anything. I saw the fire and smoke when the report sounded. it came from where Mulvey stood. I did not not see the pistol. Beekman died in about an hour. the doctor recommended that he should be sent to the Hospital. Beekman at first said he would rather stay with me, but afterward consented.

Cross-examined—The persons who were in were gentlemen who were there getting oyster-stews. They ran out when the difficulty occurred for fear they should be taken up. The three men were not drunk, nor where they sober. When they began playing and mussing among themselves, knocking each other about. I told them as much as ten times to go out before I tried to put them out. The bar-keeper took hold of Mulvey for fear he would break the glass of the door, and Mulvey pushed him. Mulvey was the worst of the three. When the bar-keeper put Mulvey out, he shut the door, and M. stood on the steps. Mulvey scolded after he got out, and the bar-keeper stood and looked at him through the glass door. I was never here as a witness in the trial of Pritchard. [Mr. Blunt said it was at the basement of witness that Pritchard and his companions stopped the night previous to the latter going to the grocery, where he did and throwing the weight at a man.] Sometimes keep open longer than I did that night—I was unwell, and had been all day. I was sober, as was also the bar-keeper. [Mr. Clark asked witness if there were not frequent rows at his basement, but objected to. Mr. C. said that both witness and the bar-keeper had been arrested before this for assault, &c.] Prisoner did not have his arm in a sling—saw, while being put out and on the steps, he had a handkerchief or something round his hand. I took him up from behind, as did the barkeeper, in trying to put him out. [The witness showed how he did it by taking hold of the interpreter. Witness was a large man, and the interpreter rather small and slender, and a good deal of amusement was created, but stopped.]

Dr. Bishop, sworn—Office in Broome-st.; is one of the New-York Dispensary physicians; was that evening in Cliff-st. attending a woman in confinement, and on passing through Chatham-st. went into a saloon to get something to eat. I was about paying my bill at the counter when three men came in. one asked the others what they had called him in for. they did not quarrel, but the last man struck one of the others on the arm, not very hard; the keeper and bar-tender and two gentlemen there attempted to put them out, and the two first and one of the others took hold of them to put them out, and there was a good deal of scuffling. saw one of the three, who was in a corner, getting beat by one of the drab-coated man was near the door, and was put out, the other two not. I was going toward the door to go out, within eight or ten feet of it, when I saw the flash of a pistol. did not distinctly see the person who fired it; saw the person run, and the bar-tender put his hand to his neck; went to him. placed my finger in the hole in the neck to prevent the blood coming out, which was doing so in profusion. I did not observe what occurred when they brought the man back, my attention was so taken up by the patient. could not identify Mulvey as being one of the three, as I did not pay much attention.

Cross-examined—As soon as the man struck the ether, the keeper and bar-tender got hold of the men to put them out; the man with the drab coat fell on the floor, jerked away from the bar-keeper; the latter was a strong, thick-set man; both the keeper and the bar-tender were sober; I saw no striking of these persons—none, except to the man in the corner; they took hold of the three earnestly, as if it was meant they should go out.

By Judge—Do not know whether they used more force than was necessary to get them out or not. there were no blows struck; only one of the three that came in was put out; it was the man in the drab or light coat.

Dr. Covil, sworn—Made a post mortem examination of deceased at the Sixth Ward station-house. found a gun or pistol shot wound in the neck, the wound passing down into the chest, the jugular and other veins in the vicinity were destroyed. Looked, but could not find the ball; balls frequently take a turn and lodge remotely; the wound was the cause of death.

Dr. Roberts gave similar testimony.

James Wiltz, sworn—Reside at No. 29 Roosevelt-st. at the time in question was in Chatham-st., one door from Roosevelt; heard the report of a pistol, and saw a man with a light coat run up the basement steps corner Orange and Chatham and run down Pearl-st. ran after him till he was arrested; lost sight of him as he turred the corner of Pearl-st.

James C. Gafney sworn—Boarded at 29 Roosevelt-st.; I was descending the basement steps in company with Mr. Blaney, who was before me; saw prisoner lying on the floor, barkeeper inclined over him but his hand not touching him. prisoner bounded from the floor and ascended the steps, I think about 4. was surprised to see him so nimble as I had thought he was drunk. I turned my head, when I saw him present a pistol and shoot the man below; shot passed my head. I saw him when he was brought back; recognized him to be the man from whom had come the flash and the report. Blaney was beside or behind me. I could see prisoner very distinctly, there is no mistake but he is the man. I am sorry that I happened to be there; when he came back and I identified him, he did not say anything. the door was left half opened. I have been applied to since the murder by his mother—(objected to.) have not spoken to the District Attorney on the subject; the springing up of Mulvey from the floor, and the whole of it, was the work of a moment. He leaned over toward the basement when he presented the pistol.

Patrick Blaney, sworn—Also boarded at No. 29 Roosevelt-st.; went with last witness to basement; saw prisoner lying on the floor, and jump up, and spring on the stairs, in less than a minute heard the shot fired. did not see him again till he was brought back; after he jumped up and sprung on the steps, the bar-keeper did not motion to follow him. I had just got inside of the door, and was standing opposite the part shot; my back was toward prisoner when the pistol was fired.

William Smith, (bad.) sworn—Reside at No. 102 Hester-st.; recollect a man being killed corner Orange and Chatham-sts., between 7 and 8 o'clock in the morning found a pistol near a hydrant corner Pearl and Chatham-sts.; had not heard then of the murder. took it home with me; it had been fired off. gave it afterward to the Coroner; the pistol here shown (a single-barreled pistol) is the same.

John T. Kavanagh, sworn—One of the policemen Fourth Ward; heard the report, and a man running; saw him at the top of the steps. ran after him and caught him in Pearl-st. near Chatham. Michael Mulvey, the prisoner, was the one; he had a drab coat on his arm. I asked him where he was going; he said he was out on a bit of a spree, and was going to an alarm of fire; there was no alarm. I asked two or three men at the corner if they fired the pistol, and they pointed to him; he was running then, but rather slow at first; he passed by the hydrant near where the pistol was found; brought him back. saw the man with the blood gushing out of his neck. some persons there said he was the man; he said they must be mistaken, or something of that kind; he was very cool. took him to the Station House. Beekman was brought to the Station House, but dead before he got there; the officers were taking him to the Hospital, but he having died they brought him to the Station House; think prisoner took his coat off after he commenced running.

John C. Riker, police officer—Saw the man when he commenced running; went down to basement; arrested two men down there by Mr. Riecke's order; when they brought prisoner back some persons said that was the man; he made some reply in a very low voice; started with deceased to go to the Hospital; he walked as far as City Hall-place, in Pearl-st., when he seemed to gurgle in his throat as if swallowing something. I mentioned he had better step on—and he tried to, but was seized with spasms and tried to get hold of his throat with both hands; we laid him down, and he soon afterwards died in my arms. saw Gafney and Blaney that night—they appeared to have been drinking a little, but not much; deceased, after I got to him, asked if I had got the person, and I told him he was locked up; prisoner seemed to know perfectly well what he was about—he seemed to be the most sober of the lot.

The District-Attorney called a witness, but no answer. He said it would merely be in corroboration of Mr. Wiltz.

The Judge asked if either of the two men who were with prisoner, and arrested by last witness, were present. The District-Attorney said he had not seen them, and they were not on his list. The Judge asked if the officer had let them go, and called up Mr. Kavanagh, who said they were taken in charge by the other officers.

The case for prosecution here rested. Mr. A. A. Phillips, one of the counsel, then opened for defense. He said that prisoner is the sole stay of a widowed mother. [The mother, who was sitting beside him, exclaimed, "Yes, for nine years."] He has been for four years a member of the Fire Department, and is of good character. We will show that he had been with some ladies, and in going along, after leaving them, went to that basement, but he had no acquaintance with those previously there. Some little passed, and, without provocation, the keeper of the place and his bar-keeper, and also two Germans who were there, set upon them. Previous to that, and at the time, his hand had been bandaged up, having a felon upon it—from the treatment he received, he sprang up, and at the impulse of the moment, without deliberation, the pistol was discharged in the basement. Mr. P. contended there was no intention or thought as to taking life.

Margaret Wheeler, sworn—Wife of James Wheeler; reside at No. 130 Mulberry-st.; my husband drives a carriage; know Michael Mulvey; was in his company at my mother's in 13th-st., near Avenue A, from 8 o'clock in the evening till 2½ in the morning; there was a young girl and myself and two children, and him. went up to spend the evening; we went from my room; he lived, I believe, in Cross-st.; his left arm was in a sling.

Cross-examined—My mother is Catharine McGee. I had known Mulvey five or six weeks before that night; it was a quarter past 2 when I got to my room; he parted from us at the door; the young girl brought him to my room; my house was near Hester; he drank brandy at my mother's; when he left me he was neither sober nor drunk; I know it was a quarter past 2; it was so by my clock; know it was the same morning; heard of it about 10½ that forenoon.

By the Judge—We stayed so long at my mother's eating pea-nuts and candy; did not know it was so late.

By District Attorney—Was not called upon to prove an alibi.

Delia Dennison, sworn—Resides in Vesey-st.; have known Michael Mulvey about 2 years; was with him and Mrs. Wheeler at her mothers; left there about the middle of the night; he had his hand in a sling.

Cross-examined—I boarded at that time with Mrs. Wheeler; know it was 2½ o'clock when we returned. looked at the clock; had not heard of his carrying a pistol.

Mr. Clark said they did not mean to say but the witnesses were mistaken as to point of time. They did not mean to deny that he was at the basement that night. Mr. Blunt replied he supposed not now. Mr. C. wanted to know what Mr. B. meant, but Mr. B. said it was only a remark.

Mr. Constantine, sworn—Member of Engine Co. 21, as Mulvey was; he was mild in his temper and was not quarreisome; only knew him in the company; heard of his having been stabbed by a woman in the street, and in the Hospital. No. 21 was complained of for difficulty with No. 42, but latter's fault.

John Parker sworn—Am a brass finisher, as Mulvey is. worked in a shop with him, while he was an apprentice, and afterwards 3 or 6 years. only know of him in the shop, he always appeared to conduct well. have heard reports about him, about that woman stabbing him. do not know who she was. understood it was in the street. heard of his carrying a pistol, to guard himself against this girl. I understood. believe he resided in Cross-st. near Pearl-st.; he worked at the time of Beekman being killed, in Canal-st. I understood he was stabbed in City Hall place. a girl, I understood, stabbed him, because he went to see her as young men do sometimes, and he left going to see her and she did not like it.

Matthew T. Brennan, sworn—Have been acquainted with Mulvey 5 or 6 years. always found his character very good. I keep a bar room corner Pearl and Center sts.; am foreman of 21, of which he has been a member 3 or 4 years. Mulvey has been in the habit of coming to my place almost every evening; he did not belong to any society that met there, except, perhaps, some volunteer companies, to go on excursions. heard of the stabbing case, but do not know the girl's name.

One or two other witnesses, who had worked in the shop with him, spoke of his having acted well in the shop.

Catharine Mulvey, sworn—Mother of prisoner. he was not out of my house at the time of his being stabbed till he was stabbed. it was in a house; his hand had been hurt for two weeks before the affair in Chatham-st.; as to himself, I cannot describe his goodness; his father has been dead nine years, and he has taken care of me and four orphans besides; he has kept house for me, and that is all I can say. [The witness was considerably affected.]

Counsel for the defense said they would here rest the case.

The District Attorney said he would rely upon both the first and second subdivisions as being a case of murder—first, premeditated, and second, regardless of human life.

Mr. R. F. Clark, then summed up. He contended that there was much mitigation in the circumstances, and it was only a case of manslaughter in the third degree.

The Court, in its charge, considered it murder, or if the jury think it was done in the heat of passion, without intending to take life, it will be manslaughter in the third degree. The jury can take the good character of the prisoner into consideration.

The jury, after an absence of about half an hour, returned a verdict of Guilty, with a recommendation to mercy.

The mother and sister of prisoner, also two or three other females in Court, wept much at the announcement. Mulvey himself did not appear to be much affected. The Court then adjourned to this forenoon.

CITY ITEMS.

☞ The weather is dubious; prophecy is uncertain, so is rain, so is fair weather, so is everything, but a storm seems most probable.

THE COUNCIL.—Our reports of last night's doings are crowded over. In the Assistants, resolutions were passed instructing the Corporation Counsel to petition the Supreme Court for Commissioners to lay out the Jones's Woods Park; to allow Russ & Reid to go on with the paving of Broadway $25,000 worth; to get 6,000 feet new hose for Fire Department. Adjourned to first Monday in October.

WHIG MOVEMENTS.—The General Committee of Democratic Whig Young Men meets on Thursday evening at the Broadway House, and the Whig Joint Executive Committee on the 29th inst.

EPISCOPAL CONVENTION.—This body will meet in this City (at St. John's Chapel, we believe,) to-morrow morning. The election of a Provisional Bishop is the only topic mentioned at present, and is looked to with much interest both in and out of the Church. We have not the remotest idea of the probable choice of the Convention, having no interest in the matter beyond keeping the public duly informed. Candidates will be plenty if we may depend upon the current rumor among those named are Drs. Creighton, Kip, Price, Whitehouse, Canfield, &c.

☞ Last night the Army Band from Governor's Island serenaded Mrs. and Miss Fillmore at the Irving House. Thence they proceeded to the Astor House and paid the like compliment to Catharine Hayes.

WEEKLY REPORT OF DEATHS.—The following is the Weekly Report of Deaths in the City and County of New-York, from the 13th of September to the 20th of September, 1851. Men, 79. Women, 83. Boys, 158. Girls, 96. Total, 414.

DISEASES.		DISEASES.		DISEASES.	
Apoplexy	2	Diarrhea	18	Infl'm of Stomach	2
Asphyxia	1	Dropsy	5	" of Lungs	12
Asthma	2	Dropsy in head	12	" of Throat	3
Atrophia	3	Drowned	3	" of Liver	1
Angina	1	Dysentery	24	Intemperance	1
Bleeding	9	Epilepsy	2	Malformation	1
Do. from lungs	1	Erysipelas	1	Marasmus	35
Do. fr'm stomach	6	Fracture of skull	1	Measles	3
Bronchitis	3	Fever	2	Mortification	1
Cancer of stom'h	1	" Bilious	1	Old Age	1
Casualties	2	" Puerperal	2	Palsy	1
Cholera infant'm	28	" Remittent	2	Poison	3
Colic	1	" Scarlet	2	Premature Birth	5
Consumption	43	" Typhoid	6	Rheumatism	1
Convulsions	4	" Typhus	5	Rupture	2
Croup	3	" Congestive	1	Scrofula	1
Congestion	1	Heart, Disease of	5	Small Pox	8
Congest'n lungs	3	Hooping cough	3	Sprue	2
Concussion	1	Hanged	1	Teething	3
Cyanosis	3	Infl'm of Brain	9	Tetanus	1
Cong'st of spinal	14	" of Bowels	10	Tumor	1
Debility	8	" of Chest	1	Ulcer'n Intest'ns	2
Delirium Trem.	2	" of Kidneys	1	Unknown	1

Age—Under 1 year, 125; 1 to 2 years, 67; 2 to 5, 36; 5 to 10, 19; 10 to 20, 15; 20 to 30, 37; 30 to 40, 31; 40 to 50, 24; 50 to 60, 17; 60 to 70, 12; 70 to 80, 10; 80 to 90, 2; 90 to 100, 0; 100 and upward, 0; unknown, 2.

Places of Nativity—United States, 275; Ireland, 96; England, 10; Scotland, 2; Wales, 1; Germany, 32; France, 2; Holland 1; Denmark, 1; British Possessions in North America, 1; unknown, 3.

From Hospital, Bellevue, 11; Penetentiary, Blackwell's Island, 2; Lunatic Asylum, do., 2; Randall's Island, 1; City Hospital, 13; City Prison, 2; Alms-House, Blackwell's Island, 1. Colored persons, 1.

Interments returned from Ward's Island, 14.

The excessive heat of the second week of the month has been manifest in its effect upon the public health, although the increase has been less than might reasonably have been anticipated. There has been a large increase in apoplexy, (from 13 to 29,) and in sun stroke, (from 1 to 14,) and in consumption, (28 to 45). Dysentery has materially decreased. The ratio of age is about the same; also that of native and foreign born. We append our table of mortality of the young since the 1st of July:

Week ending	Under 1.	1 to 2.	2 to 5.	5 to 10.	10 to 20.
July 5	149	64	47	17	17
July 12	203	77	61	23	23
July 19	205	89	39	21	20
July 26	243	66	53	17	7
Aug. 2	131	84	65	12	13
Aug. 9	133	75	41	26	19
Aug. 16	105	85	42	17	15
Aug. 23	111	93	51	18	14
Aug. 30	113	69	41	11	13
Sept. 6	126	79	35	6	13
Sept. 13	111	65	38	9	17
Sept. 20	125	67	35	19	15
Total	1585	895	531	196	218

The whole mortality since the 1st of July has been as follows:

Week ending.	Deaths.	Men.	Women.	Boys.	Girls.
July 5	408	57	65	154	132
July 12	563	87	54	208	154
July 19	466	69	50	196	151
July 26	537	91	61	198	187
Aug. 2	430	55	74	181	140
Aug. 9	495	81	81	181	152
Aug. 16	468	78	72	185	134
Aug. 23	443	75	81	168	119
Aug. 30	397	81	71	140	105
Sept. 6	389	67	64	132	126
Sept. 13	391	69	81	145	96
Sept. 20	416	79	83	158	96
Total	4,364	849	837	2666	1,392

☞ We have recorded the demise of Bernard J. Messerole, at Tarrytown, in the 61st year of his age. Mr. M. was formerly Alderman of the Tenth Ward in this City, where he has left many warm friends who will regret his decease. He was of one of the old families intimately connected with the prosperity of the City.

TENTH WARD EVENING SCHOOLS.—In the Girls' Department there were 162 girls under the charge of Miss Ann E. Loyd, Principal, with Misses Mary A. Megie, Annie Thompson, Susan Conger and Helen J. Nicholson, teachers in the day schools. In the Boys' Department there were present 232 boys in charge of Wm. Beldinge, Principal of the day school, assisted by several others. There is a German class under the direction of Prof. M. Ertheller, consisting of thirty-six pupils of all ages, who were learning English. The attention of this class was gratifying.

THE OPPOSITION PRIMARY MEETINGS.—The followers of St. Tammany are making great preparations for their Primary meetings, which are to come off on the evening of Tuesday, the 30th inst. Delegates are to be chosen to the several nominating Conventions by ballot, and the election is to take place at the same hour throughout the City. We shall soon "see what we shall see," and in the meantime those great sticklers for "regular nominations," the Short Boys, are organizing their forces, and have fixed upon the principal local nominations.

☞ Miss CATHARINE HAYES, accompanied by her mother and a small party of friends, called on Mrs. Fillmore at the Irving House yesterday morning.

IMPROVED PIANOS.—Ch. J. Holder, No. 188 Spring-st., one of the oldest piano makers in the City, has applied the flute attachment to the piano, and claims that it is much superior to the Eolian, in producing a more soft, full and perfect tone, and continuing in tune for many years. The public will have an opportunity of examining this new application at the Fair of the American Institute, where it will be attached to a splendid 7½ octave piano.

THE WIZARD AT THE OPERA HOUSE.—One of the finest performances of the popular magician took place last night, in transferring an immense audience from Tripler Hall to the Astor-place Opera House, which he accomplished with as much ease as he makes the feathers fly out of a gentleman's hat. The scene of Anderson's astounding feats is hereafter to be at the Opera House until further notice, and judging by last night's rush, a plenty of spectators will "be there to see."

NIBLO'S.—The "Crown Diamonds," so admirably sustained by the graceful and talented *artiste*, Madame Thillon, is to be repeated this evening, and will attract another crowded saloon.

☞ The attention of those interested is solicited to the advertisment in another column headed, "To Amateurs of French and Italian Literature."

FIRE.—Last night, about 9 o'clock, a fire broke out in the large four story brick building No. 45 Ann-st., occupied by Hanratty & Co., cork manufacturers; D. Sheridan, machinist; John Fenn, ivory comb manufacturer; Henry W. Dieck, porter house, and M. Solomon, gold refiner.

The fire broke out in the fourth story, occupied by Hanratty & Co., destroying the entire roof and a large quantity of stock. The firemen were promptly on the ground, but from the narrowness of the street, and the heavy iron shutters in front of the building, considerable time elapsed before they could subdue the flames. The remainder of the building, from the forth story downward, together with the stock of the occupants above named, was considerably damaged by water.

Owing to the time at which the fire occurred, it was impossible for our reporter to ascertain the losses of the various occupants of the building. The total loss cannot, however, fall far short of $25,000.

The Police of the Second, Third and Fourth Wards, headed by their respective Captains, were quickly on the ground and preserved order.

The buildings No. 43 Ann-st. occupied by H. Long, and Dexter Brothers, Publishers, and No. 47 were prevented from taking fire, by the activity of the firemen.

Last evening, as officer Carmody of the Second Ward was patrolling his beat he discovered a fire in the new bank building corner of Broadway and John-st. He immediately procured a few pails of water, with which he extinguished the flames, thus saving this new structure and probably the adjoining property from destruction. The fire was caused from some furnaces in which a quantity of charcoal was carelessly left burning by some tinners who had been at work on the building during the day. Damage slight.

RESCUED FROM DROWNING.—Richard Bordin, an Irishman, having fallen asleep on the Pier foot of Barclay-st., rolled into the river. After an immersion of fifteen minutes he was discovered, the alarm was given and in a few minutes the astounded Hibernian found himself safe on terra firma. When discovered he was so weak as to be incapable of helping himself, and had not prompt aid been rendered him he would probably have perished.

LOW WATER.—The North River boats are being seriously incommoded by the low water. The Troy boats run aground almost every trip. On Saturday morning the Empire did not arrive at her dock, in this city, until between nine and ten o'clock, having been aground for several hours on the bar between Troy and Albany. The pilots say the water has not been so low for several years.

DANGEROUS STABBING CASE.—Joseph Boston, a cook on board the steamer New-Jersey, lying at the foot of North Moore-st. N. R., yesterday got into an altercation, on board the vessel, with James Duncan, also a deck hand, when the former became so much exasperated that he seized a large carving knife and plunged it into the thigh of his adversary, severing one of the main arteries, from which the blood flowed copiously. The wound is very serious, and may terminate fatally. The difficulty occurred about the dinner of Duncan, which, as is said, Boston refused to let him have in proper time. The parties are both colored men. Duncan was conveyed to the City Hospital, and Boston being promptly arrested by the Fifth Ward Police, was committed to prison for examination.

RAILROAD ACCIDENT.—John McNulty, a hand in the employ of the Harlem R. R. Co., while crossing the track, near the upper depot, yesterday afternoon, was struck by the engine, knocked down, and his right shoulder badly fractured by the collision. The injured man was conveyed to the N. Y. Hospital, where he lies in a dangerous condition.

DEPARTURE OF FATHER MATHEW.—Rev. Theobald Mathew is expected to arrive in this City to-morrow, and will shortly return to Europe. During his stay he will probably be the guest of Archbishop Hughes or of the Rev. Mr. Sneller, in Brooklyn. He has met with great success in administering the pledge to his countrymen in the Western and Southern States.

CONSECRATION.—The elegant edifice in Greene-st., recently erected by the Jewish congregation B'nai Jeshurun, will be dedicated on Thursday next, the 25th inst. Extensive arrangements have been made to render this interesting ceremony one of unexampled beauty and solemnity. Of the edifice, *The Asmonean* says: "From a rapid inspection of the building, we are induced to say, that the gentlemen who have been charged with the onerous duties of superintending its erection, have acquitted themselves most ably," &c.

THE CORTLAND-ST. SALE.—The sale of the valuable wharfage property on the Hudson River, adjoining the Jersey City Ferry, comprising 106 feet of frontage, brought together a number of the leading capitalists and real estate owners in the City. A discussion arose previous to the sale respecting the extent of the privileges, by which it appeared that the City Corporation claims one half, which, however, is disputed by the heirs of the late owner. The property was bought by Hon. J. Philip Phœnix, for the low sum of $51,000, which is considered much underneath its real value; but the state of the money market kept many buyers from the sale. The small three-story brick house in Cortland-st. was sold for $15,000.

SALES OF REAL ESTATE—Sept. 22.—By Anthony J. Bleecker:

Pier 18 North River	$31,000
House and lot No. 77 Cortland-st.	12,000
Lots on 27th st., near 8th av., each $1,825	3,650
1 lot corner 127th-av., adjoining	1,200

NATIONAL TEMPERANCE SOCIETY.—The fourth Quarterly Meeting of the National Temperance Society was held last evening at the Broadway Tabernacle, and seldom or never has that house been filled with a larger or more gratified audience. The President, John Falconer, Esq., in the Chair.

The Alleghanians opened the meeting with a quartette, followed by Rev. George Bunn, who offered prayer. Rev. C. J. Warren, Secretary of the Society, read a brief report of the operations of the Society, and of the Industrial Home, after which Judge E. Fitch Smith made a very able address, in which the legal argument was admirably and forcibly presented. The address was a written one, and had, perhaps, less of the *ad captandum* effect which it would have had, had it been delivered *ex tempore*. It was warmly greeted, and the Hon. gentleman concluded in a brilliant and effective manner.

"The Teetotaler," sung by the Alleghanians, is a beautiful and delicate Temperance ode.

Rev. S. A. Corey then followed in an address, which was full of sound reasoning, striking fact, and forcible illustrations. Did not our limits positively forbid, we should sketch the speeches, both of which we presume will find their way to the press. The legal reasoning of Judge Smith, demonstrating the duty and legality of a prohibitory law, and particularly the proposition that "Independent of law the right to vend ardent spirits does not exist," with the nervous and impassioned appeals of Mr. Corey, made a profound impression upon the audience, while the delightful singing of the Alleghanians was long and lowdly *encored*. "The Bird Song," by Miss Goodenow, was rapturously cheered.

The following resolutions were received and responded to with immense enthusiasm:

Resolved, That it is the right and duty of the people to protect themselves, and secure posterity against the evils of Intemperance.

Resolved, That as the evils of Intemperance cannot be prevented, while the Traffic in Intoxicating Liquors continues, it is the right and duty of the people, in self-defense, by legislation and other suitable means, to bring the Traffic to an end.

Resolved, That the effectual prohibition of the sale of Intoxicating Liquors, to be used as a beverage, and the destruction of the liquors kept to be sold in violation of law, no more infringes any man's just rights, than does the prohibition of the sale of poisonous food, counterfeit money, or anything else which destroys or corrupts the morals of society.

Whereas, The sale of liquor, through the intemperance it causes, adds to the tax bills of the City, as can be shown from official documents, more than one million of dollars a year, that pays back to the City Treasury, in the fees for 5,000 licenses, only fifty thousand dollars; and as this traffic costs the consumers in this City, nearly twenty millions a year,

Resolved, That the people have a right to protest against this waste of property, that must make so many men poor, though they are not yet brought to the Alms-House; and to rebel against the continuance and increase of this enormous taxation, as a burden entirely causeless, and too grievous to be borne.

Resolved, That the practice of holding Political Meetings in Porter Houses, and Dram Shops, tends to corrupt our elections, prevents a large portion of our peaceable and order-loving citizens from any just participation in such meetings, and should, therefore, be discontinued by all parties.

Resolved, That the City Authorities are hereby requested to have the polls at all future elections, held in buildings where no liquors are sold.

Resolved, That the time has come when all Christian, moral and patriotic men should rise above all party ties, and unite in a movement for the total suppression of the Liquor Traffic, which fills our streets with drunkards, our Alms-Houses with paupers, and our prisons with criminals, and hurries so many of its victims to the gallows, where they uniformly utter the piercing cry "Beware of Rum."

Resolved, That the following petition be offered to the people of this City, and of this State, and that they be requested to circulate it as widely and speedily as possible for signature.

To the Legislature of the State of New-York:

The subscribers, citizens of the City of New-York, respectfully petition your Honorable Body to enact a law that shall, with suitable and sufficient penalties, entirely prohibit the *Sale of Intoxicating Liquors*, to be used as a *Beverage*; and that shall authorize and require the proper officers of the law to seize and destroy all such Liquors as shall, by any competent tribunal, be adjudged to have been kept, for the purpose of being sold in violation of law.

[ADVERTISEMENT.]

☞ We call the attention of our readers to a sale of 124 lots of Brooklyn property by JAMES COLE, to take place this day at the Merchants' Exchange. This property is in a good location, and well known as the Spader estate.

GENERAL DE PEYSTER.—Among the passengers on the steamship Franklin, which sailed on Saturday, was Gen. I. W. De Peyster. From a general order published in *The United States Journal*, we learn that General DePeyster has leave of absence for three years, as commandant of the 9th brigade of the State forces, and he is directed to pay particular attention to every thing connected with artillery, as adapted to the State service. He is also supplied with letters from Governor Hunt, and the State and War Departments at Washington, recommending him to the good offices of the U. S. representatives abroad. The General will pay particular attention to the organization of the French National Guard, Prussian landwehr, Swedish Indelta, and other municipal systems of police and defense.

NEW TEMPERANCE ROOM.—The East River Total Abstinence Society dedicated another Hall, of the same dimensions as the former, on Sunday evening. Before the time of opening the meeting, from 700 to 1,000 persons were gathered on the sidewalks and in the streets, unable to get access to the Hall. The names of 163 were added to the teetotal pledge.

MILITARY.—Company E, Jefferson Guards, Capt. Meyerholtz, went to the Pagoda at Clifton, Staten Island, yesterday, on their target excursion. The Company mustered strongly and looked well. The Ruppel Band accompanied them. After the shooting, which is represented as very superior, they sat down to an excellent dinner provided by Joseph Crocheron, the keeper of the Pagoda. The Company presented to Capt. Meyerholtz a beautiful set of tablets. Capt. M. has been 11 years in the Company. They also presented a fine sword to Lt. Holzcerber. Speeches were made by Ex-Capt. Popper, L. Jonas Sohn, Esq., and others, and some songs were given by M. Wissig. On the return of the Company they halted before *The Tribune* office and paid us their respects in the most handsome manner.

The City Blues were out yesterday on a visit to Long Island. They were led by the Dodworth Band. This Company is making rapid strides toward a high position.

SUPREME COURT—Before Judge King.—*Joseph S. Lake & Co. against the Bank of Toledo.*—Edwards Pierrepont, plaintiff's counsel, Martin Smith & Strong defendant's counsel. This suit was brought by Lake & Co. to recover balance of account for moneys advanced. The Bank denied all indebtedness, and claimed that Lake & Co. had received produce and bills of exchange in full. Plaintiff's counsel contended that these bills were mere KITES, and that nothing was ever realized upon them. Verdict for the plaintiffs, $19,564 18.

COURT OF COMMON PLEAS.—Before Judge Woodruff.—*William P. Furniss* against *H. Seleeman and Isaac N. Samuel.*—On a note transferred by the Croton Mutual Insurance Company, to secure a previous indebtedness, already referred to. Verdict for defendants.

COURT CALENDAR—*This Day.*—CIRCUIT COURT.—Nos. 613, 619, 621, 615, 605, 610, 623, 627, 628, 629, 630, 631, 632, 633, 634.

EDITORS OF THE TRIBUNE: Some days since, in your notice of Eminent Men, you remark that the Funeral Oration of Gen. Hamilton, who fell in a duel with Col. Burr, was delivered in Trinity Church, by Gouveneur Morris. It was delivered in the Middle Dutch Church in Nassau-st., now the Post-Office, by Rev. Dr. Mason, since deceased.

P. S. I.

ARREST FOR GRAND LARCENY.—A man named Moses Stine, was arrested yesterday morning by officer Whaley, of the Eleventh Ward, charged with breaking open a trunk belonging to Mr. Joseph Stern, of No. 197 Houston-st., on Sunday evening, and stealing therefrom several gold and silver watches, together with $120 in money. After the commission of the larceny, the trunk and its contents, (clothing chiefly,) was set on fire by Stine, who, no doubt, adopted this course to conceal the theft, after which he left the house. The fire was soon discovered and quickly extinguished, although camphene had been poured over the trunk and clothing to insure their destruction. The accused was committed to prison by Justice Mountfort for examination.

ARREST FOR SEDUCTION.—A young man, named James Brady, was arrested on Saturday last, by officers Scholefield and Merritt, of the Essex Police Court, charged with having, on the 11th of August last, seduced a young Irish girl, named Elizabeth Macauley, residing in the family of Isaac Goward, at No. 365 Tenth-st.; where she was a servant. The accused, it appears, was, at the time above mentioned, a boarder in the family of Mr. Goward, and professed an attachment to the girl, to whom he finally proposed marriage. He was accepted, and under his promise of marriage the seduction is alleged to have been effected. After which he discontinued his attentions, and at last refused to fulfill his engagement with her. He was taken before Justice Mountfort and held to bail in the sum of $500 for his appearance to answer the complaint at the Court of General Sessions.

EMIGRATION FOR THE THIRD WEEK IN SEPTEMBER.—The annexed table has been prepared from the marine record of *The Post*, for the week ending on the 21st inst. During this period, forty-seven vessels have arrived at this City with emigrants from the following ports in Europe:

Amsterdam	11	Havre	910
Antwerp	306	Harbure, near Hamburg	71
Bremen	706	Limerick	263
Cardiff, Wales	10	Liverpool	5,055
Dublin	660	London	364
Galway	287	Newport, Wales	11
Glasgow	254	Rotterdam	403
Gottenburg	43	Stockholm	19
Hamburg	439		
Total			11,591

Compared with the week previous, this shows an increase of 7,787 emigrants, and of the arrivals of 38 vessels. If the cabin passengers brought by these vessels were counted, the total emigration for the week would probably reach 12,000.

ARREST OF ROBART BARBER ON A CIVIL PROCESS.—Mr. Robert Barber, a citizen of St. Louis, Mo., who arrived in this city on Friday night, was shortly after arrested on a civil process, issued by one of the Court Judges on complaint of Miles A. Bradley, Esq. The defendant is the same individual who last spring brought a suit against Mr. Bradley relative to some alleged fraudulent transactions connected with the Oxford Bank. Barber was ordered to find bail in the sum of $30,000, in default of which he was committed to the Eldridge-street prison.

ARREST FOR GRAND LARCENY.—A man named Saracki was arrested on Sunday night, by officer Bracken, of the Fourteenth Ward, charged with having broken open a trunk belonging to Mr. Abraham Obedine, residing at No. 204 Hester-st., and stolen therefrom $50 in bank bills. The money was recovered, and the accused was held for examination.

RATHER A PERILOUS SITUATION.—On Saturday morning last, Mr. Ebenezer Barrows, with his two sons, started from this city for Mattapoisett in a small open boat of about five or six tuns capacity, called the Rotary Experiment, the wind at the time blowing fresh from the southwest. At about 8 o'clock, P. M., when near Huntington, the boiler, from the effect of salt water or some other cause, collapsed, leaving the boat to the mercy of the winds and waves, as she had no sails, and the wind which was blowing straight down the Sound had then increased almost to a gale. The kedge anchor was let go, with the hope of riding out the remainder of the night; but the wind and sea caused her to drift off toward the Connecticut shore, when it was found necessary to lighten her as soon as possible, to prevent her filling. This was effected by throwing over the coal and some other movable materials, which enabled the little vessel to ride the sea with greater ease and safety. Mr. B. had set the color union down, and several vessels passed, but none seemed to notice them until Sunday morning, a little after 8 o'clock, when Capt. Carey, of the schooner George Gillum, from Portland, Ct., discovered and bore down for them and took them on board his vessel and conveyed them in safety back to the city. Mr. Barrows had started for Mattapoisett with the view of visiting his family who reside at that place, and at the same time of testing the powers of his newly invented engine. This, in so much as itself was concerned, was entirely successful, it being the boiler alone and not any part of the engine that gave way. Indeed, so positive is he of its successful operation that he will forfeit $5,000 to any person who can construct a reciprocating engine that will produce a like effect with an equal volume of steam or with the same sized boiler that his Rotary can work from.

ATTEMPT TO COMMIT SUICIDE.—A young German named John Sheety, residing in the Nineteenth Ward, was, on Sunday evening, discovered by officer Jackson attempting to take his own life by opening a vein in his arm. The officer, at once, bound up the wound and conveyed him before the Commissioners of Emigration. Depression of spirits, arising from poverty and ill success in obtaining employment, is the cause assigned for the rash attempt upon his life.

TEMPERANCE MEETING.—There will be a Temperance Rally at old Chelsea Temperance Hall, corner Eighth-av. and Eighteenth-st., this (Tuesday) evening. Speakers have been engaged for the occasion. There will be seven delegates appointed to attend the Convention of Delegates on Friday evening, the 26th inst. to be held at National Hall, No. 29 Canal-st.

ACCI