New Orleans Republican.

OFFICIAL JOURNAL OF THE UNITED STATES

OFFICIAL JOURNAL OF NEW ORLEANS

AUCTION SALES THIS DAY.

BY R. M. & B. J. MONTGOMERY, at 11 o'clock, at the corner of Natchez and Camp streets, a general assortment of new and second hand furniture, etc.

Local Intelligence.

CITY HALL ITEMS. — Administrator Sturcken is paying close attention to the prayers of property owners who have entered complaint in the belief that the assessment is too high. An expert is in each of the municipal districts, gathering facts.

The matter of grading St. Charles avenue, where the Carrollton railroad tracks are, will come to an issue on the sixteenth instant, as the company has been officially notified that the city will on that date commence operations. The company, up to date, has been somewhat defiant and indifferent concerning the city's notifications. The suggestion made by Mayor Wiltz, to lower the grades at street crossings, has some force in it; that is, to lower the grade of cross streets where they intersect the railroad track. Leaving bare rails at the crossings might worry the company into action, but at the same time it would prevent most kinds of vehicles crossing.

Administrator Lewis informs us that most of the street railroad corporations have displayed a disposition to comply with the notice to repair the streets on which their tracks lie.

The official notification sent to the Louisiana Levee Company, informing that body that the city claims from it the sum of $82,361, for work done for it by the city, has been acknowledged by Mr. T. I. Dix, who says he will place the matter before the board of directors at the next meeting.

As to repairing the wharves at this time, Surveyor Bell tells Administrator Lewis that no extensive work should be undertaken until the river reaches at or near low water mark. All work on bulkheads that would be done now would be liable to be lost, as the banks will change or slide out when the water falls. Men are laboring daily, mending the wharves wherever they can.

Administrator Lewis says he will, with the Council's consent, immediately proceed to remove the obstructions called Nicolson pavement on St. Charles avenue, but he wishes property holders on that thoroughfare to sustain him in the movement. It is time for something to be done, and if the city could induce or compel the company to take away its fraud thousands of citizens would be gratified. If there is anything in the theory of spontaneous combustion there would be a good place for an experiment.

A BASELESS RUMOR.—A small circumsuance yesterday gave currency to a rumor that Mr. Sauvinet, ex-sheriff, had committed suicide, and had he not appeared in person during the day he would have had the pleasure of reading his own obituary to-day. Mr. Sauvinet is not willing to grope in the unknown land until Gabriel shall sound that awful trump.

INQUEST IN THE CASE OF HENRY SERGEANT.—On the last day of July Henry Sergeant was temporarily engaged in assisting to unload a vessel at the head of Adele street. The contract seems to have been in the hands of John McGinnis. For some reason Sergeant was told to drop his truck and knock off working. Further than this there does not seem to have been much talk, but angry feelings existed. McGinnis and Sergeant met at once, when McGinnis struck him with a large stick, fracturing his skull. Sergeant remained very low until Monday evening, when he died from the effects of his wound. The testimony taken by the coroner yesterday was such that the jury returned a verdict that Sergeant's death was caused by a blow delivered by John McGinnis, and affidavit charging him with murder has been made. Accused is in prison. At the time of the occurrence the demonstrations made by the laborers were so great that it took a squad of policemen to hold them in check until McGinnis was secured.

FINES RETURNED.—Judge Gernon handed in the sum of $186 50, fines collected last week. Judge McCullogh returned $15.

SHE IS A CUTTER.—Catherine Jones, sweet sixteen and a day or two more, without the sweetness, showed a disposition to furnish reporters an item yesterday. She felt disagreeable toward Paul Thomas, at the corner of Perdido and Liberty streets, and she, for the time, settled their little dispute by slashing a penknife into Paul's quivering flesh. Those who witnessed the trouble say that Catherine made a bold effort to kill the man, and might have succeeded had not Paul speedily got out of the way. The young virago was arrested, and says she did nothing more than she was justified in doing.

FIRE IN THE SIXTH DISTRICT.—About half-past two o'clock yesterday morning, a fire broke out in an unoccupied one-story frame house, owned by Fritz Hackenberg, and situated at the corner of Jersey and Jena streets.

The property, which was insured in the Lafayette Company for $500, was entirely destroyed. The flames thence spread to an adjoining one-story frame house, owned and occupied by Mrs. Margueret Louhan, which was insured in the London and Lancashire Company for $800, and damaged to the extent of about $200. The fire seemed the work of an incendiary.

ONLY A LITTLE SPORT.—Beerhouse rows are too frequent at the corner of Conti and Chartres streets. There was a variation in the bill Tuesday night, when Alexander Larkin learned the weight of George Grover's fists. Several persons took hands, and before the war ended half a dozen men thought that lightning or shooting stars were abundant.

SOMEWHAT MYSTERIOUS.—Tuesday noon Honore Vignalet went to the river a short distance below Algiers, stripped off his clothing and went into the water, and has not been seen since. Sergeant Fuentes heard of the circumstance and visited the place about two o'clock, and found the young man's clothing on the levee. A letter in one of the pockets had evidently been written by Honore to his father in France. It mentioned that he had experienced some difficulty with his employer. The supposition is that he committed suicide.

HE WROTE TOO WELL.—Last June the firm of T. & S. Henderson, cotton factors, took a draft for $1743, which had the name of H. Michel signed on it. The paper was taken from L. B. Collins, who is at present disporting himself in some unstated locality. Mr. Henderson wishes to see him, bad; indeed, so bad that he will ask for a requisition to seize him. It is said that the draft is a clear forgery.

OF WHAT BENEFIT?—Lightning rods appear to have little attraction for the electrical current lately, for in every instance where lightning has come down to us rods were abundant in the neighborhood, but they were avoided. Two flashes expended their fury in the city limits Tuesday; one at No. 35 Carondelet street, and another at No. 87 Basin street, but the damage done was slight.

A POOR PICTURE.—One of the illustrated papers has a picture representing a New Orleans street car about to run over a small child. A long-tailed monkey is rescuing the child, dragging it out just in time to prevent its being crushed. The picture is about as incorrect as can well be, if really intended for a New Orleans scene. The car has the word Carrollton on it, and the driver is a gigantic colored man, whose mouth is greatly swelled by a broad grin. An angry mob is giving chase, and the mob is about the ugliest-looking one ever delineated. The car is open in front, and the entire cut is a miserable mistake. If the other pictures are as incorrect as this one, and they probably are, then no reliance can be placed on them. Fancy takes wonderful flights occasionally.

The inventor of the picture must have had an intimation of General Beauregard's unification movement, and simply gave the car a colored driver to anticipate what the road's president intends to do when his political aspirations are gratified. As yet General Beauregard has not demonstrated his belief in unification by hiring colored drivers on his road. When he makes a practical illustration the reporter will be pleased to record the fact in capital letters.

CITY ORDINANCES---OFFICIAL.

PUBLISHED BY AUTHORITY.

MAYORALTY OF NEW ORLEANS, City Hall September 3, 1873.

[No. 2287—Administration Series.]

An ordinance providing for the payment of the several accounts and pay rolls therein named.

Be it ordained, That the following appropriations for the month of August be and are hereby made, and that the Administrator of Public Accounts warrant on the Administrator of Finance in payment of the same, whenever there shall be money in the city treasury to the credit of the appropriate fund for each account and not otherwise appropriated:

Officers, clerks and employes in the Department of Improvements, viz:	
Department proper	$316 67
Bureau of Wharves and Landings	549 99
Bureau of Streets	3,133 33
Bureau of City Drainage	125 00
Total	$4,124 99
Officers, clerks and employes in the Surveyor's Department	$1,241 66
Officers, clerks and employes in the Department of Assessments	2,716 58
Officers, clerks and employes in the Department of Finance	2,380 00
Officers, clerks and employes in the department of the Mayor, viz:	
Mayor's office	$825 00
City Council	255 00
City Hall building, porters	400 00
Total	$1,480 00
Officers, clerks and employes in the Department of Commerce	$1,966 65
Officers, clerks and employes in the Department of Public Accounts	1,785 00
Officers and clerks employed in the registry of mortgages, under act No. 73 of 1872	725 00
Mrs. E. Dunn, keeper of archives	150 00
Mrs. Mary Culbertson, librarian	150 00
Officers, clerks and employes in the City Attorney's office	1,465 00
Officers, clerks and employes in the Department of Waterworks and Public Buildings:	
Administrator's office	$312 00
Waterworks office	1,175 00
Waterworks proper	1,405 00
Insane Asylum	520 00
Home of Aged and Infirm	50 00
Courthouses	200 00
Total	$3,662 00
Officers, clerks and employes in the Department of Police, viz:	
Administrator's office	$540 00
City Workhouse	608 31
Boys' House of Refuge	460 00
Municipal police courts	3,226 64
Public squares	915 50
Public pounds	399 96
Burying indigent dead, etc	100 00
Total	$6,050 41
Pay roll of sanitary inspectors and city physicians	$833 32
W. T. Mayo, collector of drainage tax	200 00
L. Larouque, assistant collector of drainage tax	150 00
Salaries of Mayor and Administrators	4,125 00
Total	$32,945 61

Adopted by the Council of the city of New Orleans, September 2, 1873.

Yeas—Calhoun, Fitzenreiter, Lewis, Schneider, Sturcken.

LOUIS A. WILTZ, Mayor.

A true copy:
DANIEL SCULLY, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, September 3, 1873.

[No. 2288—Administration Series.]

An ordinance providing for the payment of the several accounts therein named.

Be it ordained, That the following appropriations be and are hereby made, and that the Administrator of Public Accounts warrant on the Administrator of Finance in payment of the same, whenever there shall be money in the city treasury to the credit of the appropriate fund for each account, and not otherwise appropriated:

New Orleans Times, subscription to daily from August 8, 1873, to August 8, 1874 (three copies), for the Mayor's office, approved, $42.

Morris McGraw, carpet tacks for City Hall building, approved, $1 75.

J. A. Gresham, law book for City Attorney's office, approved, $6.

W. P. Harper, civil sheriff, for costs in the following suits, approved: In the matter of Charles A. Gorsuch, etc., No. 35,965 of the Second District Court, $63; in the matter of Mrs. Mary Pasteur, praying, etc., No. 4813 of the Sixth District Court, $63 25.

I. W. Patton, criminal sheriff, for maintenance of prisoners and turnkey's fees in July, 1873, approved by judge of the First District Court, $6342 20.

Adopted by the Council of the city of New Orleans, September 2, 1873.

Yeas — Calhoun, Fitzenreiter, Lewis, Schneider, Sturcken.

LOUIS A. WILTZ, Mayor.

A true copy:
DANIEL SCULLY, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, September 3, 1873.

[No. 2289—Administration Series.]

An ordinance providing for the payment of the pay rolls of the Department of Improvements and Surveyor for the thirty-one days ending August 31, 1873.

Be it ordained, That the sum of $40,738 36 be and is hereby appropriated to pay the labor and cart hire rolls of the Department of Improvements and Surveyor's office for the thirty-one days ending August 31, 1873, as per certified rolls approved by the Administrator of Improvements, and that the Administrator of Public Accounts warrant on the Administrator of Finance in payment of the same, whenever there shall be money in the city treasury to the credit of the appropriate fund for each account, and not otherwise appropriated:

Bureau of Streets—	
Labor and carts	$23,289 81
Bureau of Wharves and Landings—	
Labor and carts	5,229 85
Bureau of Drainage—	
Labor and carts	11,700 70
Total	$40,220 36
Surveyor's Department	509 00
Total	$40,738 36

Adopted by the Council of the city of New Orleans, September 2, 1873.

Yeas — Calhoun, Fitzenreiter, Lewis, Schneider, Sturcken.

LOUIS A. WILTZ, Mayor.

A true copy:
DANIEL SCULLY, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, September 3, 1873.

[No. 2291—Administration Series.]

Resolved, That the Administrator of Improvements be and he is hereby authorized and directed to advertise for sealed proposals for repairing the wharves of the city wherever required, bids to be made for payment in cash or in wharf improvement bonds, at the option of the city.

Adopted by the Council of the city of New Orleans September 2, 1873.

LOUIS A. WILTZ, Mayor.

A true copy:
DANIEL SCULLY, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, September 3, 1873.

[No. 2292—Administration Series.]

Resolved, That on account of erroneous assessment the Administrator of Public Accounts be and is hereby authorized to reduce the assessment for 1873 on property belonging to Mrs. E. A. Fassman, in square No. 380, second assessment district, from $50,000 to $30,000, tax bill No. 307; also, to reduce the assessment on capital, in the name of F. G. & C. W. Barriere, for 1873, in square No. 66, sixth assessment district, from $40,000 to $10,000, tax bill No. 2624; also, on account of a clerical error, to reduce the assessment for 1873, on property belonging to Louis Hubert, in square No. 474, fourteenth assessment district, from $3000 to $300, tax bill No. 4930; also, to cancel tax bill No. 655, for 1873, against real estate belonging to Southern Benevolent Society, in square No. 366, fourth assessment district; also, to cancel tax bill No. 1739, for 1873, on income and capital, against Goldenbow & Kelly, in square No. 224, fifth assessment district; also, to cancel tax bill No. 4952, for 1873, against real estate belonging to the Society of Redemptorists in squares Nos. 304 and 313, twelfth assessment district; also, to reduce the assessment for 1873 in the name of Lafayette Folger, $2000, tax bill No. 1495, square No. 226, fifth assessment district.

Adopted by the Council of the city of New Orleans, September 2, 1873.

LOUIS A. WILTZ, Mayor.

A true copy:
DANIEL SCULLY, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, September 3, 1873.

[No. 2290—Administration Series.]

An ordinance providing for the payment of the several accounts therein named.

Be it ordained, That the following appropriations be and are hereby made, and that the Administrator of Public Accounts warrant on the Administrator of Finance in payment of the same, whenever there shall be money in the city treasury to the credit of the appropriate fund for each account and not otherwise appropriated:

DEPARTMENT OF IMPROVEMENTS.

Department Proper—	
Barrett & Wiemann, hardware	$3 60
Bureau of Streets—	
Lilienthal & Schneider, brickbats	2 20
M. C. Carroll, brickbats	37 60
William Henry, oyster shells	255 00
Barrett & Wiemann, hardware	57 00
John Coleman, ballast	62 00
A. Thompson & Co., bricks	34 40
Bureau of Wharves and Landings—	
George C. Oliver, timber	194 08
William Wells, timber	92 00
Barrett & Wiemann, hardware	9 25
Barrett & Wiemann, deck brooms	2 50
Bureau of Drainage—	
Henry Oertling, lumber	25 08
William Wells, timber	291 00
Henry Oertling, lumber	75 55
Barrett & Wiemann, hardware	144 65
Barrett & Wiemann, hardware	58 30
Beals & Laine, coal	500 00
Spencer Field, Jr., & Co., coal	250 00
H. & C. Tyler, coal	250 00
Total	$3,084 61

Adopted by the Council of the city of New Orleans, September 2, 1873.

Yeas—Calhoun, Fitzenreiter, Schneider, Lewis, Sturcken, Turnbull.

LOUIS A. WILTZ, Mayor.

A true copy:
DANIEL SCULLY, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, September 3, 1873.

[No. 2293—Administration Series.]

Resolved, That permission is hereby granted to the Delta Oil Company to erect a steam engine and boilers on their property, in the square bounded by Carondelet walk, Toulouse, Fifth and Sixth streets, in the Second District, for the purpose of manufacturing oils by the use of bi-sulphite of carbon, revocable at the pleasure of the Council.

Adopted by the Council of the city of New Orleans, September 2, 1873.

LOUIS A. WILTZ, Mayor.

A true copy:
DANIEL SCULLY, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, September 3, 1873.

[No. 2294—Administration Series.]

Resolved, That permission is hereby granted to Edward Schmidt to erect a small file-cutting and smithing shop upon his property, No. 37 Seventh street, between Tchoupitoulas and St. Thomas streets, Fourth District, for the purpose of file cutting and repairing, revocable at the pleasure of the Council.

Adopted by the Council of the city of New Orleans, September 2, 1873.

LOUIS A. WILTZ, Mayor.

A true copy:
DANIEL SCULLY, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, September 3, 1873.

[No. 2295—Administration Series.]

An ordinance for the protection of sparrows.

Be it ordained by the City Council of New Orleans, That from and after the passage and promulgation of this ordinance, it shall be unlawful for any person to kill or capture any sparrows within the limits of this city, or to destroy or disturb the nest, eggs or young of said bird.

Be it further ordained, That any person who shall be guilty of any infraction of this ordinance shall be fined not less than ten dollars nor more than fifty dollars, one-half of which fine shall be paid to the informer, and one half shall be paid into the city treasury.

Adopted by the Council of the city of New Orleans, September 2, 1873.

LOUIS A. WILTZ, Mayor.

A true copy:
DANIEL SCULLY, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, September 3, 1873.

[No. 2296—Administration Series.]

Resolved, That South Market street be kept open at all times for the use of the public.

Adopted by the Council of the city of New Orleans, September 2, 1873.

LOUIS A. WILTZ, Mayor.

A true copy:
DANIEL SCULLY, Secretary.

MAYORALTY OF NEW ORLEANS, City Hall, September 3, 1873.

[No. 2297—Administration Series.]

An ordinance to provide for the proper placing of roofing gutters.

WHEREAS, There are numerous roofing gutters now in use, and affixed to the tops of buildings, awnings, sheds, etc., in such a manner as to throw the water running through them on to the street, very much to the detriment thereof; therefore,

SECTION 1. Be it ordained, That it shall be the duty of the Administrator of Improvements, through his street deputies, to notify owners of buildings to have roofing gutters so constructed, within ten days after notice, as to convey the water down the side of the building next the street and across the sidewalk through a covered gutter therein to the street gutter.

SEC. 2. All persons violating the provisions of the foregoing section, after the expiration of the time of notice from the Department of Improvements, shall be fined not less than $10 nor more than $25, and $5 for every day they shall continue the offense, or imprisonment at the discretion of the court not less than ten nor more than thirty days.

SEC. 3. The roofing gutter or pipe provided for in section one shall be kept in repair and clear of obstructions, under a penalty of $5 for each offense after five days' notice from the Department of Improvements.

SEC. 4. Be it further ordained, That all ordinances or parts of ordinances conflicting herewith be and the same are hereby repealed.

Adopted by the Council of the city of New Orleans, September 2, 1873.

LOUIS A. WILTZ, Mayor.

A true copy:
DANIEL SCULLY, Secretary.

SPECIAL NOTICES.

Office Board of School Directors, City of New Orleans, August 30, 1873.—In accordance with a previous notice, there will be held an examination of teachers, desirous of promotion, at the building of the Boys' Central High School, MONDAY, September 8, commencing at 9 A. M.

By order of Committee on Teachers. au31 td

Office of the Louisiana Manufacturing and Propelling Company, No. 43 Carondelet street, upstairs, August 26, 1873.—Notice is hereby given that the office of this company is now open from 11 A. M. to 2 P. M. every day, Sundays excepted. Holders of stocks and bonds in the United States and European Propelling Car Company are hereby notified that the thirty days during which their right of subscription to the stock of this company is limited by the charter begins to run from the twenty-sixth instant. The transfer books of this company will not be opened until after the twenty-sixth of September, 1873.

H. C. BULL, President.
A. W. WALKER, Secretary. au30 cod t se25*

Southern Bank, New Orleans, July 12, 1873.—Notice is hereby given that the unredeemed notes issued by the old "Southern Bank" must be presented for payment within one year from the first publication of this notice, at the office of the Auditor of this State, who, on receiving satisfactory proof of the publication of this notice for one year, as aforesaid, will surrender any funds he may hold for the payment of the said unredeemed notes.

Jy13 eowly J. GARR, Cashier.

SPECIAL NOTICES.

Notice.—The Stockholders of the Workingmen's Accommodation Bank, of New Orleans, are hereby informed that the meeting called for Monday next, the eighth of September, is postponed until further notice from the Board of Directors.

New Orleans, September 4, 1873.
se4 4t JOSEPH MENARD, Cashier.

Notice.—Messrs. Kennard, Howe & Prentiss hold my full power of attorney, and are authorized to act for me in all matters. Service in all suits instituted against me will be accepted by them.

au15 2taw 6w H. C. WARMOTH.

Office of Louisiana Levee Company, No. 23 Carondelet street. A meeting of the stockholders of this company will be held at their office on SATURDAY, September 6, at 12 M., to act upon the subject of reopening the privilege of allowing owners of ordinary shares to prefer the same.

By order of the president.

THOMAS I. DIX,
au16 tse6 Secretary and Treasurer.

St. Louis Hotel Association, New Orleans, August 29 1873.—By virtue of a resolution adopted by the Board of Directors of the St. Louis Hotel Association, at its session of the twenty-eighth of August, 1873, a general meeting of the stockholders of the said association will be held at the office of the said association, on the TENTH OF SEPTEMBER, in the St. Louis Hotel building, St. Louis street, between Chartres and Royal streets, in this city, at the hour of 5 P. M., for the purpose of deliberating and voting upon the expediency of leasing or selling the property of the said association.

E. F. MIOTON, President.
H. DANSEREAU, Secretary.

Notice.—Parties having pledges at Hart's Loan Office, upon which interest is past due, failing to renew the same on or before the first day of September, 1873, are hereby notified that they will be sold.

au20 J. HART, Manager.

Batchelor's Hair Dye.—This splendid Hair Dye is the best in the world. The only true and perfect dye. Harmless, reliable and instantaneous; no disappointment; no ridiculous tints or unpleasant odor. Remedies the ill effects of bad dyes and washes. Produces immediately a superb black or natural brown, and leaves the hair clean, soft and beautiful. The genuine, signed by W. A. Batchelor. Sold by all druggists.

CHARLES BATCHELOR,
oc3 1y Proprietor, New York.

Office of American Mutual Insurance Asociation of New Orleans, No. 25 Commercial place, between St. Charles and Camp streets, New Orleans, August 16, 1873.—Notice is hereby given to the stockholders, that a second installment of five per cent on the capital stock will be due October 6, 1873, in conformity with article four of charter. By order of the Board of Trustees,

au17 eod1m B. MEYER, Secretary.

Office American Mutual Insurance Association of New Orleans, No. 25 Commercial place, between St. Charles and Camp streets, New Orleans, August 21, 1873.—In accordance with a resolution adopted by the Board of Trustees, at a meeting held August 15, 1873, all Stockholders are requested to call at the office of the Association, for the purpose of voting on proposed amendment to the charter. Register open from September 21 until October 1, 1873, between the hours of 9 A. M. and 3 P. M.

au21 eod1m B. MEYER, Secretary.

BANKS AND BANKING.

THE FREEDMEN' SAVINGS AND TRUST COMPANY.

NATIONAL SAVINGS BANK,

Chartered by the United States, March, 1865.

NEW ORLEANS BRANCH,

No. 182 Canal Street, Corner of Dryades.

Bank hours from 9 A. M. to 3 P. M.

Open Saturday Nights to receive deposits from Six to Eight o'clock.

Six per Cent Interest Allowed.

C. D. STURTEVANT, Cashier.
fe23 1y A. PAILLET, Assistant Cashier.

SUCCESSION NOTICES.

Succession of Mrs. Willie Annie Micou, wife of J. Tharpe—No. 36,599.

SECOND DISTRICT COURT FOR THE PARISH of Orleans.—Whereas, Augustin Micou has petitioned the court for letters of administration on the estate of the late Mrs. Willie Annie Micou, wife of J. Tharpe, deceased, intestate. Notice is hereby given to all whom it may concern to show cause within ten days why the prayer of the said petitioner should not be granted.

By order of the Court.

se4 7 12* FRANK PACE, JR., Clerk.

Succession of François Bougere — No. 36,562.

SECOND DISTRICT COURT FOR THE PARISH of Orleans.—Whereas, Achille D. Bougere has petitioned the court for letters of administration on the estate of the late François Bougere, deceased, intestate. Notice is hereby given to all whom it may concern, to show cause within ten days why the prayer of the said petitioner should not be granted.

By order of the Court.

au31 se4 9* FRANK PACE, JR., Clerk.

Succession of Etienne Coulonge — No. 36,584.

SECOND DISTRICT COURT FOR THE PARISH OF Orleans.—Whereas, Mrs. Etienne Coulonge has petitioned the court for letters of administration on the estate of her late husband, deceased, intestate. Notice is hereby given to all whom it may concern to show cause within ten days why the prayer of the said petitioner should not be granted.

By order of the Court.

au31 se4 9* FRANK PACE, JR., Clerk.

Succession of Joseph H. Moore—No. 36,546.

SECOND DISTRICT COURT FOR THE PARISH OF Orleans.—Notice is hereby given to the creditors of this estate, and to all other persons herein interested, to show cause within ten days from the present notification, if any they have or can, why the account presented by Mrs. Victoria Moore, tutrix of this estate, should not be homologated and approved, and the funds distributed in accordance therewith.

By order of the Court.

au26 30 se4* FRANK PACE, JR., Clerk.

Succession of George Clark and Frances Ann Clark—No. 36,146.

SECOND DISTRICT COURT FOR THE PARISH of Orleans.—Notice is hereby given to the creditors of this estate and to all other persons herein interested to show cause, within ten days from the present notification, if any they have or can, why the accounts presented by the dative testamentary executrix of the deceased, should not be homologated and approved, and the funds distributed in accordance therewith.

By order of the Court.

au27 21 se6* FRANK PACE, JR., Clerk.

Succession of Sophie Enoul Dugue Livaudais, Widow of P. Auguste Delachaise—No. 34,956.

SECOND DISTRICT COURT FOR THE PARISH of Orleans.—Whereas, Robert J. Dugue has petitioned the court for letters of administration on the estate of the late Sophie Enoul Dugue Livaudais, widow of P. Auguste Delachaise, deceased, intestate. Notice is hereby given to all whom it may concern, to show cause within ten days why the prayer of the said petitioner should not be granted.

By order of the Court.

au27 31 se5* FRANK PACE, JR., Clerk.

Succession of Antonio Monjo—No. 36,488.

SECOND DISTRICT COURT FOR THE PARISH of Orleans.—Notice is hereby given to the creditors of this estate and to all other persons herein interested, to show cause within ten days from the present notification, if any they have or can, why the account presented by B. T. Parker, administrator of this estate, should not be homologated and approved, and the funds distributed in accordance therewith.

By order of the Court.

au 26 30 se5* FRANK PACE, JR., Clerk.

Succession of John Diendorf—No. 36,445

SECOND DISTRICT COURT FOR THE PARISH of Orleans.—Notice is hereby given to the creditors of this estate and to all other persons herein interested, to show cause within ten days from the present notification, if any they have or can, why the account presented by the administratrix of this estate should not be homologated and approved, and the funds distributed in accordance therewith.

By order of the court.

au30 se3 7* FRANK PACE, JR., Clerk.

Succession of Edward G. Gottschalk.

THE CREDITORS OF THE SUCCESSION OF EDward G. Gottschalk will please present their claims for approval, and all persons indebted to the said succession are requested to make payment at the office of the undersigned within ten days.

KENNEDY & CHIAPELLA,
Attorneys of Administratrix, No. 5 Carondelet street. au27 31 se4*

Succession of J. B. St. Amant—No. 34,040.

SECOND DISTRICT COURT FOR THE PARISH of Orleans.—Whereas, Mrs. Tournade has petitioned the court for letters of administration on the estate of the late J. B. St. Amant, deceased, intestate. Notice is hereby given to all whom it may concern to show cause within ten days why the prayer of the said petitioner should not be granted.

By order of the Court.

au31 se4 9* FRANK PACE, JR., Clerk.

Succession of Louis J. Frigerio, Sr.—No. 36,531.

SECOND DISTRICT COURT FOR THE PARISH OF Orleans.—Notice is hereby given to the creditors of this estate, and to all other persons herein interested, to show cause within ten days from the present notification, if any they have or can, why the account presented by testamentary executors of this estate should not be homologated and approved, and the funds distributed in accordance therewith.

By order of the Court.

au30 se4 9* FRANK PACE, JR., Clerk.

Succession of John L. Harris—No. 9874.

SECOND DISTRICT COURT FOR THE PARISH of Orleans.—Notice is hereby given to the creditors of this estate, and to all other persons herein interested, to show cause within ten days from the present notification, if any they have or can, why the account presented by R. A. Bourke, executor of this estate should not be homologated and approved, and the funds distributed in accordance therewith.

By order of the Court.

au31 se4 9* FRANK PACE, JR., Clerk.

CORPORATIONS.

CHARTER OF THE NEW ORLEANS, DALLAS AND GREAT WESTERN RAILROAD COMPANY.

STATE OF LOUISIANA.

PARISH OF ORLEANS—CITY OF NEW ORLEANS.

Be it known, that on this third day of September, in the year one thousand eight hundred and seventy-three, before me, John Bendernagel, a notary public in and for the parish of Orleans, State aforesaid, duly commissioned and qualified, and in the presence of the witnesses hereinafter named and undersigned, personally came and appeared Charles T. Howard, William P. Harper, William H. Roberts, Samuel L. James, Harmen R. Eppler, and Fitzwilliam Lonsdale, all of this city, who severally declared that availing themselves of the rights and privileges conferred by the laws of this State, relative to the organization of corporations, they have formed and organized, and do by these presents form and organize into and constitute a corporation for the objects and purposes, under the stipulations, regulations and obligations following, to wit:

ARTICLE I.

The corporate name and title of this corporation shall be THE NEW ORLEANS, DALLAS AND GREAT WESTERN RAILROAD COMPANY. Its domicile is hereby declared to be in the city of New Orleans, State of Louisiana.

ARTICLE II.

SECTION 1. The object and purpose of the company is to locate, construct, maintain and operate a road, beginning at a point on the Mississippi river at or near the town of Donaldsonville, in this State, thence running in a westerly direction to some point, to be hereafter determined, in the parishes of Lafayette, St. Landry and Calcasieu, to a point on the Sabine river opposite, or near the town of Salem, in the county of Newton, in the State of Texas; thence through the counties of Newton, Jasper, Tyler, Angelina, Cherokee and Henderson, Kaufman and Dallas, to some point at or near the town of Dallas, in the State of Texas.

SEC. 2. And for said purpose it shall have power and authority to have and enjoy succession by its corporate name, for the period of twenty-five years from the date of this act; to construct, sue and be sued in its corporate name; to make and use a corporate seal; to hold, receive, purchase, lease and convey, under its corporate name, property, both real and personal; to name and appoint such managers and directors and officers as its interest and convenience may require, to make and establish such by-laws for the proper management and regulation of its affairs as may be necessary and proper, and to have and enjoy and possess such other incidental powers and privileges as are now, or may hereafter, be conferred upon it as a corporation by the general, or by the special laws of the State of Louisiana or of the State of Texas, or of the United States of America, or by ordinances of any of the towns, cities or parishes of the States of Louisiana and Texas.

ARTICLE III.

The president of the company, or in his absence the vice president, or in the absence of both the secretary, shall be the proper officer upon whom citations and all other legal process or notice may be served.

ARTICLE IV.

The capital stock of this company shall be five million dollars, represented by fifty thousand shares of one hundred dollars each, with the privilege of increasing it to seven millions, if the majority of the stockholders at any time so elect.

This corporation shall go into operation as soon as one hundred thousand dollars shall have been subscribed, and seven days after such subscription five per centum thereof shall be paid in.

ARTICLE V.

SECTION 1. The corporate powers of this company shall be vested in a Board of Directors, composed of seven stockholders, to be increased to nine if deemed necessary.

SEC. 2. No person shall be eligible to or hold the office of director unless he shall own at the time of his election and during his term of office at least five shares of the capital stock of the company.

SEC. 3. No two members of the same firm shall hold at the same time seats in the board, but the owning by any firm of the requisite number of at least five shares shall render any one member thereof eligible to a seat in the board.

ARTICLE VI.

SECTION 1. On the first Monday of November, 1873, and thereafter on the third Monday in November in each year, there shall be an election for seven directors by the stockholders, or nine if the number shall have been increased as provided for in section one of article five of this charter; such election shall be held at the office of the company.

SEC. 2. At all elections or general meetings of the stockholders, each stockholder shall be entitled to one vote for every share of stock owned by him, and to cast said vote in person or by proxy; and except when otherwise required by law, a majority of the votes cast shall decide all elections or questions.

SEC. 3. In elections the vote shall be by ballot, and under the superintendence of two stockholders appointed by the board; or if the persons thus appointed, or either of them, should refuse or fail to attend, the president shall appoint others in their stead; or if the president is absent or omits to make such appointments they may be made by a majority of such of the stockholders who may be present at the hour and place appointed for the election.

SEC. 4. If from any cause an election should fail on the day appointed the president, or in his absence the vice president, shall forthwith call another meeting for the seventh day following, for the purpose of effecting said election, and continue to do so until a valid election of a majority of the number of directors shall be had. The other directors shall be elected by a majority as provided for in case of vacancy.

ARTICLE VII.

SECTION 1. The Board of Directors shall meet on the next Monday following their election, and shall proceed to fill up their number by election should the full number not have been elected at the stockholders.

SEC. 2. At the first meeting of the board they shall elect one of their number as president and another as vice president, who shall be president and vice president of the company.

SEC. 3. A majority of the board, counting the president as one, shall constitute a quorum, and the vote of the majority of such quorum shall constitute a valid corporate act.

SEC. 4. The board shall supply by election any vacancy, permanent or temporary, in the office of the president or vice president.

ARTICLE VIII.

SECTION 1. The Board of Directors shall have power to fill by election any vacancy that may occur in their own number between the annual elections; they shall elect all officers, define their salaries and the amount of their bonds, enact such by-laws, rules and regulations, and ordinances as they may deem necessary for the good government, welfare and support of the company, and may delegate to the president or to the committees of their own body, or to officers, agents, or attorneys in or out of the State, such powers as they may deem expedient, and not inconsistent with the corporate powers of the company.

SEC. 2. All officers, employes or servants of the company shall be removable at will, except the president and vice president.

SEC. 3. In case of failure on the part of any subscriber to pay the installments on his stock as required, the Board of Directors shall have the option, after thirty days' written notice to the delinquent, of forfeiting the stock and selling it for the benefit of the company, or of compelling by suit the payment of such installments, and no stockholder shall be permitted to vote while in default.

SEC. 4 All rules relative to the declaring of dividends or divisions of profits, as well as all other by-laws as aforesaid, shall be made by the Board of Directors, but they shall be subject to repeal, change, amendment or modification by the stockholders, at their meetings.

SEC. 5. The Board of Directors shall further have power and authority—

First—To issue bonds for such an amount of such denomination as they may by resolution determine, and secure the payment thereof by mortgage on the property.

Second—To contract for the construction of the road with any other railroad company that is now, or may hereafter be chartered by authority of this State, or of any other State in the Union, or to connect or consolidate with such other company.

Third—To accept in behalf of the company any and all grants, powers, privileges, franchises or extension of charter, which may be hereafter conferred upon the corporation by general or special laws.

Fourth—To acquire by purchase, lease, or in any other manner they may think proper, any other road or franchise which may have been, or may hereafter be constructed or acquired by any other company in the vicinity or in the line of the road which this company begins operations constructing.

ARTICLE IX.

SECTION 1. A stated annual meeting of the stockholders shall be held at the office of the company on the tenth day preceding the annual election of directors, to receive the report of the last year's operations and business, and for examination into the condition of the company, at which meeting a full statement of the financial and other affairs of the company shall be laid before the stockholders by the president and directors then in office.

SEC. 2. The Board of Directors may at any other time when they think proper, or whenever requested by stockholders representing three-fourths of the stock, call a meeting of stockholders to take into consideration and act upon any matters affecting the interests of the company.

SEC. 3. At such meetings stockholders may alter, amend or modify the charter, increase or diminish the capital stock of the company, or dissolve the corporation; provided three-fourths of the stock be present or represented; and on any proposition to amend the charter, to increase or diminish the capital stock or to dissolve the corporation the votes of the stockholders shall be recorded in writing, and the lists for recording the votes shall be closed within at least ten days from the day for which a meeting is called. Should three-fourths in amount of the whole number of shares vote for any proposed measure the lists may be closed immediately.

ARTICLE X.

SECTION 1. Stock books shall be kept in the office of the company, certificates of stock be issued to the shareholders, and no transfer of stock shall be binding on the company until the same is made on its stock books. No transfer of stock shall exempt the party transferring it from the obligation of paying the installments on such stock as may be called for unless fifty per centum of the amount of each shall have been paid.

SEC. 2. No stockholder in this corporation shall ever be held liable or responsible for the contracts or faults of the company in any further sum than the amount of the shares owned by him, or of the unpaid balance due by him to the company; nor shall any mere informality in organization have the effect of rendering this charter null, or of exposing a stockholder to any liability beyond the amount of his stock.

ARTICLE XI.

SECTION 1. The first Board of Directors shall be chosen so soon as the number of shares as provided for in article four of this charter shall have been subscribed. A election for the same shall be held at such time and place as may be designated by the commissioners charged with receiving subscriptions, hereinafter named; said first board shall remain in office until their successors are elected, as provided for in article six, and shall have organized.

SEC.