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; also, continued sale at Hart's Loan Office, corner of Gravier and St. Charles streets, unredeemed pledges—watches, jewelry, silverware, fire arms, etc.

BY PLACIDE J. SPEAR, at 11 o'clock, at corner of Chippewa and Eighth streets, contents of a blacksmith shop, wagon, cart, watch and chain, household, furniture, etc.

BY SHERIFF HARPER, at 10 o'clock, at No. 76 Tchoupitoulas street, contents of a hardware store. At 12 o'clock, at Merchants and Auctioneers' Exchange, lot, with buildings, corner of Carondelet and Pleasant streets. At 4½ o'clock, at corner of Goodchildren and Elysian Fields streets, contents of a drug store.

Local Intelligence.

AMONG THE ACTIVE FIREMEN, LAST NIGHT.—The annual elections for officers of the different fire companies in this department has commenced, and the boys are as warm in the contests as if they were off for Cuba with double barreled rifles. Never before was there displayed so much good natured ambition, balanced by a proper desire to do good, volutarily. Three important companies elected officers last night, namely: American Hook and Ladder No. 2, Louisiana Hose and Perseverance No. 13.

American No. 2 chose the following named gentlemen to rule over the company's destinies:

T. J. Connell, president; *T. C. Casserly, vice president. *Ed. Durrieve, treasurer; *J. V. Da Costa, recording secretary; George C. Rice, financial secretary; R. B. Hamilton, foreman; Dennis J. Sweeney, first assistant foreman; Warren Holmes, second assistant foreman; Ed. Lacour, warden; *W. J. Chevallier, *T. J. Connell, R. B. Hamilton, delegates to Firemens' Charitable Association; W. Holmes, Joseph Vigo, Jr., George Waters, substitute delegates; P. F. Arroyo, marshal; W. F. Bulger, aid to grand marshal; *W. F. Bulger, housekeeper; *Jackson Castello, tillerman.

*Re-elected.

After the election the members left their hall and marched down to McCloskey's restaurant, where a superb supper was invitingly spread up stairs. If the lads were not hungry when they entered, they were immediately afterward. Seated around the festive board could be seen many familiar faces, the owners of which many years ago glowed in earnest toil at every fire. Chevally, Heatherton, Kearnes, Menzies, Doran and many others whose names are just out of our memory were there, reminders of days which are past. A hearty meal was indulged in, followed by pleasant toasts. The living were happy in the possession of life, strength and health, and, mindful of this, President Connell spoke of the dead—T. J. Fox, who lost his life just two years ago last night, when the Varieties Theatre was burned. "To his memory" was drunk in silence. The supper demolished, the company dispersed, and the new year began.

Perseverance No. 13.—What shall be said for this old time, true and tried organization? The boys were all there, and they voted with a vim. The result is:

M. Finnerty, president; John Phillips, vice president; James Coll, secretary; J. Lipman, treasurer; John Fitzpatrick, foreman; P. Reardon, first assistant; C. Cain, second assistant; John Fitzpatrick, James Murray, M. Lardner, delegates; D. Moriarty, marshal.

Business over, the company retired to Cassidy's Hotel and partook of refreshments for the body, and enjoyed a hearty time. Foreman Fitzpatrick looked closely after the comfort of all.

Louisiana Hose.—With no number and desiring none this organization is ever prompt when duty calls, and on election day takes much pride in choosing its best men to fill the offices. The contest last night was quickly settled, and immediately thereafter the company adjourned to Dan Malone's Tattersalls to raise some spirits. Not content with that the boys called on several old friends and passed a friendly word. It will be seen by the following that the choice of officers is good:

President, *Joseph A. Brown; vice president, *N. B. Phelps; secretary, *J. L. Beruer; treasurer, *Daniel Malone; foreman, R. H. Benners; first assistant foreman, J. Fink; second assistant foreman, A. J. Stringer. Delegates to Firemen's Charitable Association, James I. Day, R. H. Benners, A. J. Shanwell. Substitute delegates to Firemen's Charitable Association, G. Yalets, Dave Snider, John Snider.

*Re-elected.

We are indebted to these companies for kind attentions, and so when they are in need of a friend they can draw on us.

Louisiana Good Will Fire Company No. 10.—At their meeting, held at their engine house on Dumaine street, Second District, the following officers were elected:

L. Josephson, president; Chr. Moskau, secretary; H. Odenthal, treasurer; John Buhler, foreman; Fritz Sternfelt, first assistant; M. Brisolara, second assistant; John Buhler, L. Josephson and A. Sambola, delegates to the Firemen's Charitable Association; John Stier, John Simon and G. Steenken, alternates; Anthony Sambola, grand marshal.

TWO KINDS OF COLLECTORS.—Last Saturday an elderly gentleman was on Conti street, searching for a debtor, intending to settle accounts, but he was unable to find his man. During the soft hours of Sunday he renewed his search, inquiring at every available point. Untortunately he asked the notorious Nellie O'Niel if she knew the long searched-for man. Smelling money in the affair she promptly responded that the person lived in her house and that he was at that moment inside, ready to receive any caller. Mr. Collector felt relieved, and immediately entered. He was no sooner behind the door than Nellie began to put in her work. Discovering that the collector was not strong she proceeded to rifle his pockets in the most approved style, stealing $250 from him. Collector kicked and squirmed, and finally raised his voice to such a sharp pitch that a policeman entered and arrested the pair. Collector told his story, but as nothing of value was found on her the tale was deemed very thin. However, almost anybody's word is better than Nellie's, and she has been guilty of more than one bad act, so there is a chance that she will see the new jury.

YOU ARE LIABLE TO BE DAMAGED.—A blind man might see that the several desks at police headquarters, in the front office, are for the single use of press reporters. It occasionally happens that a stout man with a big club looks earnestly for a reporter, therefore it might possibly be unfortunate for an outsider to intrude on the aforesaid chairs. Let it be understood that those desks and chairs are not for public use at any hour in the day or night. Possibly a stronger reminder than this will be urged on persons who drop their weary bodies in those seats.

RETURNED.—Mr. E. E. Adams, whose peculiar signature graces Metropolitan Police warrants, has returned, he having enjoyed a little voyage out West. His excursion was beneficial to him, physically and financially.

MORTUARY.—The number of deaths in this city for the week ending Sunday evening last at six o'clock was 116. The causes of death were as follows:

Two of apoplexy, 1 of bronchitis, 1 of cancer, 1 of cancer of breast, 1 of cholera infantum, 2 of cirrhosis of liver, 1 of congestion, 7 of congestion of the brain, 3 of congestion of the lungs, 11 of consumption, 1 of adult convulsions, 5 of infantile convulsions, 1 of cyanosis, 1 of croup, 3 of adult debility, 1 of infantile debility, 1 of diarrhea, 3 of chronic diarrhea, 4 of dropsy, 1 drowned, 3 of dysentery, 2 of diphtheria, 1 of entero-colitis, 2 of congestive fever, 1 of gastric fever, 1 of puerperal fever, 1 of scarlet malignant fever, 2 of malarial fever, 3 of yellow fever, 1 of gastro enteritis, 1 of hemorrhage from the womb, 4 of heart disease, 1 of inflammation of the bowels, 1 of inflammation of the liver, 1 of inflammation of the throat, 1 of inflammation of the mouth, 1 of intemperance, 2 of lockjaw 1 of infantile marasmus, 2 of meningitis, 1 of old age, 4 of pneumonia, 1 of poison, 1 of rheumatism, 10 of small-pox, 1 of strangulated hernia, 3 of teething, 4 of tetanus nascentium, 1 of tabes mesenterica, 1 of uraemia, 1 of ulceration of the bones, 1 not stated, and 10 were stillborn.

PELICAN MUTUAL BENEVOLENT ASSOCIATION.—After the labors of a year a single day of recreation was in proper order, therefore the members of this well known and useful society devoted last Sunday to a bit of pleasure. They gathered at their hall, corner of St. Louis street and Exchange alley, and formed in line of march, traversing most of our principal streets. At almost every crossing fair hands presented wreaths and bouquets, in token of appreciation of kind deeds that are now of record. The parade completed, the association halted at Antoine Alciator's restaurant, No. 50 St. Louis street, where an abundance of good things melted away before the appetites of healthy men. After the cloth was removed numerous pleasant things were said, for all present were tolerably well satisfied with themselves and the rest of mankind. Our wish and hope is that the Pelicans may never fly away from their own shadows.

AN INAUGURATION.—An invitation is on our table to be present next Monday evening at the St. Louis Cathedral, to witness the inauguration of the altar to Our Lady of Lourdes. This is mainly to display the artistic work by Mr. G. Soulie, of Paris, being the only specimen in this country.

GOING DOWN INTO THE SULPHUR MINE.—Mr. Berrolmans, an engineer with a European reputation, after loitering in New Orleans a few days, started for the Calcasieu sulpur mine, and will immediately take direct charge of the work of sinking a shaft. The patent machinery is on the spot and only requires the engineer's skill to make it operate successfully. Mr. De Ham, the contractor, has not arrived, but it is expected that he will be here in a few days, and then Louisiana will give the world a product of great commercial value.

WENT ALL AROUND.—Men, holding books jammed with bills due and overdue, were seen in all directions yesterday, first of the month. Their air was demure, and about the only things they collected were flat refusals or denials. Collectors looked like disappointed antiquarians.

WE ARE INFORMED.—Mr. Tom W. Curley, engineer of Washington Fire Company No. 20, informs us that the members will hold the annual election this evening, after which there will be an adjournment to No. 46 Magazine street, where Mr. Steve McNamara practices at the bar. Mr. Curley will be as agreeable as he possibly can under the dispensation of human happiness.

CHARITY HOSPITAL.—Mr. P. M. Tourne, clerk of the Charity Hospital, sends us the following report for November:

Admissions, 499; discharges, 411; deaths, 83; remaining December 1, 521. Nativity of patients admitted: Foreigners, 328; United States, 168; unknown, 2; at sea, 1. Total, 499.

BRIEF MENTION.—John Sharples, a sailor, accidentally fell into the river head of Montagut street and was drowned. He belonged to the ship Scioto.

James Duggan and John Stubbs failed to agree on some important national or unimportant personal matter, and the result was that Duggan felt cold steel in his neck. Stubb was arrested at the corner of Poydras and Baronne streets, and Duggan sent to the Charity Hoshital.

John Cotton and Henry King were retired to a calaboose for stealing a very valuable gold watch from some one on the steamboat John Kyle.

Maggie Shelby, No. 133 Conti street, desired to know what kind of a corpse she would make, so absorbed a dose of cold. She was brought back from the river Styx by a hard hearted doctor.

AMUSEMENTS.

Academy of Music.

The announcement that the new drama of "Bertha, the Sewing Machine Girl," with a strong cast of characters, would be performed at the Academy, was the means of drawing a large and fine audience within the walls of Mr. Bidwell's cosy little theatre last night. That the new play attracted and pleased so many of the gentler sex, those in sympathy with the poor sewing girl, and knowing her hardships, is a most certain evidence of the success of the piece. The drama itself is one of more than ordinary merit. Mr. Charles Foster, the author of the dramatic version, is an acknowledged skillful playwright. The fault of most of his pieces is that they are written to order for stars, and make prominent one character, leaving only shadowy outlines of all others. "Bertha" originated under more fortunate circumstances, so far as incentive to produce a good play was concerned. It was written to run, and for a strong and talented company in New York, and he made for each character the most the story allowed. The heroine is one of everyday life—one of whom thousands can be found in any city, toiling for sustenance, yet honest and refined. In the drama she is made the victim of circumstances, plotted against, accused of theft, put in prison; and the temptations she withstands and her final just reward is an eloquent lesson in behalf of truth and goodness. Miss Alice Harrison acted *Bertha* throughout with great good taste. She grasped the salient points in the character, and gave it the spirit and pathos the author intended. Mr. E. T. Stetson acted *Jack Ryerson*, a rough diamond, and acted it well. The excellent young actor, Mr. T. Collins, also appeared to advantage as *Philip Hamilton*. The same play will be repeated this and to-morrow evening.

On Wednesday noon, as we have previously announced, Mr. Bidwell will give an extra "Bertha" and gift matinee, and will present a fine Wheeler & Wilson sewing machine to the visitor holding the lucky number. The gift numbers are free to all who purchase tickets of admission, and all will be represented in the drawing. The house will be sure to be filled, but one person has as good a chance as another in the drawing, and some one of the audience will get the machine.

St. Charles Theatre.

It is most certain that good plays and good acting will draw a fair patronage in this city at all times. The reports regarding "Maum Cre" and Mr. Joseph Murphy's characterizations therein served to draw a good house at the old St. Charles. The play is one of the best of modern Irish dramas. It is full of romance and pathos. Young *Pat Donnelly* takes leave of the old mother in the emerald land, and wanders to America an exile, bringing with him "a handful of earth" from the land of his birth, which he often refers to and sings over as the only relic of his home. His experiences on board ship and in this country are varied, and at the present writing we can not speak so fully of the drama as it deserves. In it Mr. Murphy enacts six distinct characters, and sings a number of new and beautiful songs. The play will run during the week.

The Opera.

Last night "La Juive" was the attraction at the temple of the lyric drama. M. Gueymard was resolute. He evidently felt his score in "La Juive" would determine his standing with the New Orleans public. Gueymard ranks well with us, and his voice, though singularly needy in the upper notes and faulty in the high register, is yet worthy of much praise for its lower tones and middle detondeon. To borrow from a contemporary, "he smoothes his angles," whatever that may mean. To-night we are to have "La Favorite," a grand opera in four acts, with M. Gadilhe as *Fernand*, M. Devoyod as *Alphonse*, M. Feitlinger as *Balthazar* and Mme. Denain as *Leonore*.

War Business.

The St. Louis *Globe* says:

Captain John N. Boffinger has contracted with the Secretary of War to transport to Pensacola, Florida, all the cannon, guns, fixed ammunition and war material generally which are at the arsenal. Captain Boffinger is advised to be in a hurry about it.

Major Mckee, ordnance officer at the arsenal, has been ordered to Pensacola, Florida, to assist in mounting heavy guns at the fort.

COURT RECORD.

MONDAY, DECEMBER 1, 1873.

United States Circuit Court.

The following suit has been commenced: Frank M. Ames vs. New Orleans, Mobile and Texas railroad, and William Pitt Kellogg.—Orator's bill sets forth the incorporation of the defendant company, November 24, 1866; the issuance of bonds; the partial construction of the line from Alabama to New Orleans; that March 15, 1870, they issued bonds, secured by mortgage, to Oakes Ames and E. D. Morgan as trustees; that in the change of name of the road this mortgage was recognized; that plaintiff and S. L. Post were elected trustees in place of Ames, deceased, and Morgan, resigned; that second mortgage bonds were issued to H. J. Gardner and Peter Butler, who, on default, brought suit and caused the road to be sold, thus divesting it of its corporate franchises. Orator prays that he as trustee, may administer his trust of property on the west side of the Mississippi; that an order of sale be allowed and the first mortgage recognized as paramount.

Supreme Court.

The following decisions were rendered:

REHEARINGS REFUSED.

No. 4452. State ex rel. V. Allain et als. vs. James Graham, Auditor.

No. 2974. Succession of J. K. Elgee.

No. 4710. Commissioner of Emigration vs. C. L. Brandt et als.

No. 3699. State ex rel. Blakemore, Woolbridge & Co. vs. James Graham, Auditor.

No. 4584. Mary Clark Winter vs. H. Tonnodie, public administrator.

No. 4019. Stackhouse vs. Zuntz.

REHEARINGS GRANTED.

Nos. 3701 and 3692. New Orleans, Mobile and Chattanooga railroad vs. city of New Orleans and Charles Morgan.

BY CHIEF JUSTICE LUDELING.

No. 4029. Howard, Preston & Barrett vs. William H. Simmons, appellant.—From the Fifth District Court of Orleans. Rehearing. The court adheres to its original opinion.

Justice Wyly dissenting.

No. 4337. In re succession of J. M. Cabellero, opposition of J. M. Cute, appellant. From the Second District Court of Orleans. Rehearing. The securities not having been cited, the judgment against them was improperly rendered. 6 N. S., 635; 3 La., 434; 9 A., 85. The judgment is therefore modified by annulling the decree against the sureties, and in other respects to remain undisturbed.

No. 2778. William Grant, curator and appellant, vs. Norton & Macauley.—From the Fifth District Court of Orleans. Motion to dismiss the appeal on the grounds that all the parties are not included; that the citation is defective and that the year has elapsed, is granted (C. P. 503, 567) and appeal dismissed.

No. 4692. James Reid, appellant, vs. Louisiana State Lottery Company.—From the Superior District Court. Motion to dismiss appeal refused.

BY JUSTICE TALIAFERRO.

No. 2923. Eugene H. Levy, appellant, vs. Pike, Brother & Co.—Rehearing. The deposit being a gratuitous one, the depositary is not to be held to that rigid accountability he would have been had the contract been one of hiring. C. C., 2937, 2938. Judgment first rendered reversed and the judgment of the district court affirmed with costs.

Mr. Justice Wyly adheres to the original opinion.

No. 4613. City of New Orleans vs. Robert J. Ker, appellant.—From the Superior District Court. Suit to enforce the payment of taxes. Answer, that the amount is more than the city is authorized to impose, the rate of taxation for 1871 being two per cent; that by publication in the REPUBLICAN it is cited for $954 38; that the judgment could not be for more than the amount which he was cited; that he is worth $25,950, which at two per cent would make his tax $519. The judgment was for $804 38. The case is remanded for further proceedings.

No. 4608. State ex rel. F. A. Monroe, appellant, vs. E. Meunier.—From the Superior District Court. The relator claims that he received a plurality of the votes cast for the office of judge of the Third District Court, and was commissioned by the Governor November 21, 1872; that he was in possession of the office until December 17, 1872, when he was ejected by the defendant. A peremptory exception is filed by the defendant, setting forth that he was duly elected; that counting votes is not a judicial proceeding; that the intrusion act does not embrace this case, and that petition discloses no cause of action. The district court sustained the exceptions, the judge refusing to recuse himself to which relator excepted. The court refused to allow the exception to be filed as disrespectful. We think the rulings of the court were correct. See Colin vs. Knoblock; Bonner vs. Lynch, 25 A. Judgment affirmed.

No. 4717. John B. Hubbard vs. Susan D. Moore, appellant.—From the Fifth District Court of Orleans. Motion to dismiss on the ground that the bond was not filled up in the space left for the name of the surety. The surety's name is mentioned in the body of the bond, and he signed it with the principal. Motion overruled.

No. 4787. State ex rel. Mrs. Sarah Richardson, appellant, vs. the judge of the Fourteenth Judicial District.—Relator enjoined an order of seizure and sale, and the injunction was dissolved. She applied to this court for a mandamus ordering the court below to grant a suspensive appeal on a bond of $500. The relator can only avail herself of a suspensive appeal by conforming with article 575 of the Code of Practice and giving bond exceeding by one-half the amount of the judgment. Rule discharged and relator granted an appeal on furnishing the proper bond. Justices Howell and Wyly dissenting.

BY JUSTICE HOWELL.

No. 4828. State ex rel. F. C. Mahan vs. judge of the Fifth District Court of Orleans.—The relator asks a writ of prohibition, on the ground that the order of sale is beyond the jurisdiction of the court *a qua* after a suspensive appeal was taken. Writ made perpetual.

No. 4756. Mrs. Elizabeth Evans, wife of John Mullahy, vs. C. S. Sauvinet, appellant.—From the Fourth District Court of Orleans. Motion to dismiss appeal overruled.

No. 4631. City of New Orleans vs. Salamander Insurance Company, appellant.—From the Superior District Court. The question is, can the defendants be taxed, having paid a license of $1000 to the State? The provisos in the acts No. 42 of 1871 and No. 14 of 1872 refer simply to the license tax, and not to taxation on the property, capital, etc., of insurance companies. Judgment affirmed.

No. 4338.—In re Commissioners of First Draining District praying for homologation of the assessment roll. Appeal from the Seventh District Court of Orleans. The constitutional questions were settled in the case of the Draining Company, 11 A. 370. Ordered that the judgment appealed from be reversed and the opposition dismissed; also further ordered that the assessment roll, except the portion designated as "Book No. 2 B," be approved and homologated, and this approval operate as a judgment against the property described and assessed, with ten per cent additional for costs and counsel fees. Justice Wyly dissenting.

BY JUSTICE WYLY.

No. 4772. François Lacroix vs. judge of the Fifth District Court.—October 15, 1872, the court below set aside the suspensive appeal in Mrs. S. Coston vs. François Lacroix on the ground of insolvency of the security. May 21, 1873, execution was ordered. The amount of the judgment is $1145, with interest from May 21, 1872. A bond of $1800 would be sufficient. The relator gave one of $3500. It is proved that the security is worth $2000 and owes no debts. We think the security sufficient. The respondents contend that a verbal agreement was made to pay the judgment if they would release the property for thirty days. We see no force in this defense. The suspensive appeal being in force, respondents conceded nothing. The prohibition is made perpetual. Justices Howell and Morgan dissenting.

Nos. 4571 and 4572. Adams, Cockburn & Picton vs. Jesse Beaty et als.—Appeal from the Fifth Judicial District. Rehearing. Remanded to lower court.

No. 4705. Mrs. Charlotte M. Conner, appellant, vs. Mrs. A. L. Braster.—Appeal from Second District Court of Orleans. The will makes no express mention that the witnesses were present. That they came with the testator to the office of the notary is not sufficient. The instrument does not conform to Revised Statute, 578, and is void. See 31 A., 115; 12 L., 117; 8 A., 469; 11 A., 108; 20 A., 203. Judgment annulled, and nuncupative will of John Thomas Osborne be annulled and avoided.

No. 4703. State of Louisiana vs. William Thomas, appellant.—From Second Judicial District. The defendant was indicted for and convicted of murder, and sentenced to death. His appeal is dismissed, on the ground that the transcript filed is manifestly incomplete, and the faults imputable to the appellant.

No. 3021. John F. Mills, appellant, vs. J. A. Massie.—From the Sevent District Court for the parish of Orleans. Judgment affirmed.

No. 4095. Bradford, Lea & Inney vs. Bank of America, Charles Case, apellant.—From the Seventh District Court for the parish of Orleans. Motion to dsmiss appeal denied.

No. 2462. Louis Laburie, appellant, vs. Moore, Janney & Hyams.—From the Sixth District Court for the parish of Orleans. Plaintiff appeals from a judgment dissolving with damages his injunction of the executory process sued out by defendants on his mortgage note of $3000. The defense is that the note was made without consideration, and that defendants were aware of this. It is not sustained by the evidence. We are satisfied that the note was given to make up a deficiency owing to the depreciation of Slaughterhouse stocks pledged. Judgment amended increasing the damage to twenty per cent, and as thus amended is affirmed.

BY JUSTICE MORGAN.

No. 4743. Bernard Lacaze vs. Mrs. Elizabeth Nagel, appellant.—From the Sixth District Court of Orleans. Appeal dismissed.

No. 4778. State ex rel. Pierre Ingloire vs. A. L. Barbin, sheriff, appellant.—From the District Court of Avoyelles. This is a contest for office. On motion to dismiss the appeal on the ground that the transcript was not filed at the proper time, and is not complete, the court dismissed the appeal.

No. 4394. Mrs. A. M. Jennings, appellant, vs. Mrs. F. M. McConnico.—From Fourth District Court of Orleans. Judgment affirmed.

No. 4433. State ex rel. James Dorsey vs. Board of Metropolitan Police, appellants.—From the Eighth District Court of Orleans. Plaintiff obtained judgment for $1180 80 for pay as sergeant, and asks that defendants be compelled to issue warrants for the amount. The judgment of the lower court is affirmed.

No. 4644. Marcelin Goudry, appellant, vs. J. Jeanneaud & Co.—Rehearing. Judgment heretofore rendered reversed, and judgment of the district court affirmed.

No. 2948. Christian Schopp vs. Charles Kummel, appellant.—Rehearing. Judgment to remain undisturbed.

No. 4328. Charles A. M. Pouz vs. August Reggio; Blanchin & Giraud, garnishees.—Appeal from the Seventh Disrict Court of Orleans. Poutz obtained two judgments of $1047 75 and $6843 59, less a credit of $1500. The garnishees, in answering he interrogatories, deny owing the defendant. Poutz traverses these answers, and affirms they are false. The Pointe-au-Chicts plantation was sold to effect a partition in the Reggio family. Auguste Reggio purchased it for $90,000. One of the heirs is Edmond Reggio, minor son of Auguste. His interest is $14,899 79, and Auguste gave a special mortgage on the plantation to secure it. The sale took place April 1, 1844. Mortgage was reissued December 4, 1869. Edmond Reggio is insane, and was interdicted January 15, 1870. His brother Octave, as his curator, obtained a judgment against Auguste for $14,899 79 February 1, 1870. February 5 a writ of fieri facias was issted, and the property seized. On the twenty-eighth of November, 1867, Auguste Reggio sold the undivided half of the plantatin to Poutz for $33,000 cash, binding himself to release the mortgage. This he never did. Poutz obtained a judgment on which the plantation was sold February 5, 1870, and purchased by Blanchin & Giraud. The curator dispensed them from paying the amount due in cash. The purchase price was $47,000, and $14,320 was paid the sheriff as due Poutz. All these facts were within his knowledge and he took nosteps to compell Auguste to comply with his contract. The plaintiff contends that the reinscription of the mortgage did not reinstate it, and that it was barred by the prescription of twenty years. The entry is, "Reinscribed at the request of Mr. Auguset Reggio, December 4, 1869." The district judge thought this amounted to nothing, and this court thought so too. The original mortgage is fully set forth in the act of partition and sale, and the debt to the minor specially set forth. The recital of reinscription refers to the inscription and not te the original mortgage. It has never been held that it is necessary to make an entire copy to make a valid reinscription. See succession of Pete, 6 A. 242; Rogers vs. Chandler, 6 A. 349. It is apparent Poutz knew of the debt. Auguste and Octave Reggio swear the debt was constantly acknowledged. The reinscription was anterior to Poutz' judgment. Since 1855 all debts bear five per cent interest. The price of the plantation was one-third for slaves and two-thirds for land, making that price about $13,000, which, with the interest, far exceeds the amount in the garnishee's hands. Judgment heretofore rendered reversed, and that of the district court also reversed. Judgment given in favor of the garnisheer, and Octave Reggio as curator plaintiff to pay costs in both courts.

Superior District Court.

Benjamin J. Taylor vs. New Orleans, Jackson and Great Northern Railroad.—Plaintiff alleges a contract to transport a large amount of lumber from the car works, sixty miles, to New Orleans, and a failure to carry it out, by which he was prevented from fulfilling his contract with Eager, Ellerman & Co., and was damaged to the extent of $6000 in expenses in felling the lumber and $2500 in lost profits.

First District Court.

INFORMATIONS FILED.

Assault with a dangerous weapon—H. T. Lawler, John J. Barnett.

Assault and battery—Jim Johnson, John Tresser.

Carrying concealed weapons—Joseph M. Rosetta.

Larceny—Mrs. Hart, Charles Austin, Mary Jane Callan, Moses Johnson, Kate Wells, Clara Mitchell, George Anderson, alias Pinkney, Hugh Sheridan.

NOLLE PROSEQUI ENTERED.

J. W. Leiser, for assault and battery, and George Ticket, alias Miller, for horse stealing.

ARRAIGNED.

Thomas A. Wallace, wounding less than mayhem; plea of not guilty.

SENTENCED.

State vs. Louis Willis, alias Pugh.—Larceny, one day in Parish Prison; assault and battery, one day in Parish Prison.

State vs. Henry Johnson.—Larceny, ten days in Parish Prison.

Second District Court.

The successions of Mrs. M. J. E. Scott and Pierre E. Wiltz have been opened.

Meteorological and River Report.

The signal service, United States army, reports, for the benefit of commerce, the meteorological record, and rise or fall of the rivers, at 3:43 P. M., local time, yesterday, as follows:

Place.	Ther.	Wind.	Weather.
Cairo	65	S.	Cloudy.
Chicago	39	S. E.	Light rain.
Cincinnati	57	S.	Cloudy.
Dubuque	36	S. E.	Light rain.
Keokuk	53	S. E.	Threatening.
Galveston	63	S. E.	Threatening.
Leavenworth	65	S. W.	Cloudy.
Louisville	62	S. E.	Fair.
Memphis	65	S. E.	Cloudy.
Nashville	65	S.	Cloudy.
New Orleans	67	E.	Fair.
Pittsburg	36	N. E.	Light rain.
Shreveport	69	S.	Cloudy.
St. Louis	62	S.	Cloudy.
St. Paul	31	E.	Cloudy.
Vicksburg	71	S.	Fair.
Fort Gibson	64	S. E.	Cloudy.
Yankton	21	W.	Cloudy.
Fort Sully	19	N. W.	Cloudy.

THE RIVERS.

Stations.	Rise, inches.	Fall, inches.	Above low water mark. Ft.	In.
Cairo			15	5
Cincinnati		22	5	5
Leavenworth		4		5
Louisville		1	7	7
Memphis	18		8	2
Nashville		32	15	4
New Orleans	1			9
Pittsburg			7	
Shreveport			12	5
St. Louis			4	8
Vicksburg			6	6
Yankton			5	1

The river here is thirteen feet four inches below high water mark of 1871.

SPECIAL NOTICES.

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.

POLITICAL NOTICES.

Notice.—The members of the Thirteenth Ward Radical Republican Club are notified that an election of officers will take place at the meeting of said club to be held at Evening Star Hall, Cadiz street, on WEDNESDAY EVENING, third instant, at seven o'clock.

A. DEJOIE, President.
P. J. MALONEY, Secretary. de2 2t*

WANTED.

WANTED—FOR THE UNITED STATES NAVY, Coppersmiths, Boilermakers, Carpenters, Caulkers, Firemen, Seamen, Ordinary Seamen and Landsmen. Apply at No. 1 Marigny buildings, between 9 A. M. and 3 P. M., daily.

D. C. KELLS,
Lieutenant Commander United States Navy.
no30 3t

POUND NOTICES.

DEPARTMENT OF POLICE,
New Orleans, November 25, 1873.

WAS BROUGHT TO THE SECOND DISTRICT Pound, corner of St. Philip and Tonti streets—

One Red Kentucky COW.

Which, if not claimed within five days and the expenses thereon paid, will be sold at public auction, at said pound, on TUESDAY, December 2, 1873, at twelve o'clock M.

ROBERT BREWSTER,
No. 29—no26 Administrator.

BANKS AND BANKING.

THE FREEDMEN' SAVINGS AND TRUST COMPANY,

A 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 fro Six to Eight o'clock.

Six per Cent Interest Allowed.

C. D. STURTEVANT, Cashier.
HENRY BACAS, Assistant Cashier.

LOTTERIES.

LOUISIANA STATE LOTTERY

COMBINATION PLAN.

DRAWS DAILY.

CAPITAL PRIZES

$6000,

$5000,

$4500.

All orders should be addressed to the Manager' office, corner of St. Charles and Union streets, New Orleans.

TICKETS ONLY ONE DOLLAR;

Shares in Proportion,

Sent to any address on receipt of the price of tickets or fractions.

THE POLICY PLAN

ALSO

DRAWN DAILY.

BEWARE OF BOGUS LOTTERIES.
de24 1y

DRAWING OF THE LOUISIANA STATE LOTTERY FOR DECEMBER 1, 1873.

CLASS 285.

1	2	3	4	5	6	7	8	9	10	11	12	13	14
26	71	62	24	1	65	30	5	41	58	55	27	—	—

The above drawings are published in the principal papers, and are drawn in public daily at the rooms of the company.

Witness our hands at New Orleans, Louisiana, this first day of December, 1873.

H. PERALTA,
ADAM GIFFEN,
Commissioners.
BEWARE OF BOGUS LOTTERIES. ad22

$300,000.

MISSOURI STATE LOTTERY.

Legalized by State Authority and Drawn in Public in St. Louis.

GRAND SINGLE NUMBER SCHEME.

50,000 NUMBERS.

CLASS M, TO BE DRAWN DECEMBER 31, 1873.

5880 Prizes, Amounting to $300,000.

1 prize of	$50,000	530 prizes of	$100	$100
1 prize of	13,450	9 prizes of	1000	1000
1 prize of	10,000	9 prizes of	500	500
1 prize of	7,500	9 prizes of	300	300
4 prizes of	5,000	9 prizes of	250	250
4 prizes of	2,500	35 prizes of	200	200
20 prizes of	1,000	56 prizes of	150	150
20 prizes of	500	130 prizes of	100	100
40 prizes of	250	5000 prizes of	10	10

Tickets $10. Half tickets $5. Quarters $2 50.

Our lotteries are chartered by the State, are always drawn at the time named, and all drawings are under the supervision of sworn commissioners.

The official drawing will be published in the St. Louis papers, and a copy of the drawing sent to purchasers of tickets.

We will draw a similar scheme the last day of every month during the year 1873.

Remit by postoffice money orders, registered letter, draft or express.

Send for a circular. Address

MURRAY, MILLER & CO.,
Postoffice box 2446, St. Louis Missouri.
ap10 eod Wly

CONSTABLES' SALES.

I. Levi & Co. vs. H. Cohn—Second Justice Court for the parish of Orleans, Nos. 4776 and 4777.

BY VIRTUE OF TWO WRITS OF FIERI FACIAS to me directed by the Hon. W. L. Evans, second justice of the peace in and for the parish of Orleans, in the above numbered and entitled suits, will proceed to sell at public auction, on SATURDAY, December 13, 1873, at twelve o'clock M., at No. 178 Baronne street—

A LOT OF DRY GOODS and other effects, as per inventory on file in my office.

Seized in the above suits.

Terms—Cash on the spot in United States currency.

de2 7 13 JOHN McCORMICK, Constable.

J. Charles de Mahy vs. A. E. Carlon and Joseph Graves—Fourth Justice Court for the Parish of Orleans, No. 7075.

BY VIRTUE OF A WRIT OF PLURIES FIERI facias to me directed by the Hon. John Cain, Fourth Justice of the Peace in and for the parish of Orleans, I will proceed to sell at public auction, at the Louisiana Paper Mill, situated on Liberty street, near the New Basin, on TUESDAY, December 9, 1873, at twelve o'clock M., the following described property, to wit—

ABOUT 200 OR 300 FEET OF IRON PIPE (for purpose of furnishing water to the Paper Mill manufactory) AND TWO WOODEN SHADES, belonging to A. E. Carlon, one of the defendants herein.

Seized in the above entitled suit.

Terms—Cash on the spot.

no26 de2 9* J. W. JONES, Constable.

Mrs. Jane W. Bebee vs. T. A. Bartlette—Second Justice Court for the parish of Orleans—No. 4731.

BY VIRTUE OF A WRIT OF FIERI FACIAS to me directed by the Hon. W. L. Evans, Second Justice of the Peace in and for the parish of Orleans, in the above suit, I will proceed to sell at public auction, on SATURDAY, December 13, 1873, at No. 252 Annunciation street, at twelve o'clock M.—

A LOT OF HOUSEHOLD FURNITURE.

Seized in the above numbered and entitled suit.

Terms—Cash on the spot in United States currency.

de2 7 13 JOHN McCORMICK, Constable.

Mrs. Jane W. Beebe vs. T. A. Bartlette and P. J. Cockburn, in solido—Second Justice Court for the parish of Orleans, No. 4725; Same vs. Same, No. 4726; Same vs. Same, No. 4727; Same vs. Same, No. 4728; Same vs. Same, No. 4729; Same vs. Same, No. 4730.

BY VIRTUE OF SIX WRITS OF FIERI FACIAS TO me directed by the Hon. W. L. Evans, Second Justice of the Peace in and for the parish of Orleans, in the above entitled suits, I will proceed to sell at public auction, at No. 252 Annuciation street, on SATURDAY, December 13, 1873, at twelve o'clock M.—

A LOT OF HOUSEHOLD FURNITURE, seized in the above numbered and entitled suits.

Terms—Cash on the spot, in United States treasury notes.

de2 7 13 JOHN McCORMICK, Constable.

U. S. MARSHAL'S SALES.

Meacham & Farnham vs. Tramontana & Co., and Wiley, Wicks & Wing vs. Louisa Pace, wife of R. Tramontana, deceased, and Frank Pace, Jr.—Nos. 6852 and 6919.

IN THE UNITED STATES CIRCUIT COURT FOR the Fifth Circuit and District of Louisiana.—By virtue of two writs of fieri facias to me directed in the above entitled suits, I will proceed