AMUSEMENTS.

NEW CHESNUT STREET THEATRE—Mr. Joseph Jefferson will appear for three nights more in his great impersonation of "Rip Van Winkle." The performances conclude to-night with the new London farce, *Found in a Four-Wheeler*. Boucicault's successful new plays, *The Parish Clerk* and *The Long Strike*, will shortly be produced, with elegant new scenery, appointments, etc.

WALNUT STREET THEATRE.—Mr. Edwin Booth presents his great impersonation of the "Cardinal Duke," in Bulwer's play of *Richelieu*, this evening, supported by Mr. Barton Hill and Mr. J. B. Roberts.

NEW AMERICAN THEATRE.—Miss Kate Fisher and El Nino Eddie. This evening the romantic dramas of *Lochinvar* and *Black-Eyed Susan* will be presented.

ARCH STREET THEATRE.—Mr. Dan Bryant in the *Irish Emigrant* and *Handy Andy*, supported by Miss Hull and the whole company.

CITY MUSEUM.—A very attractive bill is offered this evening. It is full of rollicking fun. First, *The Poor Gentleman*, then the burlesque of *Camille*, and lastly, *Timothy to the Rescue*.

THE FAMILY RESORT.—Carncross & Dixey give the new burlesques of *Life on a Mississippi Steamboat* and the great *National Base-ball Match*.

MR. GOUGH'S LECTURE TO-NIGHT.—This evening Mr. Gough delivers his great lecture, entitled "London by Night." To-morrow evening he is to deliver one of his great lectures on "Temperence."

CONCERT AND BALL.—The grand annual concert and ball of the Cecilia Männerchor (German) Musical Society takes place to-night at Musical Fund Hall, and the Committee of Arrangements have spared no pains to make it one of the most pleasant affairs of the season. Professor Francis H. Schulz is leader of the society, and they are making rapid musical progress, which, if continued, will soon rank them as one of the first vocal organizations in our midst.

CITY INTELLIGENCE.

[For Additional Local Items see Third Page.

GUY FAWKES' DAY.—The 5th of November in England is devoted to very similar enjoyments as the 4th of July is with us. The great difference is that the origin of the celebration cannot measure itself in importance with the anniversary of Independence. In the year 1604 Robert Catesby, a Roman Catholic, conceived the plan of blowing up the Houses of Parliament, and thus destroying at a blow King, Lords, and Commons, in order to revenge the severity of the penal laws against the Catnolics. A mine was dug under the Houses of Parliament, and a meeting of the House having been appointed, Guy Fawkes, one of the conspirators, was appointed to fire the train with a slow match. There were, however, several Catholic peers in the House, among others Lord Monteagle, who, a few days before the time appointed, received an anonymous letter, which it eventually transpired was written by Dame Dorothy Selby, entreating his absence from Parliament, and warning him of a terrible impending danger.

This aroused his suspicions, and a search having been made, Guy Fawkes was found among a quantity of powder barrels under the house, with materials for ignition on his person. When arrested he boldly avowed his purpose, and was consequently condemned and executed January 30, 1606. Ever since, the boys carry about an effigy of Guy Fawkes on this anniversary, which they burn in some public place in the evening, accompanying the conflagration with a display of fireworks. When carrying the figure about it is customary for the boys to chant verses composed for the occasion, each according to the inspiration of his own muse, but invariably commencing—

"Please to remember
The fifth of November,
The gunpowder treason and plot.
We don't see the reason
Why gunpowder treason
Should ever be forgot."

ARREST OF A BURGLAR.—James Davidson, a professional burglar, was arrested about 4 o'clock yesterday afternoon on a charge of burglary. During the temporary absence of Mr. Potts, who resides at the northwest corner of Thirteenth and Wallace streets, Davidson effected an entrance into the house through the front door, by means of a skeleton key. A couple of little boys in the neighborhood saw Davidson enter, and, suspecting something wrong, gave the alarm.

He, seeing himself detected, attempted to escape through the rear of the house. He ran out of the back door, and jumping the fence of the yard, tried to conceal himself in the water-closet of a neighboring house. He was discovered, however, and by representing that he was only trying to escape from some person with whom he had a difficulty, he got clear, and then ran down Bankson street.

When he had gone a short distance persons began to suspect the true state of the case, and a hue and cry being raised, he was pursued as far as Ridge avenue and Melon street, where he was captured by a Mr. Ross, and handed over to two policemen, who took him in charge and escorted him to Alderman Hutchinson's office. After a hearing of the case, he was held in the sum of $3000 bail to answer the charge of burglary. This morning he was taken to the Mayor's office, to allow the police authorities to take a close view of his person, in order that he might be identified in case of any future operations.

ROBBERY.—Last Friday night, between 12 and 1 o'clock, a German, who had come down from Holmesburg to go on a "bender" in this city, stopped in his peregrinations at a saloon in Second street. He soon became most gloriously "tight," and when he started up to go home several men officiously proffered their services to help him along. They took him out, and, instead of turning his face homewards, they led him to a vacant lot, and there made an appropriation of his watch and other valuables. George Detterline, who is said to be one of the party concerned, was arrested and taken before Alderman Clouds, who, after hearing the facts of the case, held him in $1000 bail to answer.

A HIGHWAY ROBBERY.—Between 2 and 3 o'clock yesterday morning a gentleman was walking along Seventeenth street, near South, with a new hat under his arm, when a couple of ruffians sprang out on him and knocked him down, and beat him with a black-jack. They then stole from him his new hat and his cap, and left him. As soon as he recovered sufficiently from his beating he gave the alarm, and had the two men arrested. They gave the names of John Gallagher and Mickey Bogan. After a hearing before Alderman Lutz, that magistrate committed them to answer the charge of highway robbery.

BORROWED RAIMENT.—Last Saturday evening Brodus Meyer, a German who is employed in the establishment of Engel & Wolff, on Washington lane, was arrested on a charge of larceny. It appears that he took advantage of the temporary absence of some workmen employed in the vicinity, to confiscate their clothing. He was unlucky enough to be caught at it, and was arrested and taken before Alderman Hutchinson, who held him in $800 bail to answer.

SHOVING THE QUEER.—Daniel McAleer, while on a drunken frolic last Saturday night, stopped at a saloon at Eighteenth and Lombard streets, and in payment for some liquor, it is said, attempted to pass a counterfeit fractional note. He was arrested and taken before Alderman Swift, who fined him for being drunk, and committed him to answer the charge of an attempt to pass counterfeit money.

AN IMMENSE INHERITANCE FOR SOMEBODY.—The descendants of Joseph Willson, of Yorkshire, England, to the number of about one hundred, from various parts of the United States, met a few days ago at the Astor House, in New York, and adjourned after forming an organization which is to be known as the "Ingraham Association," and whose object is to be to prosecute the Ingraham family's claim to the site of the flourishing city of Leeds, in England. Mr. W. J. P. Ingraham, of Philadelphia, is President of the Association. One of the heirs of this Leeds property spent many years in searching for titles, and had nearly completed his task when, last spring, he died. The family intend to pursue the work until they shall establish their claim, and in so doing they expect aid from capitalists in Leeds, who are anxious to find somebody that can give them titles to the land whereon they have built. The estimated value of the land in dispute is $100,000,000. The claimants are sanguine of success; but others believe the claim is about as good as that of Annecke Jans to the estates of Trinity.

LARCENY OF CLOTHING, ETC.—George Harris was arrested yesterday for the larceny of a quantity of clothing and other articles from a gentleman in Chester. It was supposed that a professional by the name of Benson had taken the articles in question, viz., two pairs of cloth pants one dress frock coat, two vests, an overcoat, a valise full of underclothing and linen, and a silver watch with chain attached. George Harris, the person arrested yesterday, it is said, has confessed to the taking of the articles. They were all recovered, and were sent down to Chester this morning. Harris had a hearing before Alderman Swift, who held him to answer the charge of larceny.

A DISORDERLY HOUSE.—Catharine Murphy, who keeps a disorderly house at Blackberry alley and Spruce street, was arrested last night, together with some five or six of her nymphs and a couple of men, one black, the other white. It is said that Catharine has been a great annoyance to the neighborhood, on account of the disorderly characters who frequent her place, and make night hideous with their discordant melodies. When the police made the descent on them last night, they were very disorderly and noisy. They had a hearing before Alderman Swift, who held them to answer.

LLOYD'S RAILROAD GUIDE.—We have received the November number of this invaluable publication, and find it, as usual, replete with important information to travellers. The great advantage of having in a compact form a reliable time-table of the great railroads of the country cannot be too highly estimated, and this is secured by *Lloyd's Guide*. It contains several illustrations, among which we find a fine steel engraving of Hugh Rice, Esq., a prominent New York merchant, and a good view of Philadelphia as seen from the Delaware river.

A LARGE HAUL OF BASE-BALL PLAYERS.—Yesterday afternoon a large gang of young fellows were arrested on a vacant lot at Twenty-eighth and Tasker streets, whilst playing base-ball. This practice of playing ball on Sunday, to the annoyance of every one in the neighborhood, became so unbearable that, on complaint of the citizens, the police authorities resolved to put an effectual quietus upon it. Accordingly a number of officers dressed themselves in citizen's clothing, and surrounded the players. They arrested some thirty-four young fellows, who were taken before Alderman Swift, who held them to answer.

CARRYING CONCEALED DEADLY WEAPONS.—At a late hour last Saturday night Thomas J. Reed, a benevolent individual, who was kindly attending to the comfort of a drunken companion, at Eleventh and Olive streets, in an exaggerated style of friendship, got into a slight difficulty. An officer attempted to arrest his *protege*, who was acting in a noisy manner, when Reed, it is said, interfered, and drew a billy. He was arrested for this offense, and taken before Alderman Massey, who, after hearing the facts in the case, committed him in default of $700 bail to answer.

NYMPHES DU PAVE.—The abandoned creatures who infest our streets are receiving some pretty severe checks to their course. Orders have been issued to put a stop to this nuisance, and the police will soon make a clean sweep of all the streets. Hereafter, all those confirmed walkers who infest Walnut and Chesnut streets will, on arrest and conviction, be sent below for thirty days, to meditate on their conduct. A number were arrested during the past two nights, and were sent to prison for the above period.

A SUSPICIOUS CUSTOMER.—Early yesterday morning James Stuart was arrested under very suspicious circumstances. He had contrived to get into the cellar of King's printing office, No. 607 Sansom street, back of the new *Ledger* buildings, and had stowed himself away there, when he was discovered by one of the employes of the place. He was handed over to the police, and was taken before Alderman Butler, by whom he was held to answer on suspicion of larceny.

APPOINTMENT MADE.—Among the appointments in the Custom House last week was that of Captain Charles F. Maguire. Captain Maguire is known by almost everybody. He served in the war with Mexico, and stood beneath the stars and stripes in the grand City of the Montezumas. In the late Rebellion he served for five years, enlisting as a Captain in the Ninetieth Pennsylvania Volunteers.

A THIEF WITH A SWEET TOOTH.—A German named A. Oehlschlager "took advantage of an opportunity" to purloin a bag containing eight pounds of sugar from one of the passenger cars of the Ridge avenue railroad. The sugar was the property of Mr. J. Nichols, the Superintendent of the road, who had the thief arrested. He had a hearing before Alderman Massey, who held him in $700 bail to answer.

A DANGEROUS FELLOW.—William Miller was arrested yesterday morning, about 1 o'clock, at Seventh and Cherry streets, on a charge of carrying concealed deadly weapons. It is alleged that he was in a state of exhilaration, and was talking very loudly when he was arrested. On his person he had a revolver. He had a hearing before Alderman Godbou, who held him in $1000 bail to answer.

WHAT'S IN A NAME?—We have received the third part of the Roll of Honor from the War Department. It contains some curiosities in the way of names. There are no less than ten George Washingtons, all of whom belonged to the colored troops. There are also representatives of General Taylor and many more of our illustrious men amongst those who "fought bravely."

SABBATH BREAKING.—There were some eighty-five boys and young men arrested yesterday for various small offenses in Lieutenant Connelly's district. Most of them were for pitching pennies and corner-lounging. A determined effort will be made to put a most effective stop to all such nuisances in the future. They were taken before Alderman Swift, who held them to answer.

TO NEW JERSEY VOTERS—THE POLLS TO-MORROW.—The Republican State Central Committee desire all voters to remember that the polls will be opened at *seven* o'clock to-morrow (Tuesday) morning, and close at *sunset*, 4·53 o'clock, in the evening.

FENIAN MEETING.—A mass meeting of the Fenian Brotherhood, under the auspices of the Emmett Circle, will be held at O'Neill's Hall, Broad and Lombard streets, on Wednesday evening, to sympathize with their Irish friends in English dungeons. George Archdeacon, Esq., who has lately arrived in this country, and who was one of the prisoners in Ireland, will be among the speakers. Mr. Archdeacon was Centre of the Fenian Circle in Liverpool.

EFFECTS OF GETTING INTO BAD COMPANY.—Last Saturday night two men entered complaints against women of the town for robbing them of their money. In both cases the men had been in company with disreputable characters, and had lost their money through their own imprudence. The girls were arrested, and held to answer by Alderman Swift.

IF I HAD A LUGGAGE.—
If some uncle I never saw
(Like those we often read of),
Would leave me, as his heir at law,
More cash than I had need of,
I'd drive a third-out of such style
As Broad street rarely sees;
I'd give Miss Jones, to win her smile,
Diamonds as big as peas;
And each day would behold me drest
In a grand suit of Bennett's best.

WE HAVE
Good style Cassimere Suits to match as low as.....$15·00
Finest French Cassimere suits to match up to..... 50 00
And all intervening grades.

WE HAVE
Good all-wool Black Suits as low as..$22 00
Finest Black French Cloth and Cassimere Suits up to..... 55 00
And all intervening grades.

WE HAVE
The largest, best assorted, and most complete stock of Men's, Youth's, and Boys' Clothing in Philadelphia—equal to any in the city in style, make, and fit—comprising all kinds of styles, sizes, and qualities, adapted to the wants of all, and sold at lower prices than the lowest elsewhere, or the money refunded.

Half way between
FIFTH AND SIXTH STS. { BENNETT & CO., TOWER HALL, 518 MARKET STREET.
All our prices are lower than for several years.

DR. HUMPHREYS' SPECIFIC HOMŒOPATHIC REMEDIES for families are viewed with favor by all intelligent citizens, in and out of the profession. The medicine or specific for each disease is supplied in proper quantities, with full direct ons in a small book, and they have been the means of effecting very great benefit. The system of having a specific for each particular disease originated with Dr. Humphreys, and has been elaborated and extended with great care, and for their simplicity and efficiency leave little to be desired. Depot, No. 562 Broadway, New York.

AN UNLUCKY ADMIRAL.—Admiral Tegethoff, of Austria, has been dismissed the service, for sailing his vessels contrary to the Austrian rules of navigation; but the most lucky Admiral Te-ret-hoff we know of is Admiral Semmes, who *got off* from Captain Winslow, in an English yacht. The best things "to get off" or *on* either, are the ready made garments at Charles Stokes & Co's one price Clothing House, under the Continental. They go off very readily and easily from the store and on to the customers.

SNOW POWDER.—The highways and byways of pretty much all our Northern cities and towns are now graced with good-looking Snow Powder Posters. In one sense it is in everybody's eyes, but in a far better and more essential point, it is in almost everybody's kitchen or wash room. To be without Snow Powder, when once it has been used, is next to a misfortune.

SILVERINE.—People who wish to have their old and worn wares, such as spoons, knives, etc., or anything made of brass, copper and German silver, look fresh, original, and new, should procure the popular Silverine, which can be applied very easily, and is sure to do the work. Pure silver is used, and there is nothing injurious in the process.

Five-Twenty Coupons,
Due November 1,
Wanted by
DREXEL & CO.,
No. 34 South Third street.

HONESTY is the best policy in medicine as well as in other things. Ayer's Sarsaparilla is a genuine preparation of that unequalled spring medicine and blood purifier, decidedly superior to the poor imitations heretofore in the market. Trial proves it.

BE IN TIME.—The days are getting short, as well as few; so embrace the opportunity, and get those Photographs that you want for Christmas presents at B. F. Reimer's, No 624 Arch street. Six card, or one large Photograph, only $1.

CHILDREN'S CLOTHING.—M. Shoemaker & Co., Nos 4 and 6 N. Eighth street, are now opening a splendid assortment of boys', girls', infants', and misses' clothing.

CONFECTIONAIRE FRANCAISE, Anglaise, Allemande, Turquoise et Americaine preparaiens avec tout le circumspection expressment pour. E. G. Whiman, No. 318 Chesnut street.

TRY our Yankee Bunns.
MORSE & CO., Nos. 902 and 904 Arch street.

BURNT ALMONDS, Rose Almonds, Iceland Moss Paste, Cream Chocolates, etc., can be had at all times of George W. Jenkins, Confectioner, No. 1037 Spring Garden street.

PURGE out the morbid humors of the blood by a dose or two of Ayers' Pills, and you will have clearer heads as well as bodies.

TWELFTH AND CHESNUT is the place to purchase Cork Mattresses and Bedding, and to have your Furniture reupholstered, varnished, and repaired by practical workmen.

FRENCH COCOANUT CAKE, original with Morse & Co., Nos. 902 and 904 Arch street.

ELASTIC STITCH SEWING MACHINES, FOR FAMILY USE. THE ONLY MACHINE THAT BOTH SEWS PERFECTLY AND EMBROIDERS PERFECTLY.	GROVER & BAKER'S HIGHEST PREMIUM SEWING MACHINES, No. 730 CHESNUT STREET.	SHUTTLE, OR LOCKSTITCH SEWING MACHINE, FOR TAILORS, SHOEMAKERS, SADDLERS, HARNESS MAKERS, CARRIAGE MAKERS, LATEST AND BE

SUPERIOR STYLES OF READY-MADE CLOTHING.
SUPERIOR STYLES OF READY-MADE CLOTHING,
WANAMAKER & BROWN
POPULAR CLOTHING HOUSE,
OAK HALL,
Southeast corner SIXTH and MARKET Streets.

MARRIED.

CARROLL—GODDARD.—On October 25 at the residence of the Rev. Mr Wylie, Mr JAMES CARROLL, of Philadelphia, to Miss GRACE A. GODDARD, of Washington city, D. C.

GODDARD—BRADY.—On November 1, at the residence of the Rev. Mr. Wylie, Mr. MARCELLUS GODDARD, of Washington city, to Miss MARY M. BRADY, of Philadelphia.

DIED.

KINNARD.—On the 4th instant, JACOB KINNARD, in the 74th year of his age.

The relatives and male friends of the family are respectfully invited to attend the funeral, from his late residence, No. 208 McAlpine street (between Walnut and Locust, Thirty-sixth and Thirty-seventh streets), West Philadelphia, on Wednesday afternoon November 7, at 1 o'clock. Interment at Monument Cemetery.

KRAEMER.—On the 2d instant, ELIZABETH, relict of the late William Kraemer, in the 85th year of her age.

The relatives and friends of the family are respectfully invited to attend the funeral, from her late residence, No. 1010 N. Front street, on Wednesday afternoon, the 7th instant, at 1 o'clock. To proceed to Laurel Hill.

PHILLEE.—This morning, November 5, after a short illness, BELLE, daughter of George and Rebecca H. Phillee, aged 21 months.

ROCKHILL & WILSON,
FINE CLOTHING HOUSE
Nos. 603 and 605 CHESNUT St., Phila.
Latest Style Sack and Walking Coats.
BOYS' CLOTHING.

ROCKHILL & WILSON,
FINE CLOTHING HOUSE,
Nos 603 and 605 CHESNUT St., Phila.
FALL AND WINTER OVERCOATS
IN GREAT VARIETY.

ROCKHILL & WILSON,
FINE CLOTHING HOUSE,
Nos. 603 and 605 CHESNUT St, Phila.
COACHMEN'S COATS.
HUNTING COATS.
COACHMEN'S COATS.
HUNTING COATS.

FOURTH EDITION

FROM BALTIMORE THIS P. M.

Judge Bartol's Writ of Habeas Corpus.

The Jail Warden Refuses to Make a Return.

Petition for the Arrest of the Warden.

Argument on the Time Allowed by Law in Which to Make a Return.

The "Conservatives" Don't Like Grant.

What He Told the Governor.

Etc., Etc., Etc., Etc., Etc., Etc.

[Continued from the First Page.]

This proposition appears to meet with but little favor on the part of the Radicals, who clearly have the upper hand at present, and are not disposed to yield voluntarily any of their ground to their opponents. At nine o'clock this morning Judge Bartol sat in Chambers at the Court-house awaiting a return to the writ of habeas corpus in behalf of the new Commissioners and Sheriff.

The Court-room was packed with a large throng, while the streets in the neighborhood were almost blocked up by the crowd of people. There was no excitement, however, a general feeling prevailing was that it would be best to await patiently the due course of the law. Messrs. Schley and Latrobe, counsel for the new Commissioners, are in court, but the counsellors for the old Board were not present. A colloquy ensued between the Judge and the counsel as to the requirement of the law.

No return had yet been made to the Court, which the Judge stated was granted about 5 o'clock on Saturday, but for some reason had not been served until this morning. The Court further stated, that by a provision of the code of Maryland, three days' time was given within which to make a return. Mr. Schley said he was aware of this provision of the statute, but that over and above this was the common law, which required an immediate return. He was willing, however, to give a reasonable time for a return.

The Court then quietly awaited the appearance of the prisoners. After a lapse of an hour and a half Mr. Horwitz, counsel for the Sheriff, stated his belief that there was no intention to comply with the writ. Mr. Alexander, sen or counsel for the old Commissioners, then appeared and stated his belief that the Warden of the jail was in consultation with counsel, and that some time would be necessary to prepare a return. (Laughter.)

He believed a return would be made, but could not say when, or what it would be.

Mr. Horwitz then stated that he would apply for a writ commanding the Sheriff or, in this case, one of his deputies, as the officer himself was in custody, to produce in court at once the body of his client and of his custodian, under that provision of the code which gives this power, when there is reason to believe, as there is in this case, that the custodian intends to evade the writ.

The Judge asked Mr. Alexander whom he represented?

Mr. Alexander—I represent the Commissioners, who have deep interest in preserving the peace of the city, and in the proper conduct of this case. He had reason to believe that a return would be made about noon, and that there would then be no necessity for any further proceedings in the case. He thought the best interests of all would be best subserved by a postponement of all proceedings until 12 or 1 o'clock.

Mr. Schley arose, and said that he would endeavor to speak calmly, although it was with feelings of much warmth. No man in Baltimore was more anxious than himself to preserve the peace and prevent a riot or outbreak of any kind. He desired to have the matter settled without any trouble, and even without any argument, as it was a subject on which the minds of men naturally became excited. Still, he could not overlook the fact that three citizens of the State had been deprived of their liberty, and that, after the lapse of an hour and a half after the appointed time, no return had been made to the process commanding the production of their bodies in this court. He therefore stated that he was about to prepare affidavits on which to base petitions in behalf of Messrs. Young and Valliant, similar to the one made by Mr. Horwitz in behalf of the Sheriff.

Mr. Rogers, Deputy State's Attorney, appeared, and stated that he had reason to believe that the Warden was engaged with his counsel in preparing his return. On such occasions many suggestions naturally arise, by which much time is consumed, and it was only reasonable to give the necessary delay. Besides, it might be that there could be no possible contumacy on the part of the Warden, as there was no legal presumption that these men were now in his custody.

At this point there was another long delay in the proceedings, counsel for the new Commissioners and Sheriff being occupied in the preparation of their affidavits and petitions.

This morning, at 10 o'clock, General Grant had an interview with Governor Swann and other leading conservatives, at the Governor's residence. The result was rather unsatisfactory to the conservatives, as they are now swearing furiously against General Grant, whom they charge with having gone over to the radicals. The exact result of the interview has not yet been divulged, and this is the only indication of its nature which I have.

ROCKHILL & WILSON,
FINE CLOTHING HOUSE,
Nos. 603 and 605 CHESNUT St., Phila.

Foreign and Domestic Fabrics Made to Order, Reasonable, Serviceable, and Fashionable

FROM ANOTHER CORRESPONDENT.

[SPECIAL DESPATCH TO THE EVENING TELEGRAPH.]

BALTIMORE, November 5.—All is quiet, but an immense number of people are in the streets and around the Court House.

Captain James, Warden of the jail, refused this morning to deliver the new Commissioners Young and Valliant, and Sheriff Thompson, to the officers who demanded them on a writ of habeas corpus issued by Judge Bartol.

Soon afterwards Milton Whitney, counsel for Captain James, appeared in the City Circuit Court, where Judge Bartol was sitting in waiting, in a crowded court-room, with the counsel on both sides present, and stated on behalf of his client, that he, Captain James, the Warden of the jail, could not deliver the prisoners at that time, but would, if possible, return them into Court at 12 o'clock noon, or give reasons why he could not do so.

At 12 o'clock precisely, the prisoners not appearing, William Schley, counsel for them, arose and, supported by affidavits, demanded of Judge Bartal the issuance of a writ for the arrest of Captain James, to bring him before the Court on a charge of contempt, and to show cause why he had not obeyed the writ of habeas corpus in surrendering the prisoners.

Schley is now going on with his argument to show why James should be immediately arrested, and brought before Court for contempt. He is defining the habeas corpus law, which some contend, with James' counsel, gives him three days to respond to the writ of habeas corpus in delivering the prisoners, and others assert that it justifies an immediate surrender.

This argument, and reply of the opposite counsel, will consume much time and cause such a delay as to prevent the new Commissioners having time to manage or conduct the election to-morrow. If James should be arrested, this will also consume much time, and if the new Commissioners and Sheriff be surrendered, the arguments in trying the case will occupy two days. In any event, therefore, it seems now that they cannot act, and the old Police Board will be master of their position until after the election.

FROM WASHINGTON THIS P. M.

[SPECIAL DESPATCHES TO THE EVENING TELEGRAPH.]

Committed to Prison.

WASHINGTON, November 5.—Sanford Conover, alias Charles A. Dunham, arrested in New York on Friday on the charge of being concerned in the manufacture of evidence to implicate Jefferson Davis in the conspiracy to murder Abraham Lincoln, is now confined in the District Jail here. He seems quite unconcerned, and asserts that he will be able to prove his entire innocence of the charge.

Troops Ready for Baltimore if Wanted.

The 3d battalion of the 12th United States Infantry, and the United States marines, have been under orders here since Friday for Baltimore, but have not started yet. Trains have been in constant readiness to take them on at a moment's notice. A large quantity of ammunition has been prepared at the Arsenal for transportation to Baltimore in case of necessity.

Fires.

ROCHESTER, N. Y., November 5.—The woollen factory of O. Bennett, at Albion, Orleans county, was totally destroyed by fire yesterday morning. The loss amounted to $10,000, on which there is an insurance of $5000.

PORTLAND, Me., November 5.—The house, store, stable, and granery of Jeremiah Bartlett, at Lock's Mills, Me., was burned on Friday morning. The loss amounted to $12,000, on which there is an insurance for two-thirds the amount in New York offices.

New York Bank Statement.

NEW YORK, November 5.—The Bank statement for the week ending on Saturday shows:—

Loans, decrease	$2,935,100
Specie increase	1,338,384
Circulation, increase	222 770
Deposits, increase	1,123,000
Legal tenders decrease	374 033
Import of specie for the week	69,489

Obituary.

BOSTON, November 5.—William Burr, Agent of the Free-Will Baptist Printing Establishment, and one of our most prominent citizens, died suddenly this morning of apoplexy.

From Louisville.

LOUISVILLE, November 5.—Eight men were arrested at Warsaw, on Saturday, for robbing and maltreating negroes. They are now in a military prison.

Thanksgiving in New Jersey.

NEWARK, November 5.—Governor Ward has appointed Thursday, November 29, as a day of Thanksgiving.

Latest Markets by Telegraph.

NEW YORK, November 5—Cotton buoyant at 39@41c. Flour steady; sales of 6000 bbls State at $8·50@13·25; Ohio, $12@15; Western, $8·50@12·75; choice ditto, $13·25@14·50; Southern quiet, sales of 350 bbls at $12·50@17·25. Wheat advancing; sales of 21,000 bush. No. 2 Milwaukee at $2·38@2·40. Corn active and excited, at an advance of 3@5c; sales of 140,000 bush. at $1·26@1·31. Oats 1@2c. higher. Pork dull and lower; sales at $30. Lard buoyant at 13½@15½c. Whisky dull.

NEW YORK, November 5—Stocks are steady. Chicago and Rock Island, 111; Cumberland preferred, 66½; Illinois Central Bonds, 165½; Michigan Southern, 93½; New York Central, 120; Reading, 117½; Canton Company, 56½; Missouris, 87½; Erie Railroad, 83½; Western Union Telegraph Company 53; United States Coupons, 1881, 114½, do. 1862, 110½; do. 1865, 107½; new do. 110½; Treasury 7-3-10ths, 107½; second series, 106; Ten-forties, 103¾; Gold, 148.

BALTIMORE, November 5—The Wheat Market is dull, with a downward tendency. Corn dull, at $1·18@1·22. Oats steady. Flour inactive. Provisions dull. Lard heavy. Seeds steady. Whisky dull. Groceries quiet; Coffee firm.

LEGAL INTELLIGENCE.

Court of Oyer and Terminer—Judges Allison and Ludlow.—This morning, William McGuire, charged with the murder of Maggie Baer, was brought up for trial.

When this case was first called up for trial, it was postponed until the following term. When it was again called up, the prisoner's counsel alleged that the prisoner was insane, but objected to have the trial carried on. A jury was called to try the issue of the prisoner's sanity, and rendered a verdict of lunacy.

During the June term of the present year, counsel for the defendant alleged that he had been restored to sanity, submitted testimony in support of the allegation, and asked the Court to appoint a day for his trial. It was alleged that the Court had fixed for the day of trial the 20th of September last. There having been no Oyer and Terminer during the September term, the case went over till this term.

District Attorney Mann said the prisoner could not be arraigned, on account of the verdict of insanity; and, the question being raised as to the fixing of a day for trial, he ordered the records of the proceedings in the case to be read.

The records were searched, but no such order was found. It was then proposed that the prisoner's counsel should in this instance allege the restoration of the prisoner to sanity, and apply for a jury to try the issue, as they had in the first place alleged and proven insanity, having the case postponed for so long a time. The defense declined to do this, but merely suggested the sanity of the prisoner, whereupon the Court ordered a jury to be called to try the issue of the prisoner's sanity.

The jury was empannelled and the trial began.

George W. Carley sworn—I am related to the prisoner, and visited him often; since January last the prisoner has much improved in demeanor, and I believe he has recovered his mind.

Dr. Smith sworn—I am physician of the prison; I have been there since McGuire came; I have seen him on two or three occasions during the last month; I have had very little conversation; with him it was perfectly rational; there was nothing about his character that was wild; he is at no employment in the prison; I don't know how he passes the time.

I would go to the door of his cell, and he would say, in answer to the question, "How do you do?" "Very well," in a very respectful manner. It is my opinion that he is perfectly sane.

Mr. Grub—I am Prison-keeper; I have had charge of the prisoner; saw nothing strange or anything wrong about him; my opinion is that he is sane.

The jury, without retiring from their seats, rendered a verdict that the prisoner is now of sound mind.

The prisoner was then arraigned upon the charge of killing Maggie Baer on the 2d of April, 1864, at the Continental theatre, and pleaded not guilty.

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