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NEW ORLEANS, TUESDAY, DECEMBER 21, 1875.

WHOLE NUMBER 2680.

MISCELLANEOUS.

Apply at the Corner of Dauphine and Second Streets... JOHN A. HEGON.

AMERICAN BANKRUPTCY.

AMERICAN BANKRUPTCY... JOHN A. HEGON.

COURT RECORD.

MONDAY, DECEMBER 20, 1875.

United States Circuit Court.

Present—Hon. W. B. Woods. The court read the following decision: Rosalie Manhat et al. vs. the city of New Orleans...

Section thirty-seven of the act provided that...

Section thirty-seven of the act provided that the consolidated debt of New Orleans should be paid...

It was further provided as follows: 'The Common Council shall annually, in the month of January, pass an ordinance...

The Common Council shall annually, in the month of January, pass an ordinance to raise the amount of the consolidated debt...

The section fourth provides: 'No real estate...

No real estate shall be contracted unless the same be authorized by a vote of the majority of the City Council...

It further appears that, beginning with the year 1869...

Beginning with the year 1869, the city of New Orleans has issued several series of bonds in violation of the act...

In 1874 the act of 1873 was passed, which postponed the levy and collection of any tax...

The act of 1873 was passed, which postponed the levy and collection of any tax until December, 1874...

The paper to be signed by the coupon holders...

The coupon holders of the consolidated bonds have consented to receive half the interest on their bonds...

The supplemental bill charges that the City Council...

The City Council, since the passage of the ordinance, has not complied with the act...

Although the prayer of the bill of complaint is very broad...

The prayer of the bill of complaint is very broad, but the purpose of the present motion is very narrow...

There can be no serious question that so much of the act...

There can be no serious question that so much of the act of 1873 as provides for the manner in which the tax to pay the consolidated bonds is to be levied...

was held, however, by the Supreme Court of the United States...

It is also unnecessary to consider whether or not some of the relief prayed for by the bill must be sought by mandamus...

The only question which the court is now called on to decide is from the State to New Orleans having collected and set apart, as required by the act of 1873...

In his judgment there is no doubt that this can be done. The money specially collected to pay this interest...

This is a trust which equity can enforce. Judge Dillon, in his learned work on Municipal Corporations, says in section 247...

It is in the nature of a trust, and the municipal corporations in trust or clothed with public duties, equity has always asserted its jurisdiction...

So it was held in the case of the Attorney General vs. Litchfield, 11 Beavan, 130, that the borough first created under the municipal corporation act...

So in the Attorney General vs. Dublin case, it was held that where there is any land created for the purpose of being applied to some public use...

On these and many other authorities that might be cited, I feel justified in holding that the tax collected and deposited in the act of 1873...

On consideration of the pleadings and affidavits in this case, I can not shut my eyes to the fact...

In the argument upon the motion for injunction it was claimed by counsel for the city that the act of 1873 was in violation of the constitution...

It is apparent, however, that some of the holders of the consolidated bonds have consented to receive half the interest on their bonds...

The supplemental bill charges that the City Council, since the passage of the ordinance, has not complied with the act...

Although the prayer of the bill of complaint is very broad, but the purpose of the present motion is very narrow...

There can be no serious question that so much of the act of 1873 as provides for the manner in which the tax to pay the consolidated bonds is to be levied...

J. E. Paker and J. B. Jourdain, members of the House of Representatives...

for having received from E. W. Dewees, P. Jones, York, J. S. Matthews and R. E. Ray, on the twentieth of January, \$500 to influence...

Assault and battery—August J. Helms, assault and battery, November 30, upon E. S. Warburger, a deputy sheriff of the parish of Orleans...

Assault and battery—A. W. Moffet, Julia Ann Johnson, Moses Justice, two cases. John Hays, on plea of guilty of assault, fined \$25.

Successions of Catherine Barker, Mary Frances Ayne and Marguerite Schautz over. Bayly & Pond vs. Paul Forestry et al.—Verdict for plaintiff, one cent damages and costs.

The St. Charles Theatre was filled last night from pit to dome. The attraction was Lotta, a little lady who is a favorite with all classes...

It was first discovered in the fish basket brought up by Jack, when she popped up the lid like a jumping Jack, showing her face and saying, 'Here I am.'

Speaker Kerr yesterday, after an unusually long delay, announced the House committees. From the garbled reports in the telegraphic column it will be seen that Louisiana is well represented.

A Chicago dispatch of the sixteenth says that General McDonald, now in jail, is alleged to have made a statement admitting complicity in the whisky ring.

The graduation exercises of the Lower Girls' High School will take place to-morrow at one o'clock, at the Central High School building.

Louisiana Democracy receives a slight recognition from the new doorkeeper of the House of Representatives. Out of about 100 appointments made by him, the following are accorded to Louisiana:

John Montgomery Glover, of LaGrange, Missouri, who was announced yesterday by Speaker Kerr as chairman of the House Committee on Military Affairs, is a native of Kentucky...

The very place.—This morning every body is asking, 'Where shall we go for Christmas presents?' and, to answer the matter plain to every one, the answer is given: To the China Palace, No. 129 Canal street...

The full committee on Mississippi levees is as follows: Ellis, of Louisiana; chairman; Hatcher, of Missouri; H. D. Money, of Mississippi; Roberts, of Maryland; Young, of Tennessee; Sherman, of Pennsylvania; Trask, of Ohio; O'Neil, of Indiana; two of Iowa and Blair, of New York, voted for it.

By TELEGRAPH.

CONGRESS.

WASHINGTON, December 20.—Mr. Bayard presented the credentials of Robert H. Marr, Senator from Louisiana. The credentials were read and laid on the table, which is the usual course.

The following resolution was adopted: Resolved, That Mr. Thomas W. Ferry, of the State of Michigan, be the President of the Senate until March 3, 1876, and until a fresh appointment shall be made.

Several executive communications were received and read. The following are the chairman and Southern members: Elections—Messrs. Harris, of Virginia; chairman; Blackburn, House, De Bolt, Wells.

Banking and Currency—Messrs. Cox, of Georgia; chairman. Finance—Messrs. Lamar, Walker, of Tennessee; chairman; Phillips, of Kentucky; chairman; Quott, of Illinois; chairman; Public Lands—Messrs. Sawyer, of California; chairman; Foreign Affairs—Messrs. Swann, of Kentucky; chairman; Commerce—Messrs. Herford, of Oregon; chairman; and Fulton.

Public Buildings and Grounds—Messrs. Holman, of Missouri; chairman; Cook, of Ohio; chairman; Agriculture—Messrs. Caldwell, Harris, of Georgia; chairman; Davis, of Iowa; chairman; Mines and Mining—Messrs. Bland, of Missouri; chairman; Yarnall, of Kansas; chairman; Private Land Claims—Messrs. Gunter, of Kentucky; chairman; Chandler, of Ohio; chairman; Public Expenditures—Messrs. Miliken, of Ohio; chairman; Rivers and Harbors—Messrs. Ray, of Kentucky; chairman; Roads and Canals—Messrs. Jones, of Kentucky; chairman; Scholes, of Missouri; chairman; Mississippi Levees—Messrs. Ellis, of Missouri; chairman; Rivers and Harbors—Messrs. Money, of Missouri; chairman; Reform and Civil Service—Messrs. Whitmore, of Missouri; chairman; Throckmorton, of Missouri; chairman; Manufactures—Messrs. Stone, of Illinois; chairman; Money and Finance—Messrs. Chandler, of Ohio; chairman; Dawson, of Missouri; chairman; Education—Messrs. Hays, of Kentucky; chairman; O'Brien, of Kentucky; chairman; Immediately after the announcement of the committees the House adjourned.

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NEW YORK.

NEW YORK, December 20.—Duncan, Sherman & Co. were adjudged involuntary bankrupts on Saturday, and seized by Carter & Eaton, attorneys, and ordered by over 300 creditors, whose claims aggregate \$210,000.

The state of bankrupts were forty days suspension of commercial paper and failure to pay a depositor. Haring Brothers & Co., the English bankers, were among Duncan, Sherman & Co.'s creditors who petitioned to have the latter adjudged involuntary bankrupts. The effect of the proceeding will be to enjoin the numerous suits that have been brought against the suspended firm in the state courts.

Death of an Actor.—Edward Edin, the comedian, is dead. He was 60 years of age.

A jury has been called in the Bowen libel case.

The Murdered Jew.—The innocent in the case of Sarah Alexander, the murdered Jewess, was pronounced this evening in the Brooklyn Gazette before a large crowd of interested spectators. After the examination of the father of the prisoner, brother-in-law, the father-in-law, passengers, with whom the prisoner and murdered girl rode, all of whose testimony fastened a strong chain of guilt on Katschenko, the case was postponed until Wednesday next.

FOREIGN.

Maritime Movement.

SANTANDER, December 20.—General Martinez has arrived, and will go immediately to San Sebastian to assume command of the army in Guipuzcoa.

PARIS, December 20.—The report of a Cabinet crisis and ministerial resignations was premature. At a meeting of the Central committee today it was announced that the application of France for an increase of space at Philadelphia had been granted. The plans for the Exposition will be completed in about two weeks. The exhibitors will number more than 2000.

Awaiting Reinforcements.

PENANG, December 19.—The British troops from Perak have been ordered to San Sebastian. Appointments were made and reinforcements were being attacked in Kinross.

Valmaseda's Resignation.

HAVANA, December 20.—Captain General Valmaseda, considering the new rules introduced into the administration of the island by the government, incompatible with the power he ought to wield in view of his knowledge of the country and people and his plans to send services, has forwarded his resignation to the government. The resignation was accepted. The Captain General returned from the interior yesterday. He will transfer the government to the hands of General Canales, next in rank, and will sail for Spain on the twenty-sixth.

Earthquake in Porto Rico.

There was an earthquake in Porto Rico on the night of December 8 and 9, which destroyed many houses. In the town of San Juan, was damaged, but the tower of Arecibo was almost destroyed. Two churches and only six houses remain, and other structures damaged they may fall at any moment.

Failed.

LONDON, December 20.—Lawton & Head, merchants, and the Life and Assurance agents of this city failed. Liabilities, \$300,000.

The Grain Trade.

The grain trade, says the prices in review of the markets declined a shilling. In Paris flour has been sold. The markets in Holland and Germany were quiet. The Indian principalities and Egypt generally were quiet. At Danzig the old wheat is a shilling higher, and the best new is firm. The Petersburg quotations have fallen a shilling.

The Faraday.

The steamer Faraday having completed her cargo, is preparing the Direct cable, cleared today for New Providence, Bahama Islands.

The Successor of the Mosele.

SOUTHAMPTON, December 20.—The North German Lloyd steamer Saller, which replaced the Mosele, is to be replaced by the Deutscherland, sailed for New York. Every precaution was taken to insure safety. The cargo was rigidly examined.

MISCELLANEOUS.

A Suggested Burglar.

MEMPHIS, December 20.—A special to the Associated Press from Forrest City, Arkansas, says P. W. Hamblin was arrested there today, supposed to have been concerned in the Corinth, Mississippi, bank robbery last year.

Charges Against the Mayor of Memphis.

At a meeting of the General Council to-night Councilman Zane presented a series of charges against Mayor Logan. He charged the mayor with stealing bonds and being privy to the stealing of others. The charges were referred to the committee on the Mayor's conduct, and will be reported to-morrow.

The Chesapeake and Ohio Case.

CHESTER, December 20.—The Chesapeake and Ohio Railroad injunction case was called in the Circuit Court today by Chief Justice Waite and Circuit Judge Bond. The arguments begun, but owing to the large number of cases, the case was not concluded. The court adjourned to Wednesday.

Fire at Little Rock.

LITTLE ROCK, December 20.—The Gazette building burned. It was a three-story brick, fifty feet front by 100 deep. The fire caught in the rear part of Fred Hans' cigar and liquor store, in the rear of the office. Hans' loss is estimated at \$110,000. E. Wood, proprietor of the Gazette, \$42,000; insurance, \$100,000. At 11 o'clock the press and machinery were removed. The fire was extinguished, but not seriously injured. During the fire a heavy rain fell.

Camden Churches Burned.

The courthouse, one of the finest in the State, at Camden, was burned early yesterday morning. The books, records, and all papers pertaining to the clerk's office were destroyed. The loss is not stated.

Failed.

DETROIT, December 20.—D. A. Ross & Co., lumber dealers, have failed. Liabilities, \$300,000; nominal assets, \$400,000.

A Proposed Compromise.

PROVIDENCE, December 20.—Drexel, Morgan & Co., of New York; Binks, Smith, Royal & Co., of Boston; and James G. Smith, Royal & Co., of New York, have been invited to meet the officers of the commission reached the House a few minutes