

New Orleans Republican. OFFICIAL JOURNAL OF THE UNITED STATES OFFICIAL JOURNAL OF NEW ORLEANS

RECORD OF BUTLER.

Important Testimony by One of His Own Officers—What His Military Family Thought of His Conduct—What Lieutenant Wiegell—Some Spicy Letters.

(From the New York World of the thirteenth.) The trial of the suit against Benjamin F. Butler to recover \$3,000 damages for the forcible seizure by him of the steamer Nassau in New Orleans in 1862, from George Hunnewell, was continued yesterday in the United States Circuit Court. The case on the part of the defense was principally conducted by General Butler personally. The evidence, excepting the testimony of Lieutenant Wiegell, consisted of depositions of persons in New Orleans taken by commission. The reading by Butler of letters sent him by Wiegell, in which he is characterized as a "traitor," and of similar expressions, created quite a sensation in court.

GENERAL BUTLER NOW ROSE, AND FOR THE FIRST TIME PART OF THE TRIAL.

He said it was at his suggestion the examination of the witnesses was postponed. He desired to proceed with the cross-examination now, and if, after he was through, should there be any objection to his examination, he would be the last person to object. It had been necessary for him, before proceeding to get some papers from Washington, and he had not had time to do so. Ex-Judge Porter had no objection to the examination now, with the understanding that the witness may be re-examined.

BUTLER EXAMINES HIS LIEUTENANT.

Mr. Wiegell then took the stand, and was examined by General Butler, who examined him. Question—You have been for some time a resident of Baltimore? Answer—I was born and raised in Baltimore. Question—You were in the side, May 14, 1861, to the troops into Baltimore? Answer—You are as well aware of that as I am.

GENERAL BUTLER—BUT THE JURY ARE NOT. I WANT TO BE FOR THEIR INFORMATION.

Witness—I guided General Butler's troops into my native city on the fourteenth of May, 1861, when he took possession. Question—THANKS YOU, SIR. Answer—No, sir. Question—That and other services? Answer—For my services at Hatteras, and subsequently, by command of the general, or what not, I was appointed first lieutenant and aide-de-camp. Question—You went with the expedition to New Orleans? Answer—Yes, sir. Question—And arrived with it? Answer—Yes, sir.

QUESTION—AND HAD LEAVE OF ABSENCE TO GO HOME? ANSWER—NO, SIR, I HAD.

Question—Did you go North? Answer—I did; but it was but a month before the commanding general got relieved. Question—You then resigned your commission because of the attack on the flag of truce officer, did you not? Answer—No, sir; I wrote a letter requesting to be relieved from duty; it may have been a resignation. Question—Were you not arrested at the time you wrote that letter? Answer—No, sir, except simply by my own act. Question—Is it not a fact that you were discharged dishonorably? Answer—No, sir; I think not.

QUESTION—READ THAT LETTER, GIVING THE DATE. [LETTER SHOWN.] ANSWER—The date is September 18, 1861. I wrote this letter in object to reading it, because it is a personal letter.

EX-JUDGE PORTER (to witness)—The witness will continue his answer to the questions. It is the counsel's province to object.

GENERAL BUTLER—Your honor and the jury will observe that this letter is dated the twenty-first of this month.

TRYING TO RUN DOWN HIS WITNESS.

Ex-Judge Porter—I object to the introduction of that letter, on the ground that it neither contradicts, nor tends to contradict, anything the witness has stated, and that it is irrelevant and immaterial. General Butler—I propose, by that date, to fix two facts: that the witness was under arrest at that time and had been, and was in fact, then, and remained in fact till he left the service.

GENERAL BUTLER PROCEEDED TO READ THE LETTER, WHEN HE WAS STOPPED BY EX-JUDGE PORTER.

GENERAL BUTLER—I AM READING IT TO THE COURT.

Ex-Judge Porter—I object until the letter is read to the court. The Court—It is objectionable, you had better not read it in presence of the jury.

GENERAL BUTLER—Very well, I was following an example of my friend on the other side yesterday.

The letter was excused. General Butler then showed the witness another letter, and asked if it was written by him, so as to be in the written part was a copy. Upon a portion of the letter was pasted printed slips. Mr. Wiegell said he did not write the letter, but the printed part was his production. The witness then inquired printed slips having shown him, which he acknowledged having sent to General Butler, though none of the printed slips were produced by him. The information derived from him, that the printed slips were sent to him, and that he was strictly true, he said. These letters were admitted in evidence by the court, for the purpose of showing the feeling and temper of the witness toward the defendant as affecting his credibility.

BUTLER READING A DESCRIPTION OF HIMSELF.

General Butler proceeded to read the letters, when his counsel, Mr. Develin, suggested that as they were not competent, perhaps, he would prefer to have them read by Mr. Trull, one of the counsel. General Butler—I can bear that very well.

GENERAL BUTLER THEN PROCEEDED TO READ THE FIRST LETTER: "Bogge-eyed thief! Hell will have you soon, you cowardly son of a bitch!"

The printed matter referred to in the letter was admitted in evidence, and the severe criticism of his "woman order," and his remark that he would soon issue such an order in the streets of Liverpool. The next letter contained a printed slip (introduced with similar written words) relating to the story that General Butler wore a coat of mail impervious to bullets, and that the girdling of the metal of this armor was done by General Butler.

QUESTION—HOW LONG BEFORE OR AFTER WAS THE SUPPOSED CONVERSATION BETWEEN MY BROTHER AND MYSELF? ANSWER—IT WAS PROBABLY TEN DAYS OR TWO WEEKS BEFORE THE SEIZURE.

Question—Were you of those aids that were on duty in my office? Answer—I was never anywhere else. I was attached to your personal staff, and was there in the regular course of my duty.

QUESTION—WAS IT YOUR BUSINESS TO BE IN THE OFFICE EXCEPT WHEN SENT AWAY ON SPECIAL DUTY? ANSWER—Yes, sir, with Captain Haggerty. Question—At what time did you go with a flag of truce after the wounded Captain Thornton? Answer—The latter part of Al-

OFFICIAL.

Laws of the United States Passed at the Second Session of the Forty-First Congress.

[GENERAL NATURE—No. 1.]

An act relating to the limitation of steam pressure on boilers and freight boats on the Mississippi river and its tributaries.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of an act entitled "An act to provide for the better security of life on vessels propelled in whole or in part by steam," etc., approved February twenty-eighth, eighteen hundred and seventy-one, so far as they relate to the limitation of steam pressure on boats carrying exclusively for towing and carrying freight on the Mississippi river and its tributaries, are hereby so far modified as to substitute for such boats one hundred and fifty pounds of steam pressure in place of one hundred and twenty pounds, as provided in said act for the standard pressure on standard boilers of forty-two inches diameter, and of plates of one-quarter of an inch in thickness; and such boats may, on the written permit of the supervising engineer of the district in which such boats shall carry on their business, for a period of six months from and after the passage of this joint resolution, be permitted to carry steam above the standard pressure of one hundred and ten pounds, but not exceeding the standard pressure of one hundred and fifty pounds to the square inch.

[GENERAL NATURE—No. 2.]

An act to establish post-roads.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following be established as post-roads:

ALABAMA.

From Gordon, via Sellers, to Campbellton, in Florida.

From Cross Plains, via Collinsville, Gileys, Thompsonville and Huff's Gap, to Brook's Landing, in Alabama.

From Jasper to Elyton.

From Fulton to Bezar.

From Chepultepec to Springville.

From Columbia to Fort Gaines, in Georgia.

ARKANSAS.

From Binkley to Jacksonport.

DAKOTA.

From Bon Homme to Springville.

FLORIDA.

From Deadman's Bay, via Spring Warrior, Hampton Springs, Perry Courthouse, Hill St. Augustine Crossroads, McCall's Academy, to Jacksonville.

From Meloyville, via Appopka and Oakland, to Orlando.

GEORGIA.

From Washington to Lincolnton.

INDIANA.

From Huntington, via Bretzville and St. Anthony to Schellville.

From Bennett's Switch to Waspocong.

From Hillsboro to Jacksonport.

From Liberty to Fairhaven.

IOWA.

From Fontanelle to Custom.

From Spencer, via Sibley and Rock Rapids to Sioux Falls, in Dakota.

From Fort Union, via Fort Union, to Lemars to Orange.

From Lemars to Beloit.

From Carroll to Winterset.

From Tipton to Columbus City.

From Stuart, via Arbor Hill, to Creston.

ILLINOIS.

From Colchester to Pandon.

IDAHIO.

From Rock Creek to Six Islands.

KENTUCKY.

From Frankfort, via Peak's Mills, to Owenton.

LOUISIANA.

From New Orleans to St. Bernard.

MICHIGAN.

From Lapeer to North Branch.

From North Branch to Doyle's Mills.

Laws of the United States Passed at the Second Session of the Forty-First Congress.

[GENERAL NATURE—No. 4.]

An act to change the times for holding circuit and district courts in the United States for the western district of Virginia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in lieu of the times now fixed by law for the holding of the circuit and district courts of the United States for the western district of Virginia, the following be held as follows: As from the Tuesday next after the fourth Monday of February and August; at Lynchburg, on the Tuesday after the third Monday of March and September; at Harrisonburg, on the Tuesday after the second Monday of April and October; and at Abingdon, on the Tuesday after the fourth Monday of May and October. And all recognitions, indictments, or other proceedings, civil or criminal, shall be entered and heard in court, and shall be heard and tried according to the times of holding said court as herein provided.

[GENERAL NATURE—No. 5.]

An act for the apportionment of Representatives to Congress among the several States according to the ninth census.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the third day of March, eighteen hundred and eighty-two, the House of Representatives shall be composed of two hundred and eighty-three members, to be apportioned among the several States in accordance with the provisions of this act: To wit: To the State of Maine, five; to the State of New Hampshire, two; to the State of Vermont, two; to the State of Massachusetts, eleven; to the State of Rhode Island, two; to the State of Connecticut, four; to the State of New York, thirty-two; to the State of New Jersey, seven; to the State of Pennsylvania, twenty-six; to the State of Delaware, three; to the State of Maryland, six; to the State of Virginia, nine; to the State of North Carolina, eight; to the State of South Carolina, five; to the State of Georgia, seven; to the State of Florida, five; to the State of Louisiana, six; to the State of Ohio, twenty; to the State of Kentucky, ten; to the State of Tennessee, ten; to the State of Mississippi, twelve; to the State of Illinois, nineteen; to the State of Missouri, thirteen; to the State of Arkansas, four; to the State of Michigan, six; to the State of Indiana, six; to the State of Wisconsin, eight; to the State of California, four; to the State of Nevada, one; to the State of Oregon, one; to the State of Kansas, three; to the State of West Virginia, three; to the State of Nevada, one; to the State of Idaho, one; to the State of Montana, one; to the State of Wyoming, one; to the State of Utah, one; to the State of Arizona, one; to the State of New Mexico, one; to the State of Texas, six; to the State of Iowa, nine; to the State of Wisconsin, eight; to the State of California, four; to the State of Nevada, one; to the State of Oregon, one; to the State of Kansas, three; to the State of West Virginia, three; to the State of Nevada, one; to the State of Idaho, one; to the State of Montana, one; to the State of Wyoming, one; 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