

The Barrister.

Mr. Warren, the celebrated author of "Ten Thousand a Year" and the "Diary of a Physician" was a lawyer of great skill in what are termed nisi prius cases, that is, those which are tried by a jury in the courts, before judges of circuit. Now, nothing taxes the skill and all the powers of a lawyer like the conduct of a jury case, with its every varying interest, its changeable vicissitudes, and its unexpected phenomena. In at least half of the criminal cases where direct proof of guilt is wanting, the verdict depends mainly on the efforts of counsel for the defence, but eloquence is a small part of the matter, and taken by itself, is rather dangerous, except in a closing appeal. None but a man of the highest forensic ability is capable of simulating enthusiasm, and yet remaining cool, collected, guarded and acute at the same time. Frantic appeals about honor, mourning wives, weeping babes, blasted reputation, &c., are comparatively useless. The memory of them is obliterated, when necessary, by a few plain, yet forcible remarks from the preceding counsel, and turned unfavorably for the prisoner, by a word from the judge's lips. Cross-examination is the forte of your acute advocate, and a masterly summing up of the results obtained crowns the keystone of his arch of triumph. Frequently the cause is decided ere the witness leaves the stand. We remember a case in which Mr. Warren was engaged, when the court, the plaintiffs and the defendants were completely thunderstruck by a forensic coup de main of this nature. One of those intricate and unfathomable will cases was being hotly contested. The plaintiff sought to upset a will, on the ground of its being a forgery; but the skillfulness of the plot, the apparent candor of the witnesses, the unpretending appearance of the widowed plaintiff, carried all before them, and Follott the invincible, smiled blandly in the prospect of assured victory. At the conclusion of the evidence for the plaintiff, while the leaders were consulting whether it would not be better to make terms and submit, Mr. Warren handed in a slip of paper with these words on it: "Let me try. I see a chance." The veteran leader looked at Warren and after pausing a moment in thought he said briefly—"Well, try your luck, Warren; but it is of no use. We have not a leg to stand on." Warren smiled and walking over to his clients, with a very serious face, addressed some commonplace remarks to them, and appeared to take their replies for instructions, then turning to the court, he said: "My Lord, the plaintiff in this case is anxious that the last given testimony should be repeated for the purpose of being printed, and distributed among her friends. With this view, my Lord, I shall, if the court please, elicit the required information, by cross-examination." "Proceed, Mr. Warren," said his Lordship. The witness, a shrewd, thickset, well-to-do Yorkshireman, with a bluff, hearty, straightforward manner, having taken his seat, the cross-examination commenced by Warren asking the witness to repeat his statement; which he did, in nearly the following terms: "I was called up to neighbor Oldcastle's by a messenger, saying that the Squire was dying, and wanted me to witness his will. I didn't wait a moment, but got on 'tould mare and went up, and saw the Squire lying on his bed. He shook hands and said, 'James have known thee from a lad, and I am going to die. Look after my children. I have made thee executor of the will.' I felt grieved like and said I would do all a plain man like me could, and the 'orney, (pointing to the solicitor opposite) pulled out the will and read it over, and the Squire said that it was all right. Thank God he had strength and sound mind to dispose of his property, as he wished, and as he believed to be right. The attorney and I, and John, (the three attesting witnesses) went to the bed-side, to the small table, and I held Squire up, with a pillow, and he signed it, but seemed very much tired for a while as he sat watching us sign after him." In answer to a question from Mr. Warren, witness continued: "The 'orney sealed the will and did all that, and Squire laid his hand on it, and said he knewed it was his, and his will and deed, or summat like that; and I went home in an hour or so, and Squire died at night."

Mr. Warren—"You say the attorney sealed the will. Was there a candle in the room, or did you go to fetch it?" "It was a taper on Squire's desk used."

"Was the wax in the room, or how was it obtained?"

"It was along with the taper in the Squire's desk."

(Before commencing his interrogatories, Warren had thrown the end of his blue bag over the will so that he could see it, but the jury and the witness could not.) "And this is all I know."

"Thank you, sir," said Warren. Then turning, with impressive solemnity to the witness and the jury, he asked in tones that sounded like suppressed thunder, "Is this all true?" The startled witness changed color, and replied: "Yes, sir, every word." "Once more, sir," said Warren, fixing his indignant glance on the witness, "You swear that the attorney having obtained the taper in the room, sealed the will in your presence?"

"Yes, sir."

"And further, sir, you saw him light the wax at the taper you found in the Squire's desk?"

"Yes, sir."

"To this you swear, as God may help you?"

"Yes, sir," said the witness, getting reassured.

"Perjured villain," said Warren, holding up the will, "My Lord and gentlemen of the jury, the will is sealed with a willer." Condemnation seized the defendants; astonishment was depicted on every face, and even the counsel for the defendants stood speechless. A stern order of "silence" at last recalled the attention of the spectators, and the judge having obtained a hearing, turned to the Sheriff and said: "Mr. Sheriff, you will take into your custody the bodies of the defendants and their witnesses. Close the doors."

The principal defendant uttered a piercing shriek and fainted. The arrests were immediately effected, the wild lamentations of the women seeming almost a relief, after the despairing and shame-stricken visage of the men. They were committed to jail and indictments ordered to be prepared for perjury, for which crime they were shortly after convicted and transported. In a few words, the judge addressed the jury,

OVERLAND STAGE LINE.

BEN. HOLLADAY, Proprietor.
Carrying the Great Through Mail between the ATLANTIC AND PACIFIC STATES.

Washington, Nov. 29.

The rebel Ex-Governor, Roger A. Pryor, acting as private soldier in the Confederate army, was captured last Friday by our pickets, while attempting to exchange papers. This was done in retaliation for the recent capture of Burbridge by the rebel pickets. Pryor says, that Lee issued an order for the return of Burbridge on Saturday and Pryor will probably be returned as soon as Burbridge arrives.

Since Pryor's capture, Burbridge has been dismissed from the army for disobeying the orders forbidding the exchange of papers or holding intercourse with the enemy on any pretext. Pryor is now in the old capital prison.

New York, Nov. 29.

In the rebel house of representatives on the 26th, J. T. Leach, of North Carolina, offered resolutions with preamble, that whereas, the unfriendly interference of the citizens of the non-slaveholding States with the reserved rights of States was the cause of this cruel, bloody, and relentless war; and whereas, the citizens of the slave states, in an unguarded moment, and without mature deliberation as to the fatal consequences, made the occasion of the election of Abraham Lincoln the occasion for precipitating the Confederate States out of the Union, which was followed by a fearful train of consequences; and whereas, we, the representatives of the people, desire to place ourselves fearlessly before the civilized world as anxious to secure an honorable and permanent peace.

Therefore, resolved, That any attempt to infringe upon the reserved rights of the States should be resisted by all lawful means.

Resolved, That when the United States shall signify its willingness to recognize these rights, and guarantee citizens their rights of property, as provided by the constitution and laws of Congress, we will agree to treat for peace on such terms as may be agreed upon by commissioners, or by States acting in their sovereign character and ratified by a majority of the people which shall constitute the bond of peace between the North and South.

Mr. Leach sustained the resolutions in a speech, and then they were voted down almost unanimously.

The army correspondent of the Tribune says: James have been sent to the front, which will throw shells into Richmond from our nearest position. The shell is inflammable to an extraordinary degree, and it is thought that the rebels will be burned out with them.

On the morning of the election, a state route on the steamer Elm City, running between New York and New Haven, was found to be on fire, similar to the boats here. Three more arrests have been made, and the hotel keepers have increased their risks to \$20,000. An attempt to fire the International hotel was made last night.

New York, Nov. 29.

Late rebel papers give additional information regarding Sherman's movements. They show separate movements of the respective columns under Howard and Slocum. Both of them, it is admitted by rebel papers, are well across the Oconee river. The report that Milldegeville was occupied and of the destruction of charcoal works and foundries at Frisco, is also confirmed. The panic which has been created, both in Georgia and South Carolina, by the march of the irresistible conqueror, is something which has had no parallel during the war. A levy en masse of the Georgia and South Carolina militia has been ordered out and desperate efforts are being made to concentrate at Augusta an army to present some opposition to Sherman's advancing columns.

The Augusta Constitutionalist of the 22d says: A raiding party of the enemy tapped the road ten miles east of Macon, destroyed a lumber train and freight trains, but were turned back in haste. Heavy cannonading and musketry fire is heard east of Gordon. It is supposed that Gen. Wayne at Gordon has been attacked. Milldegeville had been entirely evacuated by our forces before the enemy entered and everything of value brought away.

CLAYTON & HALE

WHOLESALE & RETAIL

DRUG EMPORIUM

Virginia City, Montana Territory, Corner of Wallace and Clay sts., Opposite Creighton's Stone Block.

We take pleasure in informing the citizens of Montana Territory, that we have opened and offer for sale one of the largest and best selected stock of Drugs ever brought west of the Missouri River, embracing all kinds of

DRUGS, MEDICINES, CHEMICALS, DYES, PAINTS, VARNISHES, TURPENTINE, COAL OIL, ALCOHOL, BRUSHES, GLASSWARE, KEROSENE LAMPS, WINDOW GLASS, TOBACCO, CIGARS, PAPER AND BLANK BOOKS, PERFUMERY, PATENT MEDICINES, PURE MEDICINAL WINES and LIQUORS, FANCY GOODS and NOTIONS.

For Mining purposes will keep constantly on hand an ample supply of

QUICKSILVER & GOLD SCALES.

Particular attention will be given to Physicians' orders and Prescriptions, and nothing will be dispensed from this establishment but what is STRICTLY PURE.

The prices of all goods shall be as low as they can be bought in the country. Call and examine before buying elsewhere.

41

STOKES and LEVIS

STORAGE & COMMISSION

We would respectfully announce to the public that we have just opened a large stock of Goods consisting of

GROCERIES OF ALL KINDS, WINES and LIQUORS, BOOTS and SHOES, MINER'S TOOLS, TOBACCO of all KINDS, FANCY GOODS, CANNED FRUITS, and a general assortment suitable for Miner's use. All are invited to call and examine.

4-3m

SPENCER HARRISON & CO.,

(Successor to)

COOVER, McADOW & CO.,

LUMBER YARD.

Corner of Idaho & Van Buren Sts.

ALL KINDS OF SLICE OR BUILDING LUMBER. Lumber bills filled on short notice.

3-3m

IF YOU WANT THE BEST BEEF IF YOU WANT THE BEST MUTTON IF YOU WANT THE BEST MEATS OF ALL KINDS IF YOU WANT THE BEST VEGETABLES

The market affords and at Low Prices.

Go to the

BULLS HEAD MARKET.

4-4

KRAL & PETCHNER'S

CONFECTIONERY and BAKERY

A Large and Fresh Stock of

CANDIES, CANNED FRUITS, and CONFECTIONERIES of all KINDS.

FINE CIGARS, WINES, and LIQUORS, kept constantly on hand.

BALL SUPPERS and WEDDING CAKES,

Getten up on Short Notice.

Wallace St., one door above the Gem.

Virginia City, M. T., Sept. 10, 1864.

JOHN H. MING.

Corner Wallace and Jackson Sts., Virginia City, Montana Territory.

BOOKS & STATIONERY.

WHOLESALE & RETAIL.

GROCERIES, BOOTS and SHOES.

4-4

HO! FOR THE YELLOWSTONE.

DAVIS, HOUSEL & CO.,

HAVE THE MOST COMPLETE ASSORTMENT of Dry Goods, Groceries and Provisions in Virginia City, for sale. Also: a complete assortment of Clothing, and Piece Goods. Store on Wallace street, above the Stone Block, Opposite the Cabinet Shop.

5-3m

STAR RESTAURANT.

Jackson, between Wallace and Idaho streets, Virginia City, M. T.

POWELL & SCHENK, PROPRIETORS.

THE "STAR" is now open for the accommodation of Guests and Boarders as a regular Restaurant, and is the only establishment of the kind in the city.

FRESH TROUT, GAME, HAM AND EGGS, HOT COFFEE, OYSTERS.

in every style and the best of everything the market affords, neatly served to order, at all hours of the day or night. Old friends and new ones, and persons from abroad, recollect the Star.

5-3m

SUMMONS.

Beaver Head County, Bannack City, ss, the Territory of Montana.

To the Sheriff or any Constable of said county: YOU are hereby commanded to summon Patrick Florida, if he shall be found within your county, to appear before the undersigned, one of the Justices of the Peace in and for said county at my office in said city, on the 2nd day of January, A. D. 1865, at 2 o'clock in the afternoon, to answer to James Mansfield plaintiff, in an action on contract for the direct payment of money, for the sum of Ninety (\$90 00) dollars, for which amount said plaintiff will take judgment against you if you fail to appear and answer the plaintiff's complaint. Hereof fail not at your peril.

Given under my hand at Bannack City, this 21st day of November, A. D., 1864.

E. W. WESTON, Justice of the Peace.

15-4*

TO THE PUBLIC.

THE BOARD OF DIRECTORS OF THE VIRGINIA CITY and SUMMIT CITY WAGON ROAD COMPANY, will meet at Allen & Millard's Bank on Wallace (or Main) street Virginia City, on Saturday evening of each week, at 7 o'clock, P. M.—Persons having business with the Company are requested to confer with them at the above time and place. By order of the Board.

J. S. ATCHISON, Sec'y.

JOHN A. NYE & CO.

Wallace Street, Virginia City, M. T.

DEALERS IN

MINER'S TOOLS OF ALL KINDS, MINER'S TOOLS OF ALL KINDS, STOVES OF ALL KINDS, SHEET AND TOM IRONS, SHEET AND TOM IRONS.

And a general assortment of Goods pertaining to our line of business, which we offer to the Public at reasonable rates.

We are prepared to manufacture anything in our line to order, with dispatch.

J. A. NYE & Co.

James H. Harper, Geo. W. Hynson.

GEM SALOON.

Virginia City, Montana Territory.

Situated on Wallace Street, Two Doors above Jackson.

KEEP CONSTANTLY ON HAND Choice Wines, Liquors and Segars. The Proprietors are thankful for past patronage, and hope to merit a continuance of the same, as soon as their new house is completed.

HARPER & HYNSON, Proprietors.

6-3m

ROCKFELLOW & DENNER

WHOLESALE AND RETAIL

GROCERS,

STORAGE & COMMISSION

MERCHANTS.

No. 8, JACKSON ST., VIRGINIA CITY, M. T.

Advances made on

CONSIGNMENTS.

Particular attention given to the sale of

FLOUR, BACON, LARD, BUTTER, SUGAR CURED HAMS, PRIME BEEF, POTATOES, ONIONS, and all kinds of

PRODUCE.

SUGAR, COFFEE, TEAS, DRIED & CAN FRUITS, NAILS, AXES, MINER'S TOOLS, And a fine lot of BOURBON WHISKIES, IMPORTED BRANDIES, HAVANA CIGARS, &c.

REFER TO:

Messrs. Holladay & Halsey, Gilbert & Sons, Howard Livingston, Esq., James Bromley, Esq., Messrs. Kimball & Lawrence, Salt Lake City. John Hughes, Esq., Denver City, Col. T. Messrs. Allen & Millard, Bankers, Messrs. Erfort, Busch & Co., Creighton & Co., Virginia City, M. T.

5-6m

NEW FIRM.

J. ARMITAGE. J. B. COX.

On Jackson Street, one door above Messrs. Rockfellow & Denner.

HAVE JUST OPENED THEIR EXTENSIVE

and well furnished

Family Grocery,

COMMISSION & STORAGE HOUSE

Where they propose offering, at FAIR PRICES, the best quality of

STAPLE AND FANCY GROCERIES

Consisting in part of

FLOUR, CORN MEAL, BACON, HAMS, LARD, SUGAR, COFFEE, and TEA of a Superior Quality, SYRUP and SUGAR CANE MOLASSES CAN MEATS and FRUITS of every description.

Also:

DRIED APPLES, SALT LAKE PEACHES, DRIED CURRIANTS, CHERRIES, BLACKBERRIES, GRAPES and RAISINS.

VEGETABLES of every description

Arrangements are being made to keep their house well supplied with the very best SALT LAKE and RANCHE BUTTER that our Mountain Country can furnish.

All are respectfully invited to give them a call.

The highest cash prices paid for Butter Eggs and Cheese.

6-6m

175 000 Pounds

BALED HAY

WHOLESALE and RETAIL

At Express Corral, East Wallace Street. Great inducements offered to Corral men, as I sell hay at wholesale, at a great reduction. Call and see.

14-1m* T. B. McKIMSTRY.

NEW TINSHOP.

DEALERS IN

HOTEL AND FAMILY, COOKING AND HEATING STOVES, MINING TOOLS, TIN, SHEET IRON, AND JAPANET WARES AT WHOLESALE & RETAIL.

N. B.—Job Work in Tin or Sheet Iron done on reasonable terms.

Jackson Street, next door to Content's New Stone Corner.

SECOND & FAUCETTE

SADDLERS & HARNESS MAKERS.

CONSTANTLY ON HAND and manufacturing from the best material, all styles of Saddles, Bridles, Single and Double Harness, or anything else made in a first class saddle shop.

1m-14

FIRST CLASS STABLE

in every respect, and solicit the patronage of their friends and the public.

SUPERIOR SADDLE HORSES

can be obtained at all times.

Corral for cattle in connection with the Stable.

12-4*

COOKE, GRAY & CO.

Hook and Ladder Company No. 1. MEET regularly every Monday, at 7 o'clock, P. M., at Masonic Hall. By order of Tom. BARNES, Captain.

LUNCH! LUNCH!!

—AT THE—

CADE RESTAURANT AND SALOON.

BY

LOUIS IVERSON.

Corner of Idaho and Jackson Sts.

Lunch over night, from nine to twelve o'clock. Meals at all hours of the day, put up in the best style.

The finest Wines, Liquors and Cigars, always to be had at this bar.

12-3m