New Orleans Republican.

OFFICIAL JOURNAL OF THE UNITED STATES

OFFICIAL JOURNAL OF NEW ORLEANS

AUCTION SALES THIS DAY.

For Auction and Sheriff Advertisements See Supplement.

BY R. M. & B. J. MONTGOMERY, at 11 o'clock, at the corner of Camp and Natchez streets, a general assortment of new and second-hand furniture, etc. At Hart's Loan Office, corner of St. Charles and Gravier streets, diamonds, watches, jewelry, etc.

BY THE UNITED STATES MARSHAL, at 12 o'clock, at the Customhouse, the schooner Monadnock, her boats, tackle, etc., and her cargo of mahogany logs.

BY PLACIDE J. SPEAR, at 3½ o'clock, at No. 96 Basin street, south, mule, cart, harness, cord wood, etc.

BY HOFFMAN, MARKS & CO., at 1 o'clock, on the premises, the contents of the building known as Locquet Institute, No. 253 St. Charles street.

BY SHERIFF HARPER, at 12 o'clock, at the Merchants and Auctioneers' Exchange, the Picayune newspaper establishment, real estate situated in the First and Second Districts of this city.

Local Intelligence.

BOGARDUS VS. CHARLEVILLE — *Pigeon Shooting.*—Few cities in this country offer such fine opportunities as does New Orleans for out-door sports, yet we have, until a few years past, been far behind nearly every community in indulging as far as is practicable. Such sport as pigeon shooting is quite unknown in this section, but there is a prospect that we shall learn something of it hereafter. The advent of Captain Bogardus, who has something of a national reputation, caused a match to be made, when Mr. Charleville, gun store at No. 55 St. Charles, agreed to meet him last Sunday on Oakland Course, to furnish a public exhibition. The simple announcement was sufficient to open the eyes of many of our best shots, who determined to witness the operation. It must be remembered that Mr. Charleville does not make great pretensions in this line, therefore his summary looks well. The day was not auspicious, still a large number of gentlemen attended. Twenty-five single birds, at thirty yards rise, was the agreement, and was a greater distance than is usual in such matches. As was expected, Captain Bogardus was the victor, he bringing down seven out of ten birds; Mr. Charleville taking in four.

After this Captain Bogardus announced that he would give a specimen of his fast shooting—that is, killing twenty five pigeons in four minutes, using four traps with two birds in each. The traps worked poorly, so that the birds could not rise properly, therefore the attempt was abandoned. The stranger then gave a display of his talent by killing birds let loose from hand. As one of the principal features failed, the exhibition will be renewed next Sunday on Oakland course, when the traps will be in working order. On that occasion the captain will shoot with Messrs. Charbonnet and LeBreton, gentlemen who can handle shot guns as deftly as anybody when good game is in sight. Mr. Charbonnet will undertake to kill fifty pigeons in eight minutes at next Sunday's exhibition, and some of his friends are willing to "lay $10 down" that he will succeed. All who take delight in these things will be gratified next Sunday.

MORTUARY.—The number of deaths in this city for the week ending Sunday evening last at six o'clock was 110. The causes of death were as follows:

One of albuminuria, 1 of aneurism of aorta, 4 of apoplexy, 1 of bronchitis, 1 of cholera infantum, 1 of cirrhosis of liver, 6 of congestion of the brain, 1 of congestion of the liver, 13 of consumption, 2 of infantile convulsions, 1 of cyanosis, 1 of croup, 1 of adult debility, 2 of infantile debility, 2 of diarrhea, 1 of dropsy, 2 drowned, 4 of dysentery, 2 of chronic dysentery, 1 of diphtheria, 1 of epilepsy, 1 of entero-colitis, 1 of erysipelas, 1 of bilious fever, 2 of malarial fever, 1 of gastro enteritis, 1 of hemorrhage from the lungs, 5 of heart disease, 1 of valvular disease of heart, 1 of hysteria, 1 of inflammation of the heart, 1 of inflammation of the liver, 1 of inflammation of the stomach, 1 of inflammation of the tonsils, 1 of injuries, 2 of lockjaw, 2 of infantile marasmus, 3 of meningitis, 1 of paralysis, 6 of pneumonia, 1 premature birth, 11 of small-pox, 1 of softening of the brain, 1 suicide, 2 of teething, 9 of tris nascentium, 1 of tabes mesenterica, 1 of ulceration of the bowels, 1 of gunshot wounds. In addition to the above 12 were stillborn.

BRIEF MENTION.—An excellent and convincing trap is in process of construction to catch the mean fellows who send in false alarms of fire. Something of this kind became necessary, so often were false alarms turned in. The night operators at the central office are annoyed almost nightly by rascals turning the cranks of fire boxes, and it requires all their discretion and judgment to tell which is genuine and which fraudulent.

William Lewis, driver of float No. 3199, in his great haste to arrive at no particular point, ran his rattling vehicle over a small child at the corner of Camp and Poydras streets, yesterday, for which he was calaboosed and his team impounded. The child was badly bruised.

Early Sunday morning an unknown dead man was found on the banquette of Tchoupitoulas, between Harmony and Pleasant streets. All that is known of him was that he had been very busy wrestling with king alcohol, and that the latter had gained an upper hold. The victim appeared to be about fifty years old, dressed somewhat like a laboring man. On the right hand little finger was a silver ring, and the pantaloons were of gray stuff.

Yesterday morning Daniel Burgess, while engaged repairing the wharf head of Jackson street, was caught by the rope of the pile driver, whereby one of his thumbs was cut off, one of his ears split, and two ribs broken. He was sent to the Charity Hospital.

Sergeant Sullivan is endowed with a patience made of gutta percha, but the limit was found last Sunday, when the Cusicks, man and wife, keepers of a shebang at the corner of Peters and Girod streets, made even that unwholesome locality howl and blush. They and eight of their hash eaters were politely shown their rooms in the new police headquarters.

An early cold bath may be the thing for robustuous folk, but Jacob Latch did not seem to relish the involuntary dive he took in the Mississippi river early Sunday morning, as he was intending to board an Algiers ferryboat. When fished out safe he tried to laugh, but failed.

W. A. Dillon and another man whose spirit was turbulent, mixed themselves up in a fight late Saturday night in Miss Kate Townsend's palace on Basin street, and the madame naturally attempted to quell the disturbance, for which she received several inches of cold steel in her breast, and had she not had an extra amount of adipose matter the stab would have cost her her life. The unknown man was cut by Dillon, but he managed to get off. Dillon was arrested and will be prosecuted by Miss Townsend.

Sunday morning, about half-past four o'clock, a fire broke out in the double one-story frame house corner of Common and Galvez streets, owned by Mme. Dazat, and occupied by Mr. Calhoun as a grocery, and the other side by Mr. Howard as a dwelling. The fire originated in the grocery side, and destroyed both houses, extending to an adjoining one-story frame house owned and occupied by Mr. Joseph Warlin, which was also totally destroyed. Thence the flames extended to the residence No. 49 Galvez street, owned and occupied by Mr. Duffy, which was badly scorched, but otherwise uninjured. The property of Mme. Dazat was insured for $2000 in the Merchant's Company; the grocery of Mr. Calhoun for $1500 in the American, and that of Mr. Warlin for $2500 in the Merchants'. The whole loss by the fire is estimated at $10,000.

Incendiaries display a terribly spiteful feeling toward house owners near the Ninth street market, for several bold attempts have recently been made to burn buildings in the locality. An attempt was made Sunday night to fire the dwelling of Mr. Barche, on Harmony, near Chippewa street, but the plan was frustrated.

Devotees of cock fighting hold regular matinees every Sunday, and the audiences are quite as select as the old Globe balls.

Mr. Napier Bartlett has returned from Havana. While in Cuba he witnessed some exciting scenes, but is not inclined to tell all he knows. It is his opinion that the revolutionists, in an emergency, which is likely to occur, will certainly gather victory about their flag.

Next Friday evening the Laharpe public school will give an exhibition, and it is hoped that parents of children who attend will be on hand.

A TIMELY DRINK OF BEER.—Last Sunday when a portion of our State militia was on parade in Annunciation square there was little opportunity for the men to obtain water or other kind of beverage. Foreseeing this, Captain McCann, Company D, wisely arranged with Mr. Brewer Sturcken for twin kegs of beer, to be sent to the square aforesaid on a wagon. To prevent any kind of mistake, the captain had the wagon labeled in such a manner that even a cross-eyed man might run and read that the beer was donated by Mr. Sturcken, and that it was exclusively for the members of Company D. The men relished the beer on that occasion, if they never did before, after the toil of marching and countermarching. This same company, after the inspection, visited a new restaurant in the Second District and partook of a wholesome lunch, on invitations from Captain McCann, Lieutenant Thebaut and other officers—a fitting way to close the day.

NEW ORLEANS CATHOLIC TOTAL ABSTINENCE ASSOCIATION.—At a regular meeting of this association, held on Sunday evening in the Star Hall, the following named gentlemen were elected officers for the ensuing year: Rev. Theobald W. Butler, S. J., spiritual director; Thomas G. Rapier, president; William H. Byrnes, vice president; D. H. Buckley, recording secretary; J. C. M. Kavanagh, financial secretary; T. J. Brown, treasurer; J. B. Walton, Jr, marshal; J. T. A. O'Meallie, sergeant-at-arms; delegates to State Union—Thomas G. Rapier, W. H. Byrnes, J. C. M. Kavanagh, J. T. A. O'Meallie, H. R. Giffney.

It will be seen from the names of these gentlemen that they are among the most popular and respectable of our young men of the Catholic faith. This is a flourishing society, and guided as it is by those eminent ecclesiastics, the Jesuit fathers, we can not but predict for it a brilliant success.

FIRST WARD MOTHER CLUB.—At a regular meeting of this club, held this day, the following officers were elected for the ensuing year. J. C. Miller, president; William Thompson, Harry Lewis, E. A. Davis, P. R. Emerson, Charles Cheulrei, R. Fleming, J. H. Millour, George Brown, James Johnson, vice presidents; George C. Norcross, recording secretary; Daniel Crowley, corresponding secretary; A. Campbell, treasurer; Frank Henderson, sergeant-at-arms; William Gordon, marshal.

The following resolutions offered A. Campbell was unanimously adopted.

Resolved, That we the Republicans of the first ward, pledge our undivided support to the present administration of the federal government, of which General U. S. Grant is the chief executive, and hereby promise to said administration our individual and collective assistance, whenever required.

Resolved, That we heartily indorse the acts of William Pitt Kellogg, and promise to him and Lieutenant Governor C. C. Antoine, and also to our Senator elect, Hon. P. B. S. Pinchback, an earnest support and cooperation; be it further

Resolved, That a special vote of thanks be and is hereby tendered to the editor in chief of our Republican journal (the New Orleans REPUBLICAN) Hon. W. R. Fish, and also to its associate editor, T. G. Tracy.

The following resolution, offered by R. Fleming, was unanimously adopted:

Resolved, That the president of the club appoint a committee of three to wait upon Governor William P. Kellogg and urge upon him the importance of seating the duly elected members to the House of Representatives from this ward, William Thompson and John Langles.

COLUMBIA NUMBER FIVE ELECTS OFFICERS.—This solid old fire organization held its annual election for officers last night, resulting pleasantly:

President, Tom O'Connor; foreman, G. W. Grandjean; W. P. Lucas, C. Newhouse, assistant foremen; secretary, S. S. Wilson; treasurer, I. Powell; steward, T. J. Newhouse; delegates to Firemen's Charitable Association, S. W. Grandjean, W. P. Lucas, H. C. Kokernot; alternates, R. Sloan, T. J. Bulger, H. Taylor; marshal, Edward Ryan.

After the election the company, with a few guests, formed in line of march, with banners, music and torches, stopping at the Phœnix to moisten their whistles. Thence they walked around calling on several friends, as happy as they could be. Of course they had a delicate collation, which looked very fine before the boys tackled it; after the feast the table actually looked satisfied.

CHESTNUT SCHOOL, ALGIERS.—The following, by some unfortunate circumstance, was omitted in our regular school reports last week. It was in the girls' department, and refers particularly to the literary exercises during the evening:

The "Salutatory," was by Miss Lizzie Iver; "The Adopted Child," by Misses Mary E. Grace and Sophie Shroter; "Two Pilgrims," by Miss Martha Richard; "Annie's Party," by E. Callon, C. Rainy, L. Shorey, A. Donovan, A. Clark, Mattie Rousseaux, Rosa Holler, and Master James Heap; "The Old Armchair," by Miss Mary Dwyer; "Aunt Prue," by Misses Lucy Mansfield and Annie Fowler; "The Graves of a Household," by Miss Annie Sylvester; "Poppy and Daisy," by Misses Carrie Vallette and Emma Gardiner; "Not so Easy," by Miss Eva Gisch; "In want of a Servant," by Misses Rosa Black, Emma McHenry, C. Holt, Martha Heintz, and Master Edgar Berry; "Bernardo del Carpio," by Miss Mattie Crawford; "Bernardo and Alfonso," by Miss Alice Gardiner; "When the Cat's Away the Mice Will Play," by Misses R. Black, A. Daley, Maggie Crawford, Mina Richard, M. Simmons, A. O'Brien, B. Hennessy, A. Black, R. Currey, and Masters G. Fetch, J. Heap, L. Dunwar, J. Bucholz, R. Heitmeir, W. Short; "Sir Peter and Lady Teazel," by Eloise Todzwer and Harry Cummings; "Beware of the Widows," by Misses A. Gardiner, E. Todzwer, L. Mansfield; "God is Here," by Miss Mary Richard; "Darby and Joan," by Miss M. Crawford and Masters W. Daley and Augustin Kelly, "The Train to Mauro," by Miss M. Crawford, and Masters Kennedy and O'Brien; "Auction Extraordinary," by Miss Eloise Todzwer.

Roll of honor—Alice Gardiner, Mattie Crawford, Julia Donovan, Eloise Lodzwer, Myra Gerard, Carrie Heap, Carrie Vallette.

Honorable mention—Lizzie Crofton, Annie Lauman, Annie Garner, Mary E. Grace, Sophie Shrote, Isabella Woodem, Emma Gardiner.

"Why Alexander was called great," Masters Howe and Peterson; "The way to John Smith's," Masters Thomas Fetch and Ford; "The way to Windham," Masters Thomas Fetch and William Ford, "Dunner," Masters William O'Brien, George Berry, Thomas Fetch and Katie Rice; "The tavern," Masters Augustin Kelley and William Daley; "The letter," Masters Augustin Kelley and William Daley; "Rival orators," Masters Thomas Fetch and William O'Brien; "The two robbers," William O'Brien and Thomas Fetch; "Washington," by Master Harry Cummings; "Boy talk," Masters A. Duvie, William Kennedy, William Howe and T. Fetch; "Battle cry of freedom," Master John McGann; "I remember, I remember," Master Ashton; "Three times three," Master William Clark; "My father's blessing," Master William Dwyer; "Robin's song," Master B. Whartney.

Fire in Shreveport.

Last Tuesday night a fire occurred in Shreveport which destroyed the building used as a bakery on Travis street, between Commerce street and the levee, and belonging to Mr. J. W. Bowers. The total loss to Mr. Bowers, it is estimated, will amount to $10,000; covered by partial insurance of $3500. The premises of Mrs. Boazman, and the planing mills of the late Thomas Byland were slightly damaged.

Mme. Swetchine said: "Resignation is putting God between one's self and one's grief."

COURT RECORD.

MONDAY, DECEMBER 15, 1873.

United States Circuit Court.

Present—Hon. Hon. E. H. Durell, district judge.

On motion of Hon. R. H. Shannon, seconded by Hon. W. M. Randolph, and on suggesting the death of Hon. Samuel Nelson, late associate justice of the Supreme Court of the United States, the court adjourned till to-morrow.

Supreme Court.

The following decisions were read:

BY CHIEF JUSTICE LUDELING.

No. 4727. State vs. E. G. Pintado, appellant.—April 26, 1873, appellant obtained time to file his transcript till May 16. On the nineteenth he obtained further time, which order was revoked when the court learned of the previous one, and an application for a rehearing refused. This is a rule to show cause why the revocation should not be set aside. The non-filing of the transcript was due to the laches of the defendant, and the rule is refused.

No. 3556. Q. A. Thomas vs. City of New Orleans, appellant, from the Sixth District Court of Orleans—Rehearing.—There was no error in the original opinion. June 10, 1870, the city invited proposals for 150,000 barrels of shells, subject to rejection of any and all bids. Thomas' bid was the lowest, and the Administrator of Improvements advised a contract for 50,000 barrels. The city accepted the suggestion. It is said the city could not modify the contract without Thomas' consent. They could reject in toto or propose a modification to which he might assent. He did this in the notarial act signed by him. The term cash is explained by plaintiff's letter to be money or city bonds at ninety cents. The city has not been in default.

No. 4882. Leeds & Co. vs. United States and European Propelling Company, appellant.—From Fourth District Court of Orleans. Whether the appeal was taken within ten days or not is immaterial—it was taken within one year after the rendition of the judgment and that is sufficient to maintain the appeal. Whether notice of judgment has been given or not does not affect the right to appeal. Motion to dismiss refused.

No. 4773. W. J. Woodruff vs. William S. Lobdell, appellant.—From Fifth Judicial District. Suit for office of parish judge. The exceptions of defendant are the same as in Morgan vs. Kennard, which were held untenable. The plaintiff has been commissioned and qualified. The defendant offered no commission. Judgment affirmed.

No. 4810. State of Louisiana vs. Gregory Russell, appellant.—From First District Court of Orleans. The defendant, convicted of rape, moved in arrest of judgment that the prosecution was conducted by an attorney at law, and not by the Attorney General. That office has the right to designate an attorney at law to assist the State or prosecute alone in certain cases. Acts of 1872, Nos. 61, 62. The motion was correctly overruled. Judgment affirmed.

BY JUSTICE TALIAFERRO.

No. 4771. State of Louisiana ex rel. James Stafford vs. judge of the Superior District Court.—Relator applied for an injunction to restrain the city from closing his place of business. A rule to set it aside was made absolute and an appeal refused on the ground that the amount involved was less than $500. Relator filed an affidavit two days afterward that it did exceed. An appeal was again refused. Relator obtained a rule nisi from this court, to which the judge answers that the amount did not exceed $500; that the refusal to grant an appeal can not be affected by any matter filed two days afterward; that the judgment only set aside an application for an injunction (C. P., 307), and can not work any irreparable injury, 14 L., 590; 2 Rob., 395; 20 A., 300. We think the bond was not provisionally dissolved, but a final judgment was rendered. An amount giving jurisdiction to this court is sufficiently established by affidavit; 1 Hen. Dig. Inj., No. 10; 20 A., 300; 23 A., 152; 24 A., 154. Rule made absolute.

No. 4680. State of Louisiana vs. Edward Donnelly, appellant.—From First District Court of Orleans. There is no assignment of errors, no bill of exceptions, and no errors we can discover in the record. Judgment affirmed.

No. 2978. William O'Hara, appellant, vs. A. B. Gouldy et al.—From Seventh District Court of Orleans. Plaintiff engaged defendant to construct a house according to plan and specifications, and he abandoned the work and left the State. Plaintiff engaged other workmen to complete it at defendant's expense. This suit was instituted to avoid a multiplicity of suits. The court below was satisfied the plaintiff had bound himself specially for the debt, and gave judgment against him for the several amounts. The sum he had deposited was distributed in the ratio of twenty-five per cent. The error here is that the creditors to whom O'Hara is personally bound should have participated pro rata. Judgment amended accordingly.

No. 2984. Jacob Denney vs. L. L. Johnson, appellant, from the Seventh District Court, parish of Orleans.—Account for $900. Defense, that the consideration was Confederate money. The case belongs to that class where the parties contradict each other in the most positive manner. In 1862, plaintiff had on his plantation in St. James, a large quantity of molasses and offered it for sale at twenty-five cents per gallon, payable at the end of the war. Defendant took 100 bbls. Several others took the same quantity, all being present at the sale at the St. Charles Hotel. Defendant swears that the payment was to be made in Confederate money or bonds. Four of the other parties sustain him. Plaintiff says it was to be "in the currency of the country." At the close of the war defendant paid plaintiff $100 and it was inferred this made a new promise. Defendant says he paid it to make the plaintiff cease annoying him; that it was on condition he never said molasses again; that he owed him nothing. At the time of the contract there was in the insurgent States an almost universal conviction that a new government would be established; Confederate money had supplanted every other. We are of the opinion that the contract had for its consideration an illicit currency and the plaintiff can not recover. 20 A., 38; 19 A., 165. Judgment reversed and plaintiff's demand rejected.

No. 4664. Mrs. Jane McArthur et al., appellants, vs. Mrs. Tudiania McArthur et al.—From Second District Court of Orleans. Petitioners allege they are children of Arthur McArthur. Four other persons, through error, were represented as heirs in the succession. Plaintiffs rely on the certificates of their parents marriage and of their own births, and the petition of their mother, filed April 4, 1855, naming eight children. The marriage took place March 3, 1844, and McArthur died April 1, 1855, a difference of time of eleven years and twenty eight days. The youngest of the defendants was twelve years old, and all are alleged to be children of plaintiffs' mother by a previous marriage. Defendants plead estoppel as to one of the plaintiffs, she having acknowledged them to be her brothers and sisters, and her receipt for a share of the proceeds of certain property of the succession. The plea of estoppel was sustained. The plaintiffs should have made their case certain, not probable. They have failed to make out their case, and the judgment is affirmed.

BY JUSTICE HOWELL.

No. 4849. Widow Simeon vs. Octave Perrault, appellant.—From Fifth District Court of Orleans. Motion to dismiss appeal because bond made payable to Louis Power, who is not clerk of the court. As the bond is given to the clerk of the court, the mistake in the name is not material. Motion dismissed.

No. 4812. State of Louisiana vs. Austin E. Smith, appellant.—From First District Court of Orleans. The defendant appealed from a judgment of imprisonment of five years, on a verdict of manslaughter, on the ground that the talesmen were not drawn from the list of registered voters. It is to be presumed the judge and sheriff did their duty. Nothing appears to the contrary. Talesmen are to be summoned without observing the formalities of drawing a regular panel. The exception that the indictment does not appear to be presented on oath, is not sufficient, as the indictment recites that they were duly impaneled and sworn. Judgment affirmed.

No. 4780. State of Louisiana vs. Joseph Williams, appellant, from Second Judicial District Court.—Defendant was found guilty of murder and sentenced to execution. No appearance has been made here, no assignment of errors, and no bill of exceptions, and no irregularity appears in the record. Judgment affirmed.

No. 4523. Rosette E. Storrs, appellant, vs. Edward Thompson, et al., from Fourth District Court of Orleans.—Plaintiff's injunction was dissolved on the insufficiency of the surety, who admitted on the stand that he was not worth the amount of his bond. Judgment affirmed.

No. 3003. A. C. Senouvion vs Rebecca A. McKnight et als, appellant.—From Sixth District Court of Orleans. Plaintiff obtained judgment for $8964 76 and propounded interrogations to William C. Harrison as garnishee, who answered each in the negative. Plaintiff took a rule to show cause why judgment should not be rendered against him, alleging his answers to be false and fraudulent. He excepted that being a new suit it could not be tried in vacation and was overruled. He then applied for a jury and was refused, the rule being made absolute, condemning him to pay $7000. According to Hernandez vs. James, 23 A. 483, the exception should have been maintained. Judgment reversed.

No. 4407. A. W. Walker, appellant, vs. Etienne Villavasso et als.—From Second Judicial District Court. Injunction which was referred to in 24 A., 213, as not justified by the grounds alleged. Further examination has confirmed that opinion. Since 1861 plaintiff has baffled defendant's attempt to execute an ordinary writ of seizure and sale. This is his fourth injunction, and was granted by the parish judge in the absence of the district judge, who dissolved it, sitting in chambers, without notice to plaintiff. This ex parte order was irregular, but it is not necessary to remand the case. The ground of the plaintiff, viz: No demand of payment, which should have been made in the first application; that the advertisement of sale is in the name of three different parties, which is without force; that the sale should be at the place of seizure, and not at the courthouse (C. P. 666) is not sufficient, as the plaintiff did not request it, and others are overruled. The sale must proceed under the order seizure and sale. The court hopes the officers will so proceed as to avoid any pretext for further scandalous proceedings. Judgment affirmed with costs.

BY JUSTICE WYLY.

No. 2968. Antonio Dirmain vs. Home Mutual Insurance Company, appellant.—From Seventh District Court of Orleans. Defendants appeal from a judgment of $365 60, and plaintiff joins in the appeal that the amount may be made $731. Plaintiff was in partnership with Joseph H. Tabony, who retired four months before the fire. Dirmain assumed liabilities of $3470 09, agreed to pay rent and Tabony $725, $332 in cash, and balance in thirty days. The policy is not assignable except by consent of both parties. Could one of the insured transfer to his partner? If Tabony had died and bequeathed the policy to his partner would it have made it void? We find nothing in the instrument to conclude that the plaintiff forfeited his policy. 16 Barb., 512; 32 N. Y., 406; 13 N. Y., 412. The plaintiff has certainly sustained the loss. Judgment amended and affirmed.

No. 2983. Z. M. Pike vs. J. H. Behan, appellant.—From Fifth District Court of Orleans. Only questions of fact are involved, and we think the amount fixed by the jury was correct, adding interest at five per cent. Judgment amended and affirmed.

No. 4813. State of Louisiana vs. Z. H. Page, appellant.—Defendant, convicted of manslaughter, was sentenced to two years' imprisonment. There are no assignments of errors or briefs filed, and no error found in examining the record. Judgment affirmed.

No. 4794. State of Louisiana vs. Henry Gibson, appellant.—From Ninth Judicial District. The defendant was convicted of perjury and sentenced to five years in penitentiary. The indictment is fatally defective, in not charging the question falsely answered was material, in not setting forth the substance of the offense, and in not charging defendant willfully made oath. 3 Arch. Plead. 572. Judgment annulled and indictment set aside.

No. 4831. Caroline Richardson, appellant, vs. E. R. Chevally et al.—From Sixth District Court of Orleans. The suit of plaintiff to set aside the adjudication of property and to enjoin defendants from disposing of it was dismissed. The defense move to set aside the appeal because the surety is not joined. Pecoul vs. Perret, 10 A., 70; Avegno vs. Johnston, 22 A., 400. The case at bar is different from these. Here the suit was dismissed for no cause of action. Right of action for damages was reserved to defendant. There was no judgment against the surety. The decision of the court can not affect the surety. Motion denied.

No. 3005. J. O. Packard vs. Ober & Atwater et als.—From Sixth District Court of Orleans. Ober & Atwater sued Packard & Co., for $17,896 66. Defendant alleged a debt of $18,393 49 and payment May 25, 1867, by sale of Live Oak plantation by public act for $10,000 and balance by note since paid; admits advances since but claims payment by sums received from California for him; by eighty-six bales of cotton, crop of 1867, amounting to $6500, and 3000 sacks of seed. Atwater's supplemental petition admits reduction of the debt to $16,570 45. The sheriff seized the property of J. Q. Packard, it being alleged he was about to leave the State. He compromised November 27, 1868, fixing the amount at $12,000, including all demands, turning over all the property to Atwater, except 1000 bushels of corn, reserved to pay the rent. All demands were to be satisfied, surplus to go to Packard, and judgment on any deficit to be confessed by his attorney. February, 1869, Packard brought suit to annul the compromise, and to recover $25,000, alleging it made in error and through fraud; that defendants have overcharged him, not given certain credits; that he was induced to believe the deed for the Live Oak plantation had not been accepted, etc. The allegation of usurious interest is not sufficient. Those of errors in footings are not established by the record. The plea of payment admitted their correctness. The agent refused to accept the deed because a clause, assuming a mortgage of $7500, had been inserted, but subsequently accepted, which fact the agent forgot, and so misinformed Ober, who swears he believed it not to have been accepted.

We are of opinion that if Packard made the error he was not misled by the defendant and did not use reasonable diligence. He could have protected himself by inserting in the act of compromise the condition that the deed had not been accepted. The compromise was made by mutual consent. It has the force equal to the authority of the thing adjudged. C. C. 3070, 3078. It ought not to be annulled for the reasons set up. Judgment that both judgments be annulled. Judgment for defendant, decreed with costs, and reconventional demand rejected and the right reserved to each of the litigants to enforce by suit the reciprocal obligations of the compromise.

Justices Morgan and Wyly dissenting.

No. 4406. James J. O'Hara vs. succession of John Davidson, appellant.—From Second District Court of Orleans. Suit for $267 77, one-half the cost of shell road in front of defendant's house, according to contract with the city. It is contended that the court has jurisdiction because the matter grew out of plaintiff's contract with the city of several housand dollars, and the validity of the contract. It only concerns the defendant to the amount of $267 77. The inquiry is not to the obligations of other proprietors. See Rooney vs. Brown, 21 An., 51; Williams vs. Vance, 2 An., 909. Appeal dismissed.

No. 3273. R. C. Oglesby, appellant, vs. William B. Helm.—From Sixth District Court of Orleans. December 16, 1870, defendant obtained judgment for $500 and costs against plaintiff, who sued June 13, 1871, to annul and enjoin the execution. The appeal is dismissed on the court's own motion. To give jurisdiction, the amount in dispute at the time the suit was filed must be considered. Costs subsequently accruing can not be estimated. Not having jurisdiction of the judgment, the court has none of a suit to revise it. Appeal dismissed.

BY JUSTICE MORGAN.

No. 2996. Louis Parker vs. Shropshire et al, appellant, from Fifth District Court of Orleans. This suit was commenced in parish of Jefferson, and came to the court below, when the parish was divided. The suit was for $446 45, with interest from July 1st, 1866. Exception that the amount exceeded $500 was overruled in the parish court, and again in the district court, on the ground that the parish court had passed upon it. The exception is solely on the ground of want of jurisdiction in the parish court. The jurisdiction of this court is conceded according to Schlenter vs. Taliafero. 20 A. 565. Judgment for the plaintiff was given in the district court. The suit should have been dismissed in the parish court. Judgment reversed; appellees to pay both costs.

No. 4875. Arnold Ellis et als. vs. Solomon Silverstein, appellant.—From Fifth District Court of Orleans. Suit to evict defendant, who holds under a lease amounting to $375 at its expiration, and alleges damages, if evicted, of $4000. It is the amount of the lease that gives jurisdiction, and the appeal is dismissed.

No. 3024. Charles Gayarre vs. Felix Heer et al., appellants.—From Seventh District Court of Orleans. Suit for $680, alleging a fraudulent sale of defendant's property without consideration. The sale was for $12,590 80; $5000 cash, and Heer to remain three months in vendee's employ at $100 per month. The money was paid and conditions complied with. The act seems not a simulation; the sale was complete and the seizure made after it. If it was fraudulent there must be fraud in the vendor and vendee and an injury to a third party. The property was valued by experts at $20,214. Heer owed his vendee, Hearing $2000, who knew Heer was insolvent. We think the estimate of experts exaggerated. Judgment as to Hearing reversed and attachment set aside.

No. 3023. C. J. O'Hara vs. N. Schwab et al, appellants.—From Second Judicial District. Plaintiff was indorser of a note for $724 of S. L. Hill, on which judgment was obtained by Potthoff & Knight. Hill's property was seized but not sold. Plaintiff was sued and pleaded that seizure and that Hill had been granted a delay on a payment of $100 and notes for the balance. Judgment was rendered against him and satisfied. This suit is against the sheriff to make him account for proceeds of Hill's property. This plaintiff is not subrogated to the rights of Potthoff & Knight, and the sheriff is not responsible to him. His conduct in the case of Hill can not give rise to any action against him in the case against O'Hara. Judgment annulled and reversed in favor of defendants.

Superior District Court.

State of Louisiana vs. New Orleans, Mobile and Texas Railroad Company.—Ordered that there be judgment in favor of plaintiff, the State of Louisiana, and against the defendant, the New Orleans, Mobile and Texas Railroad Company, and accordingly that the said defendant be condemned to return to plaintiff, the State of Louisiana, the 750 bonds issued to it by plaintiff under the provisions of section seven of act No. 31 of the regular session of the year 1870, of the General Assembly of Louisiana; the said bonds being of $1000 each, dated July 1, 1870, bearing eight per cent interest, with semi-annual interest coupons attached, payable forty years after date, and in default thereof that the said plaintiff, the State of Louisiana, do have and recover of said New Orleans, Mobile and Texas Railroad Company, defendant, the sum of $750,000, and the further sum of $120,000, amount of interest coupons paid by the State prior to the forfeiture of the contract mentioned in plaintiff's petition, with first lien and privilege upon all that portion of the road from the Mississippi river, opposite New Orleans, to the Bayou Lafourche at or near Donaldsonville, as described in plaintiff's petition, with all the rolling stock thereon and appurtenances thereunto belonging, over and above all other creditors and claimants.

It is further ordered that defendant pay all costs of suit.

The following petition was filed:

James Lawton vs. New Orleans, Mobile and Texas Railroad Company.—Petition alleges a debt of $500 of damages for having his horse and wagon run into by a train of cars belonging to defendants. The wagon was damaged for $70; mule worth $250 killed; removing carcass, $1 50; drayage, $15; pocketbook lost, $21; amounting to $357 50; personal injuries and alarm, $142 50.

First District Court.

ARRAIGNED.

Breaking and entering etc.—Michael Hanahan.

Larceny.—Bridget Hurley. Plea of not guilty. Jacob Hartman, Emily Trindy. Plea of guilty.

NOLLE PROSEQUI ENTERED.

State vs. E. A. Sacket.—Forgery, etc.

ON TRIAL.

State vs. William J. McCall, Dan Carr alias Buffer and Conners. Arson.

Second District Court.

Succession of Leonard Beverunger and Edmund P. Tieten, opened.

Fourth District Court.

J. H. Hopkins vs. Carthwaith, et als, new trial refused.

A Kansas editor sees the bright side of everything, and has discovered that the hard times have reduced the price of coffins twenty per cent.

SPECIAL NOTICES.

All Powers of Attorney granted to Mr. Bernard Meyers, I hereby revoke, and Mr. Bernard Meyers is no more connected with my business.
New Orleans, December 5, 1873.
JOSEPH BILLGERY.
de6 10 16 No. 98 Tchoupitoulas street.

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

Notice to Stockholders.—Office American Mutual Insurance Association of New Orleans, No. 25 Commercial place, between St. Charles and Camp streets.—In conformity with the charter, the election of Trustees for the ensuing year will be held at the company's office, No. 25 Commercial place, on MONDAY, the twenty ninth instant, between the hours of 10 A. M. and 3 P. M.
de12 14 18 21 24 28 B. MEYER, Secretary.

Germania Insurance Company, No. 124 Common street.—In conformity with Article 18 of the Charter, a general meeting of the stockholders of this company will be held on the twelfth day of January, 1874, at 6:30 P. M.
de13 td E. MAIER, Secretary.

Notice of Election.—Office of New Orleans City Railroad Company, No. 124 Canal street, New Orleans, December 7, 1873.—An election by the stockholders for twelve Directors of this company, to serve for the ensuing year, will be held at the company's office, No. 124 Canal street, on MONDAY, December 15, 1873, between the hours of 10 A. M. and 3 P. M.
de5 12t C. C. LEWIS, Secretary.

Workingmen's Accommodation Bank. New Orleans, December 10, 1873.—In conformity with article seven of the charter of this bank an election of seven directors for the ensuing year, by the stockholders, will be held at the banking house, No. 94 Canal street, on MONDAY, January 12, 1874 between the hours of 10 A. M. and 2 P. M. Notice is also hereby given that on the same day, time and place, action will be taken on the amendments to the charter submitted by the Board of Directors.
no11 30t JOSEPH MENARD, Cashier.

New Orleans Mutual Insurance Association, New Orleans, December 6, 1873.—The annual election for twelve directors, to serve during the ensuing year, will take place at the office of the association, No. 102 Canal street, on MONDAY, the twenty-second day of December next, between the hours of 10 A. M. and 2 P. M.
de6 td G. LANAUX, Secretary.

POLITICAL NOTICES.

Attention, Republicans of the Eighth Ward.—There will be a meeting of the Republicans of the above ward on TUESDAY, December 16, 1873, at 6:30 P. M., sharp, at O'Neil Hall, corner of Dauphine and Elysian Fields streets, for the purpose of enrolling the names of all the Republicans favoring the present State administration. Come one! Come all!
de16 1t A. H. DUHART, Secretary.

REMOVALS.

REMOVAL..........................REMOVAL.

THE CHEAPEST BOOTS AND SHOES IN TOWN.

F. SELLES, having removed his entire stock of men's, women's and children's BOOTS and SHOES from No. 161 Poydras street to the corner of Canal and Wells streets, near the Chattanooga passenger depot, will continue to sell AT COST every description of the above named goods. de2 1m

NOTARIES.

A. HERO, JR.,
NOTARY PUBLIC AND COMMISSIONER OF DEEDS
Office No. 17 Commercial Place.
Passports procured with dispatch, and prompt attention given to all. 1y eod

OFFICIAL NOTICES.

OFFICIAL.

OFFICIAL COMPILED RETURNS OF A SPECIAL election held November 24, A. D. 1873, for a member of Congress from the Fourth Congressional District, and member of the House of Representatives of the State of Louisiana, under writs of election dated October 27 and 31, A. D. 1873, ordering same, and pursuant to the provisions of an act, No. 98, to regulate the conduct and to maintain the freedom and purity of elections; to prescribe the mode of making returns thereof; to provide for the election of returning officers, and defining their powers and duties; to prescribe the modes of entering upon the rolls of the Senate and House of Representatives, and to enforce article 103 of the constitution.

Fourth Congressional District, composed of the following parishes: West Feliciana, Pointe Coupee, Avoyelles, Rapides, Sabine, Natchitoches, DeSoto, Caddo, Bossier, Winn, Grant, Red River, Webster Vernon.

FOURTH CONGRESSIONAL DISTRICT.

Name.	Total vote.
George L. Smith	13,897
Total vote (no opposition)	13,897

PARISH OF DeSOTO.

MEMBER OF HOUSE OF REPRESENTATIVES.

Names.	Votes.
R. T. Carr	314
J. J. Johnson	167
Total	481
Majority for R. T. Carr	147

We, the undersigned returning officers, pursuant to authority vested in us by act No. 98, approved November 20, 1872, do hereby certify the foregoing to be a true and correct compilation of the statements of votes cast at a special election for a member of Congress from the Fourth Congressional District, and a member of the House of Representatives, State of Louisiana, held on the twenty-fourth day of November, A. D. 1873, and we hereby declare that the following named persons were duly and lawfully elected:

Member of Congress Fourth District, to Forty-third Congress—George L. Smith.

Member of House of Representatives of Louisiana—R. T. Carr, of DeSoto parish.

J. MADISON WELLS,
LOUIS M. KENNER,
G. CASANAVE,
JAMES LONGSTREET.

New Orleans, November 29, 1873. de14

NOTICE.

UNITED STATES INTERNAL REVENUE, Collector's Office, First District, Louisiana, New Orleans, December 15, 1873.

IN PURSUANCE OF THE PROVISIONS OF SECTION sixty-three of the act of Congress, approved July 13, 1866, and amendments, notice is hereby given to the claimants of the following described property, seized in the city of New Orleans, Louisiana (at dates as below), for violation of section forty-eight of the act of June 30, 1864, as amended by sections nine of the act of July 13, 1866, that unless they appear and file their claims in the manner provided by law, within thirty days from the date hereof, the same will be advertised and sold as forfeited, in compliance with the requirements of the sections and acts above mentioned:

1872—October 12, 200 Cigars; fourteenth, 20 pounds Leaf Tobacco; twenty-first, 4 pounds Plug Tobacco, 150 Cigars, 1000 Cigarettes. November 18, 2000 Cigarettes; twenty-sixth, 2 pounds Plug Tobacco, 75 Cigars; twenty-ninth, 125 Cigars; thirtieth, 400 Cigars, 500 Cigarettes. December 2, 375 Cigars, 2500 Cigarettes; eleventh, 100 Cigars; fourteenth, 2000 Cigars, 50 pounds Leaf Tobacco; seventeenth, 3000 Cigarettes, 100 pounds Fine Tobacco, 5 Sieves, 175 Cigars, 2 pounds Fine Cut Tobacco; eighteenth, 2500 Cigarettes, 500 Cigarettes, 2 pounds Fine Cut Tobacco; twentieth, 18 pounds Leaf Tobacco; twenty-first, 100 Cigars, 500 Cigarettes, 100 Cigars, 500 Cigarettes; twenty-third, 400 Cigars, 1000 Cigarettes, 4½ pounds Plug Tobacco, 14 bottles Newfoundland Bitters; twenty eighth, 1400 Cigars.

1873—January 3, 700 Cigars, 50 pounds Leaf Tobacco, 20 pounds Filling; eighth, 300 Cigars, 800 Cigarettes, 8 pounds Plug Tobacco; ninth, 100 Cigars; tenth 1800 Cigars, 2000 Cigarettes; eleventh, 2300 Cigars, 800 Cigarettes; thirteenth, 400 Cigars, 800 Cigarettes; sixteenth, 100 Cigars, 300 Cigarettes; seventeenth, 500 Cigars; eighteenth, 500 Cigar, 100 pounds Leaf Tobacco; twenty-first, 100 Cigars, 300 Cigarettes. 6 pounds Plug Tobacco, 300 Cigars, 2 pounds Plug Tobacco; twenty-second, 900 Cigars, 700 Cigarettes, 100 Cigars, 300 Cigarettes; twenty-third, 300 Cigars, 1500 Cigarettes; twenty-fourth, 1000 Cigars; twenty fifth, 150 Cigars, 30 pounds Leaf Tobacco, 9 Cigar Moulds; twenty-eighth, 500 Cigars, 200 Cigarettes; thirty-first 3500 Cigarettes. February 3, 140 Cigars, 15 pounds Leaf Tobacco, 3 Sieves; 1300 Cigarettes, 5 pounds Leaf Tobacco, 2 Sieves; fourth, 100 Cigars; fifth, 1000 Cigarettes, 600 Cigarettes, 90 Cigars; sixth, 120 Cigars, 400 Cigarettes, 6 pounds Plug Tobacco; seventh, 275 Cigars, 500 Cigarettes; tenth, 275 Cigars, 600 Cigarettes; eleventh, 350 Cigars, 2100 Cigarettes; twelfth, 100 Cigars; thirteenth, 475 Cigars, 2200 Cigarettes; fourteenth, 240 Cigars, 50 pounds Leaf Tobacco; seventeenth, 40 Cigars, 480 Cigarettes; eighteenth, 3300 Cigars, 800 Cigarettes; twenty-second, 1450 Cigars, 2400 Cigarettes; twenty fourth, 175 Cigars. March 17, 250 Cigars; twentieth, 950 Cigars, 10,700 Cigarettes. April 16, 750 Cigars, 10 pounds Leaf Tobacco, 250 Cigars. May 16, 500 Cigars; thirtieth, 2000 Cigarettes. June 3, 2000 Cigarettes, 250 Cigars; seventh, 5000 Cigarettes; tenth, 750 Cigars; eleventh, 100 Cigars, 2500 Cigarettes; fourteenth, 1300 Cigarettes; sixteenth, 300 Cigars, 250 Cigars, 235 Cigarettes; seventeenth, 300 Cigars, 5 pounds Plug Tobacco; eighteenth, 900 Cigars, 1000 Cigarettes, 5 pounds Leaf Tobacco; nineteenth, 2000 Cigarettes, 900 Cigars, 5 pounds Leaf Tobacco; twentieth, 6100 Cigars, 50 pounds Leaf Tobacco, 10 pounds Fillers; twenty-first, 2000 Cigarettes, 300 Cigars; twenty-fourth, 2000 Cigarettes, 3 Sieves; twenty-fifth, 250 Cigars, 500 Cigarettes, 5 pounds Plug Tobacco, 1000 Cigarettes; twenty-sixth, 1000 Cigarettes, 1500 Cigarettes, 50 Cigars, 2 pounds Fine Tobacco, 3 Sieves, 1500 Cigarettes, 250 Cigars, 10 pounds Leaf Tobacco; twenty-seventh, 200 Cigars, 3500 Cigarettes; twenty eighth, 1475 Cigars, 2000 Cigarettes. July 3, 650 Cigars; fifth, 100 Cigars; eighth, 500 Cigars, 500 Cigarettes, 100 Cigars, 900 Cigarettes; twelfth, 150 Cigars, 5 pounds Fine Cut Tobacco, 100 Cigars; fifteenth, 100 Cigars; sixteenth, 1000 Cigars; seventeenth, 15,000 Cigarettes, 10 pounds fine Tobacco; eighteenth, 35,000 Cigarettes, 10 pounds fine Tobacco, 5 pounds Leaf Tobacco, 1 ream Cigarette Paper, 2 Sieves; nineteenth, 200 Cigars, 15 pounds Leaf Tobacco; twenty-first, 1100 Cigars, 10,000 Cigarettes, 8 pounds Tobacco, 600 Cigars, 25 pounds Leaf Tobacco, 20 pounds Fillers; twenty-second, 500 Cigarettes; twenty-fifth, 100 Cigars; twenty-ninth, 1150 Cigars; thirty-first, 200 Cigars. August 1, 1450 Cigars, 100 Cigarettes; second, 1200 Cigarettes, 5 pounds Leaf Tobacco, 500 Cigars, 100 Cigars; fourth, 700 Cigarettes, 150 Cigars; fifth 1950 Cigars, 1200 Cigarettes, sixth, 700 Cigars, 2000 Cigarettes, 20 pounds Leaf Tobacco; eighth, 100 Cigars; eleventh, 150 Cigars, 600 Cigars; twelfth, 200 Cigars; sixteenth, 200 Cigars, 50 Cigars, 200 Cigarettes; nineteenth, 100 Cigars; twentieth, 150 Cigars, 400 Cigarettes, 1300 Cigarettes; twenty-first, 12,200 Cigars, 125 Cigars; twenty-fifth, 200 Cigars, 250 Cigars; twenty-sixth, 200 Cigars; twenty-seventh, 200 Cigars, 600 Cigarettes; twenty-eighth, 150 Cigars. September 4, 400 Cigars; eighth, 450 Cigars, 1200 Cigarettes; ninth, 500 Cigars; tenth, 1950 Cigars, 1000 Cigarettes, 100 pounds Leaf Tobacco, 3 Sieves, 150 Cigars; twelfth, 2000 Cigarettes, 8 pounds fine Tobacco, 2 Sieves; thirteenth, 200 Cigars; seventeenth, 1700 Cigarettes; eighteenth, 3200 Cigars; nineteenth, 750 Cigars, 2600 Cigarettes; twentieth, 3300 Cigars; twenty-second, 1800 Cigarettes, 200 Cigars; twenty-sixth, 1200 Cigarettes, 100 Cigars; thirtieth, 300 Cigars. October 1, 300 Cigars, 1500 Cigarettes; third, 100 Cigars, 1100 Cigarettes; ninth, 2200 Cigars, 25 pounds Leaf and Fillers, 1 lot Tin Foil; tenth, 37,000 Cigarettes, 500 Cigars, 1 ream Cigarette Paper, 2 Sieves, 150 Cigars; eleventh, 500 Cigars; thirteenth, 525 Cigars; fourteenth, 4000 Cigarettes; fifteenth, 100 Cigars, 1 pound Leaf Tobacco; seventeenth, 2400 Cigarettes; eighteenth, 160 Cigars, 200 Cigars; twentieth, 1000 Cigars; twenty-first, 1450 Cigars, 8000 Cigarettes; twenty second, 300 Cigars, 600 Cigarettes; twenty-third, 500 Cigars; 700 Cigarettes, 425 Cigars, 140 Cigars; twenty-fourth, 550 Cigars. November 3, 150 Cigars, sixth, 3700 Cigarettes; seventh, 600 Cigarettes; eleventh, 200 Cigars; twelfth, 250 Cigars, 5 pounds Leaf Tobacco; fifteenth, 2200 Cigarettes, 23 pounds Plug Tobacco, 150 Cigars, 200 Cigars; twentieth, 2400 Cigarettes; twenty-fifth, 300 Cigars, 100 Cigars; twenty-sixth, 50 Cigars. December 1, 100 Cigars; second, 200 Cigars, 200 Cigars; third, 75 Cigars; sixth, 500 Cigars; eighth, 100 Cigars, 600 Cigarettes, 200 Cigars; ninth, 5 pounds Plug Tobacco, 200 Cigars; tenth, 150 Cigars, 300 Cigars; eleventh, 1000 Cigars, 100 Cigars; twelfth, 3000 Cigarettes; thirteenth, 900 Cigars, 20 pounds Leaf Tobacco.

S. A. STOCKDALE,
Collector of Internal Revenue, First District of Louisiana. de16 23 30

SALE OF QUARTERMASTER'S STORES.

OFFICE OF CHIEF QUARTERMASTER, Department of the Gulf, New Orleans, La., December 1, 1873.

THERE WILL BE SOLD AT PUBLIC AUCTION, on FRIDAY, January 16, 1874, at the government storehouse, Nos 134 to 192 Magazine street, in this city—

A LOT OF CONDEMNED CLOTHING AND QUARTERMASTER'S STORES.

Sale to commence at 11 A. M.

Terms—Cash in United States currency.

Information as to kind and quantity of articles for sale will be furnished at this office.

HENRY HODGES,
Chief Quartermaster.
de16 6t

NOTICE.

DEPARTMENT OF STATE, Washington, D. C., December 9, 1873.

INFORMATION HAS BEEN RECEIVED AT THIS department from Mr. D. J. Williamson, the consul of the United States at Callao, Peru, of the death, on the sixth of August, 1873, at Arequipa, Peru, of ARMAND J. BERTRAND, formerly a resident of New Orleans. de16 1t

SALE OF MARKET REVENUES.

DEPARTMENT OF COMMERCE, New Orleans, December 10, 1873.

SEALED PROPOSALS WILL BE RECEIVED BY the undersigned until WEDNESDAY, the seventeenth day of December, 1873, at twelve o'clock M. for the sale for a term of one year, beginning January 1, 1874, of the revenues of the public markets of the city, as per specifications on file in the office of this department.

The city reserves the right to reject any and all bids.

Proposals to be indorsed "Proposals for sale of revenues of Public Markets."

R. M. TURNBULL,
Administrator of Commerce.
de11 12 13 16 17

NOTICE.

TREASURY DEPARTMENT, Office of the Controller of the Currency, Washington, October 29, 1873.

NOTICE IS HEREBY GIVEN TO ALL PERSONS who may have claims against the New Orleans National Banking Association, of New Orleans, Louisiana, that they are called upon to present the same and to make legal proof to John Cockrem, receiver, at the office of said bank, at No. 3½ Carondelet street, New Orleans, Louisiana.

JOHN JAY KNOX,
Controller of the Currency.
no16 3m

LEGAL NOTICES.

IN THE DISTRICT COURT OF THE UNITED STATES.

DISTRICT OF LOUISIANA.

IN THE MATTER OF WILLIAM BOUGHTON, Bankrupt.

In Bankruptcy—No. 410.

THE CREDITORS OF THE ABOVE ESTATE are hereby notified that I have filed my final accounts as assignee, and that on the twenty-ninth day of December, 1873, I shall apply to this court for a settlement of said accounts and for a discharge from all liability as assignee, in accordance with the provisions of the twenty-eighth section of the bankrupt act of March 2, 1867.

de16 3t E. E. NORTON, Assignee.

IN THE DISTRICT COURT OF THE UNITED STATES.

DISTRICT OF LOUISIANA.

IN THE MATTER OF JOHN L. BYRNE AND L. A. Shields, individually and as members of the firm of Byrne & Shields, bankrupts.

In Bankruptcy—No. 483.

THE CREDITORS OF THE ABOVE ESTATE ARE hereby notified that I have filed my final accounts as assignee, and that on the twenty-ninth day of December, 1873, I shall apply to this court for the settlement of said accounts and for a discharge from all liability as assignee, in accordance with the provisions of the twenty-eighth section of the bankrupt act of March 2, 1867.

de16 3t E. E. NORTON, Assignee.

SUPREME COURT OF THE STATE OF LOUISIANA.

RICHARD FRANCIS VS. WILLIAM T. LEVINE et als—No. 2827.

CLERK'S OFFICE, New Orleans, November 11, 1873.

ON MOTION OF E. HOWARD McCALEB, ESQ., of counsel for Richard Francis, plaintiff and appellee herein, and on filing an affidavit showing that since the appeal was taken in this case, and during the pendency of the same in this court, Edward Mitchell, one of the defendants and appellants has departed this life; that his proper representatives have not come in and made themselves parties to the appeal, and that they are unknown to the appellee—

It is ordered by the court, that unless the proper representatives of Edward Mitchell, deceased, one of the defendants and appellants herein, appear and become parties to this appeal within three months from publication in the New Orleans Republican, the official journal of the State, a newspaper printed at the seat of government, the appeal herein will be dismissed, or the cause heard according to law.

I hereby certify the foregoing to be a true extract from the minutes of the eleventh day of November, A. D. 1873.

In testimony whereof, I have hereunto set my hand and affixed the seal of this honorable court, at the city of New Orleans, this thirteenth day of November, A. D. 1873.

F. McC. HYMAN,
Deputy Clerk.
no26 de31 f-23*

THE STATE OF LOUISIANA.

SIXTH DISTRICT COURT FOR THE PARISH OF ORLEANS.

MRS. C. C. LOGAN VS. JAMES LOGAN—NO. 5243.

I HEREBY CERTIFY, THAT ON THE EIGHTeenth day of November, 1873, judgment was rendered in this court in the following entitled suit, in the words and figures following to wit:

Mrs. C. C. Logan vs. James Logan, Sixth District Court, parish of Orleans—No. 5243:

In this case, submitted for adjudication, the court considering the law and the evidence to be with the plaintiff, it is ordered, adjudged and decreed that there be judgment in favor of plaintiff, Mrs. Catherine Cecilia Farrell, and against defendant, James Logan, her husband, decreeing a separation of property between the said parties and a dissolution of the community of acquests and gains existing between them, and recognizing the plaintiff as the sole and separate owner of the property described in the plaintiff's petition, and that it is her separate and paraphernal property, as well as all improvements, buildings, etc., thereon, and entitled to the possession of the same, and that defendant pay the costs of this suit.

Judgment signed November 22, 1873.

A. SAUCIER, Judge.

In testimony whereof, I have hereunto set my hand and affixed the seal of the said court, at the city of New Orleans, on this twenty-sixth day of November, in the year of our Lord one thousand eight hundred and seventy-three.

EDWARD H. GANNON,
Deputy Clerk.
no26 de13 26*

STATE OF LOUISIANA.

FIFTH DISTRICT COURT FOR THE PARISH OF ORLEANS.

MRS. REGINA PHILIPS, WIFE OF JOSEPH H. Cohen, vs. her husband—No. 5060.

I HEREBY CERTIFY THAT ON THE THIRD day of December, 1873, judgment was rendered in this court in the entitled suit in the words and figures following, to wit:

Mrs. Regina Philips, wife of Joseph H. Cohen, vs. her husband, No. 5060.

This cause was this day taken up for trial, A. P. Phillips for plaintiff, E. Sabourin for defendant, when after hearing pleadings and evidence, the court considering the law and evidence to be in favor of plaintiff, it is ordered, adjudged and decreed that there be judgment in favor of plaintiff, Mrs. Regina Philips, and against defendant, Joseph H. Cohen, her husband, recognizing the marriage contract herein in full, and decreeing a separation of property between the said parties; under said marriage contract that the said plaintiff do have the free and exclusive administration and control of her property, and that she do have and recover from the said defendant, her husband, the sum of $5000, with legal interest thereon from judicial demand, to wit, November 18, 1873, until paid, and costs of suit, and with privilege on the movable property and mortgage on the immovable property of said defendant.

Judgment rendered December 3, 1873.

Signed December 8, 1873.

E. NORTH CULLOM, Judge.

In testimony whereof I have hereunto set my hand and affixed the seal of the said court at the city of New Orleans, on this ninth day of December, in the year of our Lord one thousand eight hundred and seventy-three, and the ninety-eighth year of the independence of the United States.

PAUL T. ABADIE,
Deputy Clerk.
de12 28 ja11

UNITED STATES DISTRICT COURT.

DISTRICT OF LOUISIANA.

IN THE MATTER OF W. J. & A. B. CROWDER, bankrupts.

In Bankruptcy—No. 1260.

WHEREAS, W. J. & A. B. CROWDER, INDIvidually and as a firm, of Caddo parish, and district aforesaid, duly declared bankrupts under the act of Congress of March 2, 1867, have this day filed in said court a petition praying for a discharge and certificate thereof from all their debts and other claims provable under said act.

Notice is therefore given to all creditors who have proved their debts, and to all other persons in interest, that the thirty first day of December, 1873, at 11 A. M., is assigned for the hearing of the same, and that they may then and there attend and show cause, if any they have, why the prayer of the said petition should not be granted; and further notice is given that the bankrupts will undergo an examination before Register Kellogg on the twenty-ninth day of December, A. D. 1873, at 11 A. M., at his office in Customhouse building.

Clerk's office, New Orleans, December 9, 1873.

de10 17 24 K. LOEW, Deputy Clerk.

UNITED STATES DISTRICT COURT.

DISTRICT OF LOUISIANA.

IN THE MATTER OF MANUEL RIQUELME, BANKRUPT.

In Bankruptcy—No. 1317.

WHEREAS, MANUEL RIQUELME, OF NEW ORleans, and district aforesaid, duly declared bankrupt under the act of Congress of March 2, 1867, has this day filed in said court a petition praying for a discharge and certificate thereof from all his debts and other claims provable under said act.

Notice is therefore given to all creditors who have proved their debts, and to all other persons in interest, that the ninth day of January, 1874, at 11 A. M., is assigned for the hearing of the same, and that they may then and there attend and show cause, if any they have, why the prayer of the said petition should not be granted; and further notice is given, that the bankrupt will undergo an examination before Register D. Augustin, on the seventh day of January, A. D. 1874, at 11 A. M., at his office, Customhouse building.

Clerk's office, New Orleans, December 12, 1873.

de13 20 27 K. LOEW, Deputy Clerk.

POUND NOTICES.

DEPARTMENT OF POLICE, New Orleans, December 12, 1873.

WAS BROUGHT TO THE SIXTH DISTRICT POUND, on Jersey, between Valence and Bordeaux streets—

One bay MARE, fourteen hands high, hang back, blind in left eye, left hind foot white.

Which, if not claimed within five days and the expenses thereon paid, will be sold at public auction at said pound, on THURSDAY, December 18, 1873, at twelve o'clock M.

ROBERT BREWSTER,
Administrator.
No. 34—de13

DEPARTMENT OF POLICE, New Orleans, December 10, 1873.

WAS BROUGHT TO THE SIXTH DISTRICT Pound, on Jersey street, between Valence and Bordeaux streets—

One dark roan MARE, about twelve hands high, left fore foot white, branded S I on right hip;

Which, if not claimed within five days and the expenses thereon paid, will be sold at public auction, at said pound, on TUESDAY, December 16, 1873, at twelve o'clock M.

ROBERT BREWSTER,
Administrator.
No. 33—de11 td

WANTED.

WANTED—TO RENT—A FINELY FURNISHED, airy and commodious bedroom, parlor and diningroom, with kitchen and pantry attached, on the second floor, fronting the street, with large verandah. This is a rare opportunity for a family wishing to keep house, and to a permanent tenant will be rented very low. Apply at No. 241 Julia, between Baronne and Dryades streets. de12