LAWS OF THE STATE OF LOUISIANA

PUBLISHED BY AUTHORITY.

No. 91.

AN ACT

Relative to juries in and for the State of Louisiana; to determine the qualification of jurors; to prescribe the manner and fix the time of drawing juries, except in the parish of Orleans; to designate the persons to draw the same; to exempt certain persons from serving on juries; to give the district judges certain discretionary powers; to provide for and prescribe the manner of summoning talesmen jurors; to require clerks of the district courts to give certificates to jurors in certain cases, and to perform certain other duties, and to provide for summoning jurors and to compel their attendance.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened, That the qualifications of a juror to serve in any of the districts courts in this State shall be the following, and no other shall be required: To be a bona fide male resident of the parish in and for which the court is being held and the jury drawn, twenty one years of age, not under interdiction by a decree of a competent court, or charged with any crime punishable at hard labor in the Penitentiary or death pending at the time the competency is to be determined; provided, however, that there shall be no distinction made on account of race, color or previous condition, and provided further, that nothing in this section shall be so construed as to deprive the judges of this State of the discretion to decide upon the competency of jurors in particular cases when, from any physical infirmity or from relationship within the fourth degree, to be computed according to the civil law, or from ignorance of the English language and inability to understand the same when read or spoken, or other cause, the juror may be incompetent to sit upon the trial of any particular cause.

SEC. 2. Be it further enacted, etc., That the following persons shall be exempt from serving as jurors, but the exemption shall be personal to them, and when they do not themselves claim their exemption it shall not be sufficient cause for challenging any person or persons exempted, to wit:

First—The members of the General Assembly, their clerks and officers during the sessions of the Legislature, and in going to and returning from the same.

Second—The Governor, Lieutenant Governor, State Auditor, State Treasurer, Superintendent of Public Education, the Secretary of State, their clerks and employes, and all public officers commissioned under authority of the United States.

Third—The judges and officers of the several courts of this State, attorneys and counselors at law, ministers of Gospel, physicians actually engaged in the practice of their profession, professors and school teachers while employed in teaching, apothecaries, volunteer firemen who have been seven years or more in active service, and notaries public.

Fourth—All persons who are over sixty years of age, those who from sickness or other physical infirmity may be incapacitated from rendering such service, and all those who may have served as regular jurors at any term of the court during the three years next preceding the time they may be called or summoned again as jurors or talesmen.

SEC. 3. Be it further enacted, etc., That the number of jurors to be drawn—as is hereinafter provided for the regular terms of the district courts of this State, the parish of Orleans, and parishes where the books of registration are accessible to the officers of the courts required to draw juries excepted—shall not exceed one hundred nor be less than fifty-two, and the several district judges of this State are hereby vested with the discretionary power to order the drawing of such a number of jurors, in accordance with this provision, as they may deem best, not to exceed one hundred nor be less than fifty-two, for the term of their courts; provided, however, that it shall be their duty to give such orders in writing to the proper officer, hereinafter provided for, not less than ten days before the time fixed hereafter for the drawing of the juges; and in case the said judge should fail or neglect to give such order, then the said officer shall proceed to draw the smallest number, as above prescribed, for the next ensuing term of their district court.

SEC. 4. Be it further enacted, etc., That as soon after the passage of this act as possible, the several clerks of the district courts of this State, the parish of Orleans, and parishes where the books of registration are accessible to the officer of court required to draw juries excepted, shall provide a suitable book for that purpose at the expense of the several parishes of this State, and together with the sheriffs of the several parishes of this State and the several parish recorders, or any two of them, shall proceed to enter therein from the best information in their possession, and in alphabetical order, the names of the qualified jurors of the several parishes, as defined in section one of this act, omitting the names of such persons as may be exempt, as is above provided, to the best of their knowledge; and to enable them to make such list, it shall be competent for them to refer to any list of the registered voters, tax rolls, census returns, or other sources of information, for which services they shall be paid such sum as may be fixed by the several police juries of the parishes, not to exceed one hundred dollars each. The book containing such lists shall be deposited in the several clerks' offices, and shall be open to inspection and subject to revision by any two of the aforesaid officers together.

SEC. 5. Be it further enacted, etc., That not less than thirty, nor more than sixty days before each jury term of the several district courts of this State, excepting for the parish of Orleans, and for the parishes where the books of the registration are accessible to the officer of court required to draw juries, the several clerks of the districts courts, the sheriffs of the several parishes, the parish recorders, and two citizens of the several parishes, to be appointed by the district judges, and in case they should neglect or fail to appoint them, to be selected by a majority of the above mentioned officers, shall meet at the courthouses of their respective parishes and from the list of qualified jurors provided for in section four of this act, they shall cause to be written or printed upon slips of paper of uniform size and color the names of all the qualified jurors on said list. They shall then place them in a box to be provided for that purpose and, after having well shaken the same, one of them, in the presence of the others, shall draw therefrom, one at a time, the required number of jurors to serve at the next ensuing term of the district court as above provided, and the persons whose names have been so drawn shall be the jury for the said court. The said officers and duly appointed citizens shall place the ballots upon which are the names of the jurors drawn, in a separate box to be provided for that purpose, and the clerks of the district court shall make a list of every name as it is drawn from the box and called aloud, which list shall be certified to and signed by the said officers and duly appointed citizens as soon as completed, and shall be preserved in the clerk's office, open to inspection, from which to issue summons to the jurors, and shall be published in at least three issues of the official journal in parishes where there is one, or, published in any other paper or posted at the courthouse door in parishes where there is no official journal or other newspaper published.

SEC. 6. Be it further enacted, etc., That immediately after the jury shall have been drawn as above provided, the clerks of the several district courts shall make out summons for each juror so drawn, and furnish the same to the sheriff, who shall proceed to serve the same immediately, and they shall receive the same compensation therefor from the several parishes as is now fixed by law for other summonses.

SEC. 7. Be it further enacted, etc., That on the first day of any regular jury term of the district court except in the parish of Orleans, and in the parishes where the books of registration are accessible to the officers of the court to draw juries, the judge thereof shall order the sheriff to draw from the box containing the names of the jurors drawn for that term of the court, the names of sixteen of the jurors, who shall be and constitute the grand jury for that term of the court. The said judge shall have power to appoint one of the number so drawn, or one of the regular venire as foreman of the grand jury, and in case he should appoint one of the regular venire not drawn as grand juror as foreman, the sheriff shall draw out fifteen names from the box, and the grand jury so drawn shall perform the duties and have the same powers as are now prescribed by existing laws.

SEC. 8. Be it further enacted, etc., That the officers and duly appointed citizens above provided for shall, before drawing the juries for the terms of the courts as above provided, to the best of their ability and information, revise the list of qualified jurors at each drawing, and shall erase therefrom the names of all the jurors drawn at the previous term or terms who were in regular attendance at the term or terms of court, and shall continue so to erase them until the whole shall have been drawn, when they shall restore it again and draw therefrom as herein provided. They shall keep such list as correct as may be possible by erasing the names of persons dead, moved from the parish, exempt, etc., and by adding thereto the names of such persons as may have moved into the parish, become of age, ceased to be exempt, etc.

SEC. 9. Be it further enacted, etc., That it shall not be sufficient cause to challenge the whole array or to set aside the venire because some of the jurors drawn are not qualified jurors, or because the list of qualified jurors may contain the names of some persons not qualified to act as jurors or may not contain the names of some persons qualified to act as such, nor because of any other defect or irregularity than in the manner of drawing the juries as above provided, and no such defect or irregularity in the drawing thereof shall be sufficient cause if it shall appear that the objection is merely technical and it shall not appear that some fraud has been practiced or some great wrong committed in the drawing or summoning of the jury that would work a great and irreparable injury: provided, however, it shall be good ground to peremptorily challenge any juror that he is not qualified to act as such under the provisions of this act.

SEC. 10. Be it further enacted, etc., That when the regular venire shall have been exhausted and it is necessary to summon talesmen, it shall be competent for the district judge to determine how many shall be summoned, at what time the summons shall be returned, and from what part of the parish they shall be summoned, and he shall not be required, when, in his opinion, the public interests may suffer from so doing, to order the talesmen to be summoned from among the bystanders or persons in proximity to the courthouse, but he shall have the direction to order the talesmen from any part of the parish as he may deem best.

SEC. 11. Be it further enacted, etc., That the several jurors summoned to attend any term of the district courts, except in the parish of Orleans and in the parishes where the books of registration are accessible to the officer of court required to draw juries, shall be entitled to demand and receive two dollars per day for each and every day they may be in actual attendance at court and five cents a mile for every mile they may necessarily travel in going to and returning from the courthouse. The several clerks of the district courts shall, upon the demand of any juror at any time during the term of the court, or at the close thereof, issue to each juror a certificate of attendance and mileage, the amount of which shall be ascertained by the oath of the juror applying for the certificate. The said certificate shall be paid out of any money not otherwise appropriated in the parish treasury, and shall be receivable for all parish taxes and other dues. The said clerks shall keep a book to be provided for that purpose, in which they shall enter the name, date and amount of all such certificates in their regular order, and shall be required to submit the same to the proper authorities of the several parishes upon demand made, to the end that the amount of such certificates may be ascertained and provided for; provided that no juror shall receive mileage for going and coming to court more than once during the term of the court.

SEC. 12. Be it further enacted, etc., That all objections to the manner of drawing the juries, or to any other defect or irregularity that can be pleaded against any array or venire, must be urged on the first day of the term, or all such objections shall be considered as waived, and can not afterward be urged.

SEC. 13. Be it further enacted, etc., That from sickness, absence, or any other cause, any one or more of the officers whose duty it is made above to draw the juries, shall be unable to act, or shall refuse or neglect to act, then the several judges of the district courts are hereby authorized and empowered to designate and appoint what other officers shall take the place of the one or more above mentioned who may be unable, neglect or refuse to perform the duties herein specified, and the officer or officers so appointed in their stead shall do and perform any and all the duties imposed by the provisions of this act, and their acts in the premises shall have the same force and effect as they would have if performed by the officers herein specially named.

SEC. 14. Be it further enacted, etc., That any persons not being duly qualified jurors, and who may have been selected as such to serve in any parish of this State, shall serve as such until the expiration of their terms, according to existing laws, as if no change had been made by the passage of this act.

SEC. 15. Be it further enacted, etc., That all laws or parts of laws contrary to or in conflict with this act be and the same are hereby repealed, as so far conflicting.

SEC. 16. Be it further enacted, etc., That this act shall take effect from and after its passage.

(Signed) CHARLES W. LOWELL,
Speaker of the House of Representatives.
(Signed) C. C. ANTOINE,
Lieutenant Governor and President of the Senate.

Approved April 30, 1873.
(Signed) WILLIAM P. KELLOGG,
Governor of the State of Louisiana.

A true copy:
P. G. DESLONDE,
Secretary of State.

SHERIFF'S SALES.

B. T. Walshe et al., Executors of Dr. J. B. Ritchie, vs. P. K. Bechtel.

FIFTH DISTRICT COURT FOR THE PARISH of Orleans, No. 4014.—By virtue of a writ of fieri facias to me directed by the honorable the Fifth District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on SATURDAY, May 24, 1873, at twelve o'clock M., the following described property, to wit—

A LOT OF GROUND, situated in the Second District of this city, in the square bounded by Toulouse, St. Pierre, Fourth and Fifth streets, designated by the number seventeen on a sketch annexed to an act dated twenty-eighth day of October, 1867, passed before A. D. Deriocourt, notary public in this city, and which lot is fully described in said act.

Seized in the above suit.
Terms—Cash on the spot.
W. P. HARPER,
ap22 may24 Sheriff of the Parish of Orleans.

G. E. Schmidt vs. Joseph Barnes.

SIXTH DISTRICT COURT FOR THE PARISH of Orleans, No. 4206.—By virtue of a writ of fieri facias to me directed by the honorable the Sixth District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on MONDAY, May 5, 1873, at five o'clock M., the following described property, to wit—

THE FURNITURE AND MOVABLE EFFECTS taken from the premises, No. 147 St. Peter street, in the Second District of this city, as per inventory, which may be seen in my office.

Seized in the above suit.
Terms—Cash on the spot.
W. P. HARPER,
ap24 29 may4 Sheriff of the Parish of Orleans.

James J. O'Hara vs. W. Floto and Certain Lots on Philip and Liberty streets.

SIXTH DISTRICT COURT FOR THE PARISH OF Orleans, No. 4307.—By virtue of a writ of fieri facias to me directed by the honorable the Sixth District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on WEDNESDAY, May 14, 1873, at twelve o'clock M., the following described property, to wit—

TWO CERTAIN LOTS OF GROUND, in the square bounded by Jackson, Philip, Howard and Liberty streets, designated by the numbers sixteen and seventeen. Lot number seventeen forms the corner of Philip and Liberty streets, and measures twenty-four feet seven inches front on Liberty street, by a depth of one hundred and thirty-eight feet six inches and four inches four lines between parallel lines. Lot number sixteen measures thirty feet front on Liberty street, by a depth of one hundred and thirty-eight feet six inches. Acquired from George Nicholson, act before George Lugenbuhl, late a notary public, dated April —, 1862. Registered in conveyance office, book eighty-five, folio three hundred and eighty-six.

Seized in the above suit.
Terms—Cash on the spot.
W. P. HARPER,
ap22 may24 Sheriff of the Parish of Orleans.

A. Rochereau & Co. vs. Harry Lott and Joseph B. Lott.

FOURTH DISTRICT COURT FOR THE PARISH of Orleans, No. 3323.—By virtue of a writ of seizure and sale to me directed by the honorable the Fourth District court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on SATURDAY, May 10, 1873, at twelve o'clock M., the following described property, to wit—

THREE CERTAIN SQUARES OR PORTIONS OF ground, together with all the buildings and improvements thereon, rights, privileges, customs, ways, servitudes and whatsoever else may be there unto belonging or in any wise appertaining, situate in Burtheville, now in the Sixth District of this city, and designated on a sketch made by J. A. Duhamecourt, deputy surveyor of this city, by the numbers one hundred and twenty-three, one hundred and twenty-nine and one hundred and thirty-one, and bounded as follows, viz: Square number one hundred and twenty-three by Henry Clay avenue, Edmond, Barrett and Story streets, and measures two hundred and eighty-nine feet five inches front on each of Henry Clay avenue and Edmond street, and two hundred and thirty one feet, six inches one line front on each of Barrett and Story streets; square number one hundred and twenty-nine, bounded by Henry Clay avenue, Edmond, Peters and Burke streets, and measures two hundred and eighty-nine feet, five inches front on each of Henry Clay avenue and Edmond street, and two hundred and thirty one feet, six inches one line front on each of Burke and Peters streets; and square number one hundred and thirty-one, a triangle, is bounded by Claiborne, Edmond and Burke streets, and measures one hundred and twenty-three feet, five inches front on each of Henry Clay avenue and Edmond street, and two hundred and thirty-three feet eleven inches five lines front on Edmond street; and about two hundred and thirty-one feet five inches five lines on Burke street. Being the same property acquired by Harry Lott and Joseph B. Lott, defendants herein, by purchase from Mrs. Mary Ann Jackson, wife of James Joseph Jones, per act passed before William Shannon, a notary public in this city, dated March 17, 1871.

Seized in the above suit.
Terms—Cash on the spot.
W. P. HARPER,
ap21 19 may19 Sheriff of the Parish of Orleans.

Burgess Bennett vs. Leon Solis Cohen.

SIXTH DISTRICT COURT FOR THE PARISH of Orleans, No. 4405.—By virtue of a writ of seizure and sale to me directed by the honorable the Sixth District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on MONDAY, May 12, 1873, at twelve o'clock M., the following described property, to wit—

A CERTAIN LOT OF GROUND, situated in the Fourth District of the city of New Orleans, designated by the number six, in the square but two hundred and ninety-six, bounded by Solis (now Locust), Jackson, Jacobs (now Freret) and Josephine streets, as per sketch drawn by C. A. De Armas, surveyor, on the eighth of June, 1867, and deposited in the office of Armand Pitot, Jr., notary public in this city, and annexed to an act passed before said notary on the twenty-seventh of December, 1869, being sale of property to William Smith, which said lot measures, in American measure, as per said sketch, thirty feet nine inches three lines front on Jackson street, the same in width in the rear, one hundred and twenty-nine feet four inches one line on the line which divides it from lot number five, and the same depth on the line which divides it from lot number seven. Which property was acquired by the defendant herein by purchase from the succession of Jacob S. Solis, per act passed before Armand Pitot, Jr., notary public in this city, on the eighth of February, 1870.

Seized in the above suit.
Terms—Cash on the spot.
W. P. HARPER,
ap19 25 may11 Sheriff of the Parish of Orleans.

Maurice W. Smith vs. Edmund M. Ivens & Co.

FOURTH DISTRICT COURT FOR THE PARISH of Orleans No. 39,029 (No. 9235 late Seventh District Court).—By virtue of an alias writ of fieri facias against Charles Lester to me directed by the honorable the Fourth District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on SATURDAY, May 24, 1873, at twelve o'clock M., the following described property, to wit—

A CERTAIN LOT OF GROUND, with the improvements thereon, situated in the First District of New Orleans, designated by the number six, in the square bounded by Triton Walk, Carondelet Calliope and Baronne streets, on a plan of J. Pilie, surveyor, of December 20, 1828, annexed to an act before Felix de Armas, late a notary public in this city, of third January, 1829. Said lot measures, in French measure, fifty-one feet front on Triton Walk by one hundred and fifteen feet eleven and one-third inches on the line next to lot number five, and one hundred and eighteen feet ten inches on the line next to lot number seven, and is fifty-one feet one inch in rear.

Said property is known as No. 288 Triton Walk.

Seized in the above suit.
Terms—Cash on the spot.
W. P. HARPER,
ap3 26 my10 Sheriff of the Parish of Orleans.

Mrs. Jane W. Rogers vs. W. John McCall.

FOURTH DISTRICT COURT FOR THE PARISH of Orleans, No. 39,899.—By virtue of a writ of seizure and sale to me directed by the honorable the Fourth District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on SATURDAY, May 31, 1873, at twelve o'clock M., the following described property, to wit—

THE UNDIVIDED ONE-HALF IN TEREST of the defendant in and to a certain piece or parcel of ground, situated in the First District of this city, in the square bounded by Poeyfarre, Magazine, Constance or Prytania and Calliope streets. Said portion of ground is composed of two lots, and is designated by the numbers six and seven on a plan thereof in the office of Nicholas J. Hoey, auctioneer. The said lots adjoin each other, and measure, etc., as follows: Lot number six, thirty-five feet front on Poeyfarre street, by ninety-seven feet two inches six lines in depth; lot number seven measures one hundred and twenty-five feet front on Philippa and Liberty streets and measures twenty-two feet seven inches front on Liberty street by a depth of one hundred and thirty-eight feet six inches four lines. Lot number sixteen measures thirty feet front on Liberty street by a depth of one hundred and thirty-eight feet six inches, more or less.

Seized in the above suit.
Terms—Cash on the spot.
W. P. HARPER,
ap13 29 my4 Sheriff of the Parish of Orleans.

G. E. Schmidt vs. Joseph Barnes.

SIXTH DISTRICT COURT FOR THE PARISH of Orleans, No. 4206.—By virtue of a writ of fieri facias to me directed by the honorable the Sixth District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at my warehouse, No. 74 St. Ann street, between Royal and Bourbon streets, in the Second District of this city, on MONDAY, May 5, 1873, at five o'clock M., the following described property, to wit—

THE FURNITURE AND MOVABLE EFFECTS taken from the premises, No. 147 St. Peter street, in the Second District of this city, as per inventory, which may be seen in my office.

Seized in the above suit.
Terms—Cash on the spot.
W. P. HARPER,
ap24 29 my4 Sheriff of the Parish of Orleans.

James J. O'Hara vs. W. Floto and Certain Lots on Philip and Liberty streets.

SIXTH DISTRICT COURT FOR THE PARISH OF Orleans, No. 4307.—By virtue of a writ of fieri facias to me directed by the honorable the Sixth District Court for the parish of Orleans, in the above entitled cause, I will proceed to sell at public auction, at the Merchants and Auctioneers' Exchange, Royal street, between Canal and Customhouse streets, in the Second District of this city, on WEDNESDAY, May 14, 1873, at twelve o'clock M., the following described property, to wit—

TWO CERTAIN LOTS OF GROUND, in the square bounded by Jackson, Philip, Howard and Liberty streets, designated by the numbers sixteen and seventeen. Lot number seventeen forms the corner of Philip and Liberty streets and measures twenty-two feet seven inches front on Liberty street by a depth of one hundred and thirty-eight feet six inches four lines. Lot number sixteen measures thirty feet front on Liberty street by a depth of one hundred and thirty-eight feet six inches, more or less.

Seized in the above suit.
Terms—Cash on the spot.
W. P. HARPER,
ap13 29 my4 Sheriff of the Parish of Orleans.

AUCTION SALES.

By G. De Feriet & Co.

SUCCESSION OF W. LEONARD.

Second District Court for the Parish of Orleans—No. 32,536.

BY G. DE FERIET & CO.—JOHN G. Monrose, auctioneer.—SATURDAY, May 10, 1873, at twelve o'clock M., at the St. Louis Auction Exchange, will be sold by public auction, by virtue of an order of the Hon. A. L. Tissot, judge of the Second District Court for the parish of Orleans, dated March 31, 1873, the following described property, for account of said succession—

THREE LOTS OF GROUND, situated in the First District of this city, in the square bounded by Magdaline, Common, Gravier and St. Adeline streets, designated by Nos. 11, 12 and 13; lots Nos. 11 and 12 measure each 27 feet front on St. Adeline street, by 120 feet in depth between equal and parallel lines; together with the buildings and improvements erected thereon. Lot No. 13 measures 27 feet 5 inches front on St. Adeline street, by 120 feet in depth between equal and parallel lines; together with the buildings and improvements erected thereon.

Terms—Cash on the spot.

Act of sale at the expense of the purchaser, before A. Deriocourt, notary public.

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ONE-STORY AND ATTIC BRICK DWELLINGS ON BURGUNDY STREET, BETWEEN URSULINES AND HOSPITAL STREETS.

TWO-STORY BRICK HOUSE NOS. 85 ST. PHILIP STREET.

SUCCESSION OF WILLIAM ARMSTRONG.

Second District Court for the Parish of Orleans—No. 35,789.

BY G. DE FERIET & CO.—JOHN G. Monrose, Auctioneer—Office No. 50 Royal street—THURSDAY, June 5, 1873, at twelve o'clock M., at the St. Louis Auction Exchange, will be sold by public auction, by virtue of an order of the Hon. A. L. Tissot, judge of the Second District Court for the parish of Orleans, dated April 29, 1873, the following described property, for account of said succession—

1. A LOT OF GROUND, situated in the Second District of this city, in the square bounded by Burgundy, Ursulines, Hospital and Dauphine streets, and designated by the No. 2, and measures 31 feet 11 inches 5 lines front on Burgundy street, by 127 feet 10 inches 5 lines in depth, between equal and parallel lines, together with the one-story and attic slate roof dwelling erected thereon, containing a parlor, diningroom, two bedrooms, a large closed gallery and stairway on the ground floor, two rooms, cabinets and stairs landing in the attic. A large two story brick slate roof building, containing a kitchen, two rooms and two cellars below and three rooms above, privy, shed, cistern and hydrant. The yard is paved with brick.

2. A LOT OF GROUND, situated in the Second District of this city, in the square bounded by St. Philip, Royal, Ursulines and Bourbon streets, measuring 31 feet 11 inches 4 lines front on St. Philip street, by 191 feet 10 inches 6 lines in depth, between equal and parallel lines, together with the two-story brick house, containing four rooms below, stair-landing and four rooms above, with front and side balcony; another two-story brick building, containing two rooms and a passage on the ground floor and three rooms above; another two-story brick building, containing two rooms below and two rooms above; a frame one-story building, containing two rooms, cistern, hydrant, privy, etc.

Terms—One-third cash, balance on a credit of one and two years, in notes bearing interest at the rate of eight per cent per annum from day of sale to final payment, and secured by special mortgage and vendor's lien; the property to be kept insured and the policy transferred to vendor; in case of suit, five per cent attorney's commissions, and all other usual penal clauses.

Act of sale before E. Bouny, notary public, at the expense of the purchaser.

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SUCCESSION OF MICHAEL SCHNEIDER.

Second District Court for the Parish of Orleans—No. 36,041.

BY G. DE FERIET & CO.—JOHN G. MONROSE, Auctioneer—Office No. 50 Royal street.—THURSDAY, June 5, 1873, at twelve o'clock M., at the St. Louis Auction Exchange, will be sold by public auction, by virtue of an order from the honorable A. L. Tissot, judge of the Second District Court for the parish of Orleans, dated May 1, 1873, the following described property, for account of said succession—

TWO LOTS OF GROUND, situated in the Sixth District of this city, in the square bounded by Delachaise, Aline, Live Oak and Laurel streets, designated as lots Nos. 19 and 20, on a plan deposited in the office of G. Gottschalk, late notary public.

1. Lot No. 19, measures 28 feet 10 inches 2 lines front on Delachaise street, by 111 feet 9 inches 1 line in depth on the line dividing it with lot No. 18, 114 feet 4 lines in depth on the line dividing it with lot No. 20, and 28 feet 3 inches 4 lines on the rear line.

2. Lot No. 20, measuring 28 feet 10 inches 2 lines front on Delachaise street, by 111 feet 2 lines depth on line dividing it with lot No. 19, and 116 feet 2 inches 3 lines depth on line dividing it with lot No. 21, and 28 feet 3 inches 4 lines on the rear line. Together with the buildings and improvements thereon, consisting of a double one-story frame house covered with slates, containing two rooms and front gallery in each tenement, a frame building covered with slates adjoining the main building, and containing in each tenement a dining room and kitchen; two cisterns, privies, sheds, etc.

Terms—The purchaser to assume the payment of a note drawn by Michael Schneider, to his order and by him indorsed, dated New Orleans, October 24, 1871, for the sum of $1000, due and payable on October 24, 1873, and bearing interest of eight per cent from and after that date until paid; and in case of non-payment and recourse to judicial proceeding the usual five per cent attorney's fee, all of which appears from act of sale and mortgage of said date, passed before James Fahey, notary public; said note being paraphed "ne varietur," to identify it with the act. Further, to keep the buildings insured to amount of said note and policy transferred to holder of note, and to assume payment of all taxes due for 1872 and 1873, and the balance in cash.

Act of sale, at the purchaser's expense, before W. J. Castell, notary public. my4 10 17 24 31 je5

SUCCESSION OF ANNA KING, WIFE OF HUGH SMITH.

Second District Court for the Parish of Orleans—No. 36,187.

BY G. DE FERIET & CO.—JOHN G. Monrose, Auctioneer—Office No. 50 Royal street.—THURSDAY, June 5, 1873, at twelve o'clock M. in the St. Louis Auction Exchange, will be sold by public auction, by virtue of an order from the Hon. A. L. Tissot, judge of the Second District Court for the parish of Orleans, dated April 24, 1873, the following described property, for account of said succession—

A LOT OF GROUND, situated in the First District of this city, designated by the No 12, in the square No. 27, bounded by Thalia, Locust (late Solis), Melpomene and Freret (late Jacob) streets, and measures 31 feet 7 inches 7 lines front on Thalia street by 160 feet in depth and front on Freret (late Jacob) street. Together with the buildings and improvements thereon, which consist of a frame house, containing four rooms, cistern, privies, shed, etc.

Terms—One-half cash, and the balance on a credit of one year, in a note secured by special mortgage and vendor's lien, bearing interest at the rate of eight per cent per annum from date until paid. In case of suit, five per cent attorney's fees to be likewise secured by mortgage. The buildings to be kept insured and the policy transferred to vendor.

Act of sale at the expense of purchaser, before —, notary public. my4 10 17 24 31 je5

By C. E. Girardey & Co.

VALUABLE IMPROVED PROPERTY CORNER OF JACKSON AND HOWARD STREETS.

SUCCESSION OF MRS. MARIA ROUBET.

Second District Court for the Parish of Orleans—No. 36,119.

BY C. E. GIRARDEY & CO., AUCTIONEERS—Nicholas J. Hoey, auctioneer—Office No. 17 Exchange place.—SATURDAY, June 7, 1873, at twelve o'clock M., at the Merchants and Auctioneers' Exchange, on Royal, between Canal and Customhouse streets, by virtue of an order of the honorable Second District Court for the parish of Orleans, dated April 24, 1873, will be sold by public auction—

A LOT OF GROUND, in the Fourth District of this city, in the square bounded by Jackson, Laharpe, Liberty and Howard streets known as lot No. 5, and measuring 27 feet 8 inches 4 lines front on Jackson street, by 100 feet in depth and front on Howard street. The improvements comprise two one-story frame houses, cisterns, etc. The corner has been used as a grocery store, and the property will be sold in one block, with the contents and fixtures of the grocery store.

Terms—Cash.

Act of sale at the expense of the purchaser, before A. Hero, Jr., notary public. my4 17 24 31 je7

VALUABLE SIXTH DISTRICT PROPERTY.

SUCCESSION OF PATRICK SMITH.

Second District Court for the Parish of Orleans—No. 36,154.

BY C. E. GIRARDEY & CO., AUCTIONEERS, Nicholas J. Hoey, Auctioneer—Office No. 17 Exchange place—SATURDAY, May 31, 1873, at twelve o'clock M., at the Merchants and Auctioneers' Exchange, on Royal, between Canal and Customhouse streets, in this city of New Orleans, by virtue of an order of the honorable the Second District Court for the parish of Orleans, dated April 14, 1873, will be sold by public auction—

THE SQUARE OR PORTION OF GROUND in Panbonia Apart, Sixth District, bounded by Plaquemines, Perrier, Belesindo and Valmont streets—measuring 45 feet 6 inches front on Plaquemines street, 24 feet 6 inches front on Perrier street, 20 203 feet 5 inches 6 lines front on Valmont street, and 201 feet 10 inches front on Belesind street, together with all the buildings and improvements thereon.

Terms—Cash, and purchasers to assume payment over and above the bid of all taxes for the year 1873.

Acts of sale at the expense of the purchaser, before William J. Castell, Esq., notary public. ap27 my10 17 24 31

AUCTION SALES.

By C. E. Girardey & Co.

HORSE, BAROUCHE, BUGGY AND HARNESS.

INTEREST IN STEAMTUG QUAKER AND BARGES.

FLATS, HOISTING ENGINES, TOOLS AND APPARATUS.

ASSIGNEE'S SALE IN BANKRUPTCY.

IN THE MATTER OF W. W. DEVINE, BANKRUPT.

District Court of the United States of America for the District of Louisiana—No. 1230.

BY ORDER OF J. J. BURNETT AND E. E. NORTON, ASSIGNEES.

BY C. E. GIRARDEY & CO.—AUCTIONEERS—Office No. 17 Exchange place.—WEDNESDAY, May 14, 1873, will be sold by public auction, at the time and places hereinafter designated, the following described property, surrendered by W. W. Devine, bankrupt, to wit—

At 10:30 A. M., at the stables of J. N. Shawhan, Esq., No. 235 Gravier, between Dryades and Rampart streets—

ONE BAY HORSE.
ONE BAROUCHE AND DOUBLE HARNESS.
ONE OPEN BUGGY AND TWO SETS SINGLE HARNESS.

At twelve o'clock M., at the Merchants and Auctioneers' Exchange, on Royal, between Canal and Customhouse streets—

ONE HALF INTEREST in the steamtug QUAKER, and one-half interest in SIX BARGES, as they now lie at Beard's Mills, Miller's Bayou.

And at 5 P. M. at the Revetment at the Lake End of the New Canal—

THREE FLATS.
TWO HOISTING ENGINES.
SUNDRY TOOLS AND APPARATUS.

Any particulars desired will be furnished by applying to the auctioneers.

Terms of Sale—Cash on the spot at the moment of adjudication. my2 3 4 1w td

CHOICE FIRST DISTRICT PROPERTY.

SUCCESSION OF JOHN HUCK.

Second District Court for the Parish of Orleans—No. 35,963.

BY C. E. GIRARDEY & CO., AUCTIONEERS—Nicholas J. Hoey, Auctioneer—Office No. 17 Exchange place.—SATURDAY, May 31, 1873, at twelve o'clock M., at the Merchants and Auctioneers' Exchange, on Royal street, between Canal and Customhouse streets, in this city of New Orleans, by virtue of an order of the honorable the Second District Court for the parish of Orleans, dated April 15, 1873, will be sold by public auction the following described property, to wit—

1. A LOT OF GROUND, in the First District of this city, measuring 52 feet 5 inches front on Camp street, by 76 feet deep between parallel lines and front on Thalia street, together with all the buildings and improvements thereon.

2. A LOT OF GROUND, in the First District of this city, in square bounded by Rampart, Franklin, Clio and Calliope streets, designated as lot No. 2, and measuring 32 feet front on Rampart street, by 127 feet in depth between parallel lines, together with all the buildings and improvements thereon.

Terms—One-third cash, balance on one and two years' credit in notes of the purchasers, bearing interest of eight per cent per annum from date of sale till final payment, with mortgage and vendor's lien, and the penal clause of five per cent attorney's fees in event of suit, insurance of improvements and transfer of policy, and assumption of all taxes of 1872.

Acts of sale at the expense of the purchasers before W. J. Castell, notary public.

ap27 my10 17 24 31

IMPROVED AND VACANT FIRST, SECOND AND THIRD DISTRICT PROPERTY ON EASY TERMS.

SUCCESSION OF VICTOR PESSOU.

Second District Court for the Parish of Orleans. No. 34,751.

BY C. E. GIRARDEY & CO., AUCTIONEERS—Nicholas J. Hoey, auctioneer—Office No. 17 Exchange place.—SATURDAY, June 7, 1873, at twelve o'clock M., at the Merchants and Auctioneer's Exchange, on Royal, between Canal and Customhouse streets, will be sold at public auction by and in pursuance of an order from the Hon. A. L. Tissot, Judge of the Second District Court for the parish of Orleans, dated May 1, 1873, and rendered in the above entitled matter, the following described property, to wit—

1. FOUR VERY DESIRABLE LOTS OF GROUND, situated in the Third District, in the square bounded by Esplanade, Kerlerec, Roman and Derbigny streets, designated by the Nos. 8, 9 and 10, measuring, each, 31 feet 5 inches front on Roman street by 120 feet deep between parallel lines. Lot No. 10 forms the corner of Roman and Kerlerec streets. Lot No. 8 is improved by a one-story frame house, handsome neighborhood, and very desirable dwelling.

2. A LOT OF GROUND in the Second District, in the square bounded by St. Louis, Galvez, Johnson and Conti streets, and measuring 24 feet 8 inches front on St. Louis street, by 194 feet 4 inches deep between parallel lines.

3. TWO LOTS OF GROUND, situated in the First District of this city, in the square bounded by Tonti, Myro, Palmyra and Gasquet streets, measuring each 27 feet on Myro street by 162 feet 6 inches in depth, together with all the buildings and improvements thereon, comprising three one-story frame houses. The lots are designated by the numbers 21, 23 and 25.

4. THAT NEAT AND HANDSOME TWO-STORY FRAME DWELLING, known by the No. 296 Villere, between Esplanade and Bayou Road streets. The lot is in the square bounded by Esplanade, Bayou Road, Villere and Marais streets. The lot measures 50 feet front on Villere street, 33 feet wide in the rear, by 104 feet 11 inches 7 lines deep towards Esplanade street, and 95 feet 7 inches 4 lines deep on the upper side line. The improvements are a neat and very showy two-story frame dwelling, designated by the No. 296 Villere street.

5. TWO LOTS OF GROUND, in the First District, in the square bounded by Lafayette, Poydras, Solivar and Bertram streets, designated by the Nos. 3 and 4, and measuring as follows: Lot No. 4, 27 feet 3 inches 6 lines on Lafayette street, by 128 feet 9 inches in depth on one side, by 131 feet 8 inches on the other side, by 26 feet 2 inches wide in the rear; lot No. 4 measures 27 feet 3 inches 6 lines front, by 134 feet 7 inches 2 lines deep on one side, and 131 feet 4 inches in depth on the other side, by 26 feet 2 inches in width in the rear.

Terms—One-half cash, balance at twelve months credit for notes secured by mortgage on the property, bearing eight per cent per annum interest from the day of sale until final payment. The act of mortgage to contain the usual five per cent attorney's fee clause; the purchasers to keep the improvements insured and transfer the policies to the holders of the notes, and further assume payment of all taxes for the year 1872 up to the day of sale over the price of adjudication.

Acts of sale before A. Ducatel, notary public, at the purchasers' expense. my4 10 17 24 31 je7

THE EKI PLANTATION, IN IBERVILLE PARISH, AT AUCTION.

ASSIGNEE'S SALE IN BANKRUPTCY.

BY ORDER OF E. K. NORTON, ASSIGNEE.

IN THE MATTERS IN BANKRUPTCY OF A. C. Woods, No. 817, and of J. R. Duvall, No