the Second Municipality.

Gentlemen:—

The Ordinance you passed at your last sitting, appropriating the sum of Five Hundred Dollars to me in part payment for wood pavement on Carondelet street, should have been in favor of Stites Miller. I have no contract with you, nor have any interest in the work, or the monies due or to become due on account of it.—I have allowed my name to be used in connexion with Mr. Miller's, only for the purpose of aiding him in accomplishing the job, it being an experiment which I felt anxious should be made in our city.

Very respectfully,
Your obed't servant,
D. H. TOOGOOD.

New Orleans, Aug. 1, 1838.

Another letter from Stites Miller, who claims the contract.

To the Honorable the Council of the Second Municipality.

Gentlemen:—

The Ordinance you passed at your last sitting, appropriating the sum of Five Hundred Dollars to D. H. Toogood, in part payment for Wood Pavement on Carondelet street, should have been in favor of me. It was my proposition that was accepted, and not Mr. Toogood's, his being fifty cents per yard more than mine. He has no interest in the job, other than to aid me, in its completion. And, Gentlemen, I have the pavement now completed, and respectfully ask, that you will repeal said ordinance, and pass one in favor of me for the sum of one thousand dollars on account of said pavement.

Very Respectfully,
Your obed't servant,
STITES MILLER.

New Orleans, August 28, 1838.

As Stites Miller has done the work, and D. H. Toogood only appears as having loaned his name in warrant for the performance of the contract, your committee recommend the following resolution.

Resolved, That the resolution passed on the 15th August authorizing the Mayor to draw his warrant in favor of D. H. Toogood for $500, be and the same is hereby repealed.

Resolved, That D. H. Toogood be required to re-deliver to the Mayor the warrant obtained under the aforesaid resolution of the 15th Aug. last.

Resolved, That the Mayor be and he is hereby authorized to give his warrant to Stites Miller for $500 on account of hexagonal block pavement, now being laid in Carondelet street.

Resolved, that the wharfinger be and he is hereby authorised, that he be further authorised to obtain anchors and chains for each of the aforesaid buoys of the following weights and lengths and cost: anchors 8 cwt $7 56 per cwt each; 22 3-4 fathoms chain for each buoy, $8 per cwt.

Resolved, that the offer of P Cleary, in his letter of the 6th July, 1838, for opening the streets and draining in the rear of the Second Municipality be accepted, viz: for draining and excavating the rear of the 1st and 2d wards, and for prolonging the streets agreeably to the plan and specifications of the surveyor, at 73 cents per cubic yard.

For cutting down the timber, cording it, and placing it as directed by the aforesaid specifications at $1 50 per cord. The whole to be done to the satisfaction of the surveyor, after said Cleary shall have furnished satisfactory security for the performance of his contract.

Resolved, that to insure a frequent supply of river sand, or earth, for the public works of this Municipality; and to accelerate the improvements, the surveyor be and he is hereby authorized to locate and cause to be used as a depot of river sand or earth, for the works ordered or to be ordered in this Municipality, requiring the same; a certain space on the Levee, lying and being between the prolongation of the line of the centre of Canal street, and the prolongation of the north side of Common street; and a certain other space on the Levee, formed by the prolongation of the north side of Race street, the line of the east side of New Levee street and the limits which separates the said Levee from the property now, or lately belonging to Mr Charles Byrne.

Resolved, that the surveyor be, and he is hereby authorized to purchase about 60 tons of slack or loose lime for $40 [forty] and employ the same in improving the shell walks of Lafayette Square.

JAMES H CALDWELL,
EDW. W. SEWELL,

Mr. Peters, as one of the majority of the committee on Streets and Landings introduced the following ordinance, which the rules being dispensed with was taken into consideration.

Resolved, That the Mayor be and he is hereby authorized to contract with Jno. Minturn, on behalf of this municipality for continuing the paving of the streets on the following conditions.

Said Minturn to agree to pave with round stones of the most approved kind; the pavement made therewith to be fully equal to the best pavement made of similar materials within this municipality, and to the satisfaction of the surveyor,—from 20,000 to 50,000 square yards as the council may from time to time determine; to commence with Magazine street at the point where the pavement now terminates, and to continue said street to the upper line of the municipality—and then to pave such street or streets as the council may designate.

Said work to progress without delay, as fast as the materials can be procured.

The compensation to said John Minturn for said pavement to be three dollars and fifty cents per square yard, and to be paid in cash on the certificate of the surveyor for sums not less than ten thousand dollars, or in Bonds of the municipality, payable in twenty-five years, bearing six per cent. per annum interest, at ninety dollars for one hundred, at the option of the council.

Said Minturn further to agree, to pave 25,000 square yards in such streets as the council may designate with square granite blocks, of the kind to be used in paving Gravier street, from Tchopitoulas to Magazine street, for the price of $4.50 per square yard, payable in cash or Bonds as aforesaid. Said Minturn to have the privilege of discontinuing the square block pavement after laying 5000 square yards, in case he cannot make it at the price agreed on, but to lay the remaining 20,000 square yards, provided the council will agree to allow such extra compensation as the cost of materials and work may render necessary.

Mr. Caldwell moved the postponement of the further consideration and that the same be published; on this question the yeas and nays were called for by Mr Caldwell: Messrs. Lockett, Meux, Peters and Sewell voted in the [illegible] Messrs Caldwell, and Nixon in the [illegible] Mr Nixon moved so to amend the ordinance that all the paving should be of square blocks of stone, and called for the yeas and nays, which resulted as above, so the amendment was lost. Mr Caldwell moved to substitute one hundred instead of ninety as the price of the bonds; the yeas and nays being again called for, Messrs Lockett, Meux, Peters and Sewell voted in the [illegible] and Messrs Caldwell and Nixon in the negative. Mr Caldwell proposed a further amendment to be inserted instead of the words from "said Minturn" to read as follows:

It being understood that after laying 5000 square yards said Minturn shall satisfactorily prove to this council that he cannot continue the work at that price, then said Minturn shall be bound to continue said square stone pavement till the completion of said 25000 square yards, and said Minturn shall receive such additional remuneration therefor as shall cover the cost.

Mr. Caldwell having left the council, there was no longer a quorum, so the council adjourned to Tuesday next the 4th September at 5 o'clock P M.

JOHN GIBSON, Secretary.

COMMERCIAL.

EXPORTS

HAVANA—Per schr Diadem...cargo: 6 half bbls and 293 kegs lard, 20 bbls onions, 30 hhds tobacco, 10 bundles paper, 20 bales cotton, 200 bbls flour, 6 boxes toys, 1 do snuff boxes, and 8 bales and 5 cases of dry goods.

PHILADELPHIA—Per ship Georgian—cargo: 147 bales cotton, 22 kegs wool, 47 bales old rope, 3 chests and 1 box clothing, 9 boxes returned merchandize, 731 pigs lead, 221 empty casks, 15 soda fountains.

HAVRE—Per bark Jeune Nelly..cargo: 225 bales cotton, 15 carcoon cucumbers, 3 bbls wine and tongues, and 14,000 staves.

MARSEILLES—Per bark Caroline...cargo: 391 pc timber, 76 do plank, 6356 wheel spokes, 28220 staves, 1500 heading.

TAMPA BAY—Per schr Pilot..cargo: 6 tcs rice, 7 bbls molasses, 74 do flour, 16 kegs nails, 30 boxes window glass, 35 do medicine, 4 bbls sundries, half pipe wine, round iron hardware, &c., 40 bales hay.

ST. MARKS—Per schr Junius..cargo: 1 bbl whiskey, 10 do flour, 187 do pork; 25 do coffee, 2 hhds hams, 25 bbls sugar, ½ do do, 20 kegs lard.

RECEIPTS PRODUCE.

Vicksburg—Per steamer Baltic..cargo: 1 box merchandize to H R Beck; 8 bales new cotton, L Burthe; 1 bbl quinces, Carruthers, Harris & co.

Paducah—Per steamer Czar..cargo: 420 bbls flour, Comstock, Hyde & co; 975 pc bagging, 758 coils rope, Ogden & Southgate; 190 bbls flour, Starkey & Whittingham; 140 pc bagging, 144 coils rope, Carriere, Darm & co; 190 bbls flour, P Shannon & Brother; 106 do Forsyth & Limerick; 100 do G Dorsey.

St Louis—Per steamer Wilmington..cargo: 624 bales buffalo robes; 1 box buffalo tongues, J A Merle & co; 945 pigs lead, Van Wyck & co; 415 do C Doane, 264 do E A Bridge, 260 do A H Wallace & co; 587 pigs lead, 319 bbls new flour, 11 bbls castor oil, to order; 72 coils rope, A Grant & co; 13 hhds tobacco, W & J Montgomery; 56 do Lambeth & Thompson; 22 do Bozart & Hawthorn, 100 bbls flour, J S Dougherty & co; 2 chests and 2 boxes merchandise, J A Merrill & co; 2 boxes merchandize, Godfrey, Lawrie & co; 1 package, P C Goergen; 145 bags oats, M. Gordon; 37 do 8 kegs butter and sundry poultry, D O Sullivan and order.

Alexandria—Per steamer Velocipede..cargo: 5 bales new cotton, to Lambeth & Thompson; 10 do do, A Ledoux & co; 2 boxes mdse, S N LaVillebourvey; 117 hides, to order.

Baton Rouge—Per steamer Mariner..cargo: 12 hhds sugar, Follen, Bellony & Decelon; 5 bbls molasses, P R Galway; 25 do N & J Dick & co; 10 do, R Bringier; 1 bbl sunerses, Capt Streck; 1 lot machinery, J R Pully; 277 hides, C Dumont; 1 pcs rope, H & W Hopkins; 121 bbls onions and potatoes.

PASSENGERS.

Baton Rouge—Per steamer Mariner.. Md Frillan & servant; Mad Allaxie, Gider, Legent; Miss Roron, Miss C H Tenry; Miss J G Roussen, Messrs M Roussel, J R Pully & 3 servants; S Fugot & servant; Kimball, Jamison, Banks, Smith, Le Borgeous, Tuzzo, Brimson, Boregnard, Peters, Loviste, Chapman, Hunter, Gervant, Rooklund; Gardet, Camel, Victor, Allaxis, Rayp, W Anderson—8 on deck.

PORT OF NEW ORLEANS.

CLEARANCES.

Ship Georgian, Eldredge, Philadelphia. J D Denegre
Bark Jeune Nelly, Leverger, Havre, Kohn, Daron & co
Schr Diadem, Jacques, Havana, D Marston
Bark Caroline, Marshall, Marseilles. "
Schr Pilot, McNeil, Tampa Bay, S & J P Whitney
Schr Junius, Flanders, St Marks, D Marston

ARRIVALS.

Schr Urchin, Baker, from Havana, 10th August, to Master—return cargo.
Steamer Baltic, Mathews, Vicksburg.
Steamer Velocipede, Claiborne, from Alexandria.
Steamer Wilmington, Gray, from St Louis.
Steamer Czar, Hall, from Paducah.
Steam towboat Chickasaw, Paulding, from the Passes.
Steamer Gov Dodge, Lockwood, from St Louis.
Steamer Mariner, Noland, from Baton Rouge.

☞Ship ALLIANCE, Capt Fernald, from New York, is now discharging opposite the U S Mint. Consignees are particularly requested to attend to the receipt of their goods.
S & J P WHITNEY, Agents,
aug30 8 Conti st.

☞Ship ANN, Capt. Penhallon, from Liverpool, is now discharging below the Rail Road. Consignees are particularly requested to take out their permits, and attend to the receipts of their goods.
S & J P WHITNEY, Agents,
aug30 8 Conti st

FOR NEW YORK.
The New packet ship ST. MARY, Rob. W. Foster, master, is now loading, and will be despatched without delay. For freight or passage, apply to Capt Foster, on board opposite the lower end of the vegetable market, or to
PETER LAIDLAW,
aug30 26 Bank Place.

For Shreveport and Intermediate Landings.
The staunch light draught steamboat DENMARK, Robert A Moore, master, will be at the wharf this day, ready to receive freight. For which or passage, having good accommodations, apply on board, or to
JNO. H GRAHAM.
aug30

EXCHANGE on Louisville at sight, for sale by
aug30 SLATER & TRIER, 40 Poydras st.

BROGANS—30 Cases Mens and Boys fine and pegged Brogans, for sale by
ISAAC BRIDGE & CO.
aug30 134 Magazine street.

KIP BROGANS—40 cases, of various qualities, for men and boys, for sale by
ISAAC BRIDGE & CO,
aug30 134 Magazine st.

THE TRUE AMERICAN.
EDITED BY JOHN GIBSON.
FAITHFUL AND BOLD.
NEW ORLEANS:
THURSDAY.....AUGUST 30, 1838

MILITARY.

A new company, called the Louisiana Riflemen, and to be attached to the 4th Regiment, was organized on Tuesday evening, and election of officers held. The proceedings are published in our paper of this day. This company will be ready to pass de in a short time.

Attention!! The members composing the company of Mounted Chasseurs, to be attached to the 4th Regiment, will meet on Monday evening, the 3rd of September, at 7 o'clock, at the Exchange Hotel, St. Charles street. Punctual attendance is requested, as the bye-laws are to be submitted, and other matters of importance acted upon.

Applicants for admission may leave their letters with John Gibson.

Paving—Much excitement prevailed yesterday regarding the action of the Council on the subject of paving, when the difference of opinion in the Committee on Streets and Landings, which had on Tuesday given rise to a long and energetic debate, became a matter of public discussion. The relative merits of the round and square stone pavements have been often and earnestly debated, for our citizens are well aware how vast an outlay the decision involves: and it was a renewal of this theme that caused the discussion on Tuesday night, together with its unlooked for termination. It will be seen by our report of the proceedings that a large, onerous, and fresh contract with Mr. Minturn for pavement was proposed. Mr. Caldwell, chairman of streets and landings committee, conscientiously considering the enormous outlay involved in the proposal, requested a postponement for many cogent reasons besides the fact that but six members of the council were present. Anxious that in a matter so vitally important, the citizens should be more generally represented—particularly as much difference of opinion was known to exist among them on the subject—he sought to defer the consideration of the subject at a fuller meeting; he proposed amendments, altered the matter, and used every fair parliamentary means to carry his purpose, in vain, until finding all other measures abortive, and that in spite of his feeling of duty to his constituents, he would else be irreversably defeated, he used his last resource, and broke the existing quorum by leaving the council room. As a matter of common practice we cannot approve of such a course: as an alternative of conscious duty we cannot withhold our decided approval. To prevent undue haste in so important an action, Mr. Caldwell adopted all the expedients that were consistent with the usages of deliberative assemblies, and finding them vain while believing them necessary, he quitted the council with whose acts he could not conscientiously agree. Though Secretary of the Council, we yet conduct a public and independent press, and without meaning the slightest disrespect to any, we cannot hesitate to support what we scrupulously believe correct. Our own preference is for pavement formed of wooden hexagonal blocks: our second choice is for one of square, heavy stone; our third, any thing rather than round stones, than which we almost think it were better to have none at all. Our reasons for our preference, and objection, we will give at length in another paper, not having space in this days paper.

One more observation before we quit the subject. It is known to all that Mr. Minturn has had many heavy, and valuable, contracts for pavement from our council, and his ability, and responsibility to perform all he undertakes admit of not a moment's doubt; but we would without invidiousness enquire—bring ourselves not thoroughly intimate with the subject—whether if the contract were openly offered to the lowest bidder, and all the advantages given that Mr Minturn has enjoyed, the cost of pavement could not be reduced? from twenty to twenty five per cent.

The following letter was handed us by a friend.

NEW YORK, 20th Aug., 183[illegible].

My dear Sir:—

The Exchange Board has just got up Gas shares to the extent of about 200—changed hands at the figures of 94 to 95. Private information, gotten just now, tells me that it was in consequence of an unlimited order being placed on the market on a day when there was a general upward tendency; so that it can be seen how much better the security would be, were the Board of the Institution to assist in bringing it into better favor by declaring a dividend, and what is equally important, giving some assurances that no further instalments would be called in for 18 months or two years to come. It is much in favor of the Bank that there is a feeling abroad as to its being carefully managed.

Wooden Pavement.—The pavement of hexagonal blocks of wood, done by Stites Miller, in Carondelet street, was completed on Tuesday, and yesterday we rode over it with great satisfaction. Round stone paving must lie one month before it can be travelled over, not so the square stone block or the wood; as soon as done they are ready to be used; they cannot be broken up as soon as made.

The experiment made by Mr. Miller has succeeded beyond our expectations, notwithstanding the obstacles thrown in his way. It is the only pavement that should be laid; for it is safe, quiet, easy on horse and carriage, requires no repair; is clean, and can be laid with more facility than any other pavement whatever.

☞The *"Prairie Cottage"* on the Lake Shore of the Nashville Rail road will be open for grog and grins on Sunday morning. Our old friend Fred. Proctor is to be "mine host;"—he is full of *good spirits*, and so are his demijohns. A year ago a man proclaiming he would open a house on the Prairie would have caused a laugh—he will do so now, with this difference: he would have been laughed *at* then, he will be laughed *with* now.

Heat intolerable, city healthy, to the ruin of all doctors and apothecaries, but dull—oh how dull.

Canada Convicts. We are happy in learning from the Montreal Gazette that Earl Durham has deemed it advisable to mitigate the severity of the late sentences passed on the fourteen persons convicted of treason for the affair at the Short Hills. It appears on the authority above that only two of the convicted men, Chandler and Wait, will be executed, and even with them the barbaric butchery of "drawing and quartering" will be forgone.

The last confession of all.—On the evening prior to his execution for the murder of Mr. Lyman at Rochester, the convict, Barron, made a fresh confession, in which he positively asserts the falsehood of all his former confessions, implicating Thomas Bennet and Leon Fluett, and declares himself the sole author, and perpetrator, of the murder for which he justly suffered on the 25th July. The extent of this wretche's guilt goes far beyond the indictment on which he was hanged. Without even a hope of escape, he made a fiendish attempt to join two innocent men in ignominy and death with himself, but finding that his falsehood, though casting a fearful stain upon them, could not succeed in making victims of those his fiendish malice so pursued, he makes a clean breast of the matter, and thus deeply, doubly, dyed in crime goes to his last and fearful account.

Missouri.—The elections in this state have not resulted as favorably as was hoped: she is still, as she was before, bound to the car of our maladministration, but it is some consolation to know that though still imprisoned her fetters are nearly worn through. Another struggle and she is free. Of the *honorable* tenure on which the "great expunger" will hold office, the Republican thus expresses itself:—

Even if Col. Benton is successful, he will have the poor satisfaction of knowing that his political throat was saved from being cut by the fortunate distribution of three hundred and fifty votes, and the lack of industry on the part of his opponents in those counties.

Withdrawal from Congress.—Mr. Briggs, long a Member of Congress, from Massachusetts, has addressed a letter to his constituents, declining a re-election. The retirement of such a man at such a time is a national loss. He has done perhaps but little in the way of speech making, but throughout the whole of his long public career, he has deported himself as one deeply conscious of the high and momentous responsibilities resting on him. His letter contains many passages worthy of attention, but none more worthy than the following:

You know the origin, progress and fate of the Sub-Treasury Bill. The finances and currency of the country were in a prosperous and sound condition. The government introduced a series of experiments. Those experiments have ended in a general derangement of the business of the country, and in a depreciated and ruined currency. Out of that ruin and disorder the Sub-Treasury project came forth. It just struggled through the Senate; where there was an administration majority of nearly two to one, with 2 votes to its favor; but with such an altered and mutilated form, that some of its earliest and best friends disowned it. *It has been three times defeated in the House*: and the popular voice, so far as it has been expressed, is against it. The friends of the measure call it *an independent* Treasury Bill. With a slight modification, this title might be well enough. The public revenue is now brought into the treasury under the operation of permanent laws, which can only be altered, against the will of the President, by a vote of two-thirds of both houses of Congress. Now, pass this law, which will put all the public money when it is collected in his possession and under his control, and it would be difficult to define or devise a more complete *Independent Executive Treasury* than would then exist. It *has been* and *is to be* made the *measure* of the administration. From a decision of a majority of the representatives of the people, three times deliberately pronounced against it, the administration has appealed to the people themselves. In the approaching autumnal elections is to be the war cry of the party who support it. A death struggle is to be made at the polls to sustain it. If it falls, its friends will fall under it, and be crushed by it. If it succeeds and is fastened upon the country, the government separated from the people, as well as from the banks, may exist, a splendid pageant, with its Independent Treasury, and its vaults, and the pockets of its officers filled with the money of the people; blighting effects will be witnessed throughout the land, in the disordered business, the deranged exchanges, the unequalled currency, and the blasted hopes of a misgoverned community.—*Louisville Journal.*

A NOVEL PETITION. The Richmond Whig says—"The following circular from Mr. Levi Woodbury is a beautiful commentary upon what the country has heard so much of—an independent Treasury. The "Government" has gotten rid of the tyrdom of the banks, and now, through its able head of the Finances, prefers a most humble petition to the Sub Treasurers not to *steal* the public money!"—*Lou. Jour.*

NEW TREASURY CIRCULAR.

"To Collectors and Receivers of Public Money."

TREASURY DEPARTMENT, July 14, 1838.

"Congress having adjourned without making any additional provisions for the security or safe keeping of the public money, it is obvious that in the present state of the laws of the Banks, an unusual responsibility devolves upon those who collect the revenues of the General Government. The difficulty in obtaining suitable depositories for it, as well as transferring or paying it out conveniently, without the aid of that further legislation, the necessity and character of which have been fully explained in public communications from this Department, imposes on all Collectors and Receivers the duty of extraordinary vigilance and care.

"The President expects that exercises corresponding to the occasion will cheerfully be made by every officer, and no effort will be spared to leave all the laws, as well as the regulations and instructions of the Treasury Department, scrupulously enforced. Accuracy in your accounts—punctuality in returns—promptness in your deposites and payments, and entire forbearance to use any part of the public funds for private purposes, will, it is hoped, characterize the whole class of collecting officers hereafter. In the present condition of things, if any departure from such course should unfortunately occur, it will be much regretted—and however unpleasant the task, an exemplary and severe notice of the irregularity will become necessary, in order to secure the great public interests involved in the subject. The duty on the part of the public officers to abstain from the employment of the public money for private advantage, is so apparent, that no excuse whatever for it can be deemed admissible.

Respectfully, yours,
LEVI WOODBURY,
Secretary of the Treasury."

Fire at Bangor, Me—A letter from the office of the Bangor Whig, dated Sunday evening 12th, states that a destructive fire broke out there on that morning, which had consumed several buildings, and a considerable quantity of valuable property. The fire originated in a building in Wall street, occupied by N. Johnson, coppersmith, and had gained so much headway before being discovered, and that the efforts of the fire department to extinguish the flames, were for some time unavailing, the five frame houses adjoining in Wall street, three tenements in Main street, known as the Arcade Buildings, and some two or three other houses, were consumed before the fire was got under.

Wisdom of Fashion——When the thermometer is at 95 ovr gentlemen play lustily at "ten pins;"—when 40, at chess, or dominoes: when the glass is at its highest the ladies, God bless them, waltz all night, and day too sometimes: when frost appears they dress low in the neck, and thin at the feet. Who now will dare to dispute the wisdom of fashion?

Rain.—New Jersey has at length been visited with rain, so that we may hope to hear of no more pine burnings there. With the rain came abundance of lightning, which proved severely destructive to property, and in several cases, to life itself. A Mount Holly paper narrates five calamities from the electric fluid in one county only.

Difference of opinion—A man in New York recently attempted to get rid of this uncomfortable life by hanging himself by the chin on the railings of the Park. The man must surely have been insane, for a reasonable being would surely come to the conclusion that however disagreeable life had become, such a mode of death must prove still more uncomfortable.

Imagination. After months of drought the city of Gotham were favored with a shower on the 17th, when the unusual occurrence forthwith set the scribes in ecstacies. One of the brotherhood is so imaginative upon this theme that he not only sees in this shower a foretaste of the Fall—of rain, we suppose—but says "one could not only think of the fall of the year, but even of winter." That our friends in the north are highly imaginative this stretch of fancy places beyond a doubt:

The "sun" no doubt, is the prevailing reason.

Shakspeare thought differently of this identity of fact and fiction: he had no belief in the efficacy of thus carrying matters to extremity.

For who can hold a fire in his hand,
By thinking of the frosty Caucasus:
Or, wallow naked in December's snow,
By bare remembrance of the summer's heat.

Extensive affections.—The "Sun" of New York, like its eternal sponsor above, seems to delight in shining on all things alike, save daily and except rivals, politics, magnetism and Captain Hosken of the Great Western. Judge of its philanthropy, real or fictitious, by the following summary:

We would not willingly miss an apple woman to whom we never spoke; nor can we without noticing a lack of something, pass the vacant spot where we have been used to avoid a post. Every curb stone upon which one plants his foot as he crosses the gutter is an old friend; every stoop is a land mark, and every crossing place a familiar "bridge" to which one feels attached in proportion to the frequency of times it has carried him "safe over."

Many may perchance agree with Queen Gertrude,

"He doth protest too much me thinks."

LOUISIANA RIFLEMEN.

At a special meeting of the members of this newly formed corps, held at the Planters' Hotel, on Tuesday evening the 28th instant, A. T. Pickrell was called to the chair, and James Sheehy appointed secretary.

1st. Resolved unanimously that the said company be designated by the name "Louisiana Riflemen," to be attached to the 4th Regiment, La. Militia.

2nd. Resolved, That a committee of five be appointed to ballot for all new applicants, in accordance with which the following were appointed:—George Doane, George Willey, E. Johnson, Thos. B. Dwyer, Jas. H. Griffin.

3rd. Resolved, That a committee of seven be appointed to draft bye-laws and constitution; in accordance with which the following were appointed: Virgil Boulimet, P W. Lesslie, Isaac Nd Marks, George Doane, J. S. Richards, Wm. Anderson, A. T. Pickrell.

4th. Resolved, That a committee of five be appointed to select a uniform, equipments, &c.: A. T. Pickrell, James Sheehy, Virgil Boulimet, George Doane, C. W. Bradbury.

After which in accordance with special order from Head Quarters, an election for officers was held under the superintendance of Lt. Col. Kelly and Adjutant J. H. Dakin. The following gentlemen were duly elected:

A. T. Pickrell, Captain,
George Doane, 1st Lieutenant,
William Anderson, 2nd Lieutenant,
George Willey, 3rd Lieutenant.

After which on motion, Resolved, That the thanks of the company be tendered to Lt. Col. Kelly and Adjutant C. H. Dakin for their assistance and gentlemanly deportment in presiding over the election of officers.

Resolved, That the thanks of this meeting be tendered to Mr. Armstrong for the use of the room.

Resolved, That the meeting adjourn to Thursday evening 30th inst.

Resolved, That the proceedings be published.

JAMES SHEEHY, Sec'y. pro tem.
A. T. PICKRELL, Chairman.

ATTENTION
LOUISIANA RIFLEMEN.

AN adjourned meeting of the above company will be held at the Planter's Hotel, this evening, at half past 7 o'clock.
By order,
JAMES SHEEHY,
aug30 Sec'y. pro tem.

DRAFTS on Louisville, for sale by
HERMOGINE BROWN & CO,
aug30 9 Conti st.

WANTED TO RENT.
A large, airy and convenient School Room. Apply to
J GIBSON, Editor.
aug30

TO LET.
A Two story private dwelling house, pleasantly situated on Triton street, near Tivoli Circle. It has every convenience to make it a
BACON—100 hhds Cincinnati bacon landing, in store for sale by LAYET & AMELUNG,
aug18 17 Commerce street

HOUSE, kitchen and shop for sale, fronting on Circus and Bacon street. Privilege to be given in 15 days.
JAMES LAMBERT.
aug14

ATTENTION RIFLE CORPS.

THE Members of this company are requested to attend a meeting This Evening, at the Planter's Hotel, Canal street, at 7 1-2 o'clock, on business of the utmost importance will be laid before the company. A committee will be selected to ballot for all new appointments.
aug23—1839.

CODE OF PRACTICE OF LOUISIANA.

THE Subscriber has been some time in preparing, and has now very nearly completed, a new edition of the Code of Practice, upon a plan which cannot fail to become useful to the profession, in which he is assisted by a few of his friends, the experience in the law of some of whom dates from the establishment of our judicial system, and under whose especial direction the matter has been prepared. Since the appearance of the specimen number of the Civil Code, published by Messrs. E. Johns & Co., it was thought advisable to publish the Code of Practice in the same form, that those who desire it, may be enabled to bind the two Codes together.

The arrangement, however, will be different. After collecting all the decisions of the Supreme Court upon the rule of practice which apply to the articles contained in the Code, they have been digested and placed under each appropriate article, in the shape of a note; together with references to the same; so that the reader by turning to any article of the Code of Practice, will at once know the decision upon it. The work will also contain all the amendments to the Code of Practice, as well as the laws creating and regulating the City Courts of New Orleans, with a complete index to the whole.

The above work will make its appearance as soon as the first of March next, and bound in good substantial sheep common law binding, sold for SIX DOLLARS per copy.

M. GREINER.
aug29—2m Attorney at Law.

WANTED—An Overseer to take charge of negroes. References for morality and capacity will be required. Apply to
H BONNABEL,
aug29 Corner of Natchez and Tchopitoulas.

OILS, PAINTS & TURPENTINE:
10 Casks foreign Linseed Oil,
15 barrels Sperm Turpentine,
5 casks Sperm Oil,
100 kegs pure White Lead;
150 " No. 1 "
50 " " 2 "
Also, a general assortment of medicines, just received from the North, for sale low, by
JARVIS & ANDREWS,
aug28 1 Tchopitoulas st.

CITY BANK,
New Orleans, 25 Aug., 1838.
THIS Bank is checking on New York at sight.
ROBT. J. PALFREY,
aug23 Cashier.

HAVANA COFFEE—300 bags prime, in store and for sale by
SLATER & TRIER,
aug28 40 Poydras street.

REGALIAS & CAZADORAS Segars—75,000 of a superior quality landing from brig Catharine, for sale by
SLATER & TRIER,
aug28 40 Poydras street.

EXCHANGE on Boston—In sums to suit purchasers, for sale by
STETSON & AVERY,
aug28 88 Gravier st.

CHAMPAIGNE Brandy—In pipes and half pipes, a very superior old article in store and for sale by
T R HYDE & BRO.,
aug28 39 Common, corner Magazine st.

BANK NOTE PAPER—Just received a few thousand sheets of Bank Bill Paper, of very superior quality, for sale by
DAVID FELT & CO,
aug28 NY Stationers Hall, 24 Chartres.

RULED Record Paper—Just received a few reams Hudson's very fine blue record Cap, both plain and ruled, for sale by
DAVID FELT & CO,
aug23 NY Stationer's Hall, 24 Chartres.

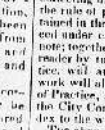
REFINED Whale Oil—100 bbls. refined whale oil, for sale by
WHITBRIDGE & CO,
aug23 130 Magazine st.

CANDLES—250 Boxes Sperm Candles, for sale by
WHITBRIDGE & CO
aug28 130 Magazine st.

UMBRELLAS—6 cases of Umbrellas for sale by
WHITBRIDGE & CO,
aug28 130 Magazine st.

WHITE Havana Sugar—50 boxes White Havana Sugar, of very superior quality, now landing from brig A. E., for sale by
JOSEPH COCKAYNE,
aug28 25 Gravier st.

FIFTY DOLLARS REWARD.



WILL be paid by the subscribers for the apprehension of the boy ANDREW, who absconded on the 5th inst. Said boy is about 15 years of age, 5 feet high, black face, and very good looking; when first spoken to he speaks quick, and stammers a little—had on when he left, blue cottonade pants, blue striped shirt and straw hat.
JOHN MINTURN,
aug28 13 Exchange st.

PORTRAIT PAINTING.

MR. PARKER respectfully informs the public that he will remain a short time in New Orleans for the purpose of painting portraits.

Rooms corner of Canal and St Charles, in the house occupied by Parmly & Lyon, Dentists, where specimens of his painting can be seen. Entrance in St Charles street.
aug28 1m

WHISKEY, Flour and Pork, in store, for sale by
aug22 G DORSEY, 44 New Levee.

BALE ROPE & TWINE—for sale by
aug24 SLATER & TRIER, 40 Poydras street.

RIO COFFEE—800 bags Rio coffee of finest quality landing from brig Champion, for sale by
STETSON & AVERY.
jy12 28 Gravier streets.

WANTED—A BOOK BINDER—None need apply but a workman.
W McKEAN,
jy12 cor Camp & Common streets

PROTECTION HOSE COMPANY.

☞Monthly meeting this evening, Saturday the 25th inst. Punctual attendance is requested. Monthly washing to-morrow morning, 1-2 past 3 o'clock.
By order,
R. K. GARNIER,
aug26 Secretary.

LEMON SYRUP—100 boxes lemon syrup, landing from ship Concord, and for sale by
J THAYER & Co.
jy26 74 Poydras street.

LATHS—4000 Laths in store, and for sale by
J THAYER & Co,
jy26 74 Poydras street.

LOWELL Cottons—