NEW-YORK TRIBUNE.

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AT THE TRIBUNE BUILDINGS, CORNER OF NASSAU AND SPRUCE STREETS, OPPOSITE THE CITY HALL,
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Special Notices.

Buy the Truth and Sell It Not.

With no small degree of satisfaction the following decision is presented to all who feel interested in the affairs of our Church, which has been hindered much in its progress on account of the grinding difficulty that has existed since 1852 until now. Every effort that has been used to adjust the difficulty having been brought before the public, therefore we feel obligated to bring the result of another investigation emanating from the Court of Common Pleas, Williamsport, Lycoming County, Pa., of a recent lawsuit of one of our churches there. Further preliminaries on the subject are not necessary, as the following decision and charge of the Judge to the Jury contain all that is necessary to satisfy an unbiased mind.

IN THE COURT OF COMMON PLEAS.

George Johnson, Ferdinand Capes, and Anthony Stokes, Trustees of the African Methodist Episcopal Zion Church: vs. Isaac Coleman, Lewis Hill, David Thomas, Joseph Davis, Isaac Lloyd, James Sherman, George Roach, and Isaiah Tompson.

Counsel for plaintiffs, Messrs. Dietrick and Scates; counsel for defendants, Messrs. Armstrong, Campbell and Emery.

CHARGE.

Of all the disputes that arise those which arise among professing Christians are most to be deplored, and are the bitterest. Strange as it may appear, it is nevertheless true that these disputes are more difficult to arrange among the disputants than any other, and perhaps more difficult to adjust, rightly and justly, before a court and jury. Each Church has its own peculiar form of government, its discipline and creed. They are usually governed by a constitution, each of its members, either expressly or implicitly, engaging to be bound by it. It is necessary for the good government of all religious organizations, that there should be a form of government; without which it would not only be difficult, but perhaps, impossible, to keep the members together for any length of time.

The parties to this action all profess to belong to the African M. E. Zion Church in the United States. They are not disputing as to the doctrine of the Church, the form of worship, or the constitution or discipline by which the Church is to be governed. The dispute is, who has the right to the possession of the Church in this place, or had at the time of the alleged trespass. If that right was in the plaintiffs at the time they would be entitled to a verdict if a trespass was proved to have been committed, if they had not, I think it would be entitled to your verdict. The suit is not brought to recover damages so much as to determine the right to the property, which, under the pleadings in this action, may be done.

The suit is brought in the names of George Johnson, Ferdinand Capes, and Anthony Stokes, Trustees of the African Methodist Episcopal Zion Church, Williamsport. Their election as Trustees was proven by the minute book of the Church.

The property in dispute was conveyed by Abraham Updegraff and wife to George Johnson, Ferdinand Capes and David Thomas, Trustees of the Colored Methodist Episcopal Zion Church in Williamsport, by deed, dated the 21st of June, 1854. Both parties claim under this deed. To determine which of these parties is entitled to hold the property, it will be necessary to examine the proceedings of their Conferences, with a view of ascertaining whether Mr. Coleman, the preacher recognized by the defendants and other members of the church, were properly and duly elected and appointed to take the charge and oversight of this church. He, as well as his predecessors from the first organization of the church in this place, was appointed by the Philadelphia Conference. The right of this Conference to appoint was not disputed for some time, but the acts of that body were recognized as binding, and were submitted to. In June, 1852, a General Conference met in Philadelphia. At that Conference a question arose whether a General Superintendent should be elected in Committee of the Whole or General Conference. At that Conference it was concluded to elect a General Superintendent and an Assistant Superintendent in Committee of the Whole; which, it is said, was contrary to the Discipline and Constitution which had been adopted for the government of the church.

At that time Christopher Rush the old gentleman who appeared on the stand as a witness, was General Superintendent, and had been for some years before, and George Galbraith the Assistant Superintendent. Mr. Rush was at that time nearly blind, wished to resign his position, and that another might be elected in his place. A committee was appointed to name Superintendent. They reported the names of Rush and Galbraith, and Galbraith was elected over Rush. A question arose then as to the proper mode of electing these officers. The provision in the Book of Discipline is, that the Superintendents were to be elected in a General Conference, not in Committee of the Whole. It was concluded that he must be elected according to the Book of Discipline. A General Conference was then entered into, a Committee was appointed, who named James Simmons and William H. Bishop. Simmons resigned or declined an election, and Mr. Scott was named as the opposing candidate to Bishop. Bishop was elected over Scott for four years. Galbraith was elected Assistant Superintendent. Galbraith became dissatisfied, and a motion was made to have three Superintendents on equal footing. The Book of Discipline provides for the election of two Superintendents—one of them a General Superintendent and one Assistant Superintendent. Bishop then put a motion, and a Third Superintendent was elected, viz: Spywood. Subsequently Bishop, Galbraith and Spywood made an agreement among themselves, splitting up the connection, which the witness states they had no right to do.

Also, after the election of these three Superintendents the Philadelphia Conference issued a circular to change the word "African" and insert the word "Wesleyan." The quarterly Conferences refused to receive the circulars because they thought the General Conference had taken away the rights of the people. The Conferences would not receive the change at all. Bishop was recognized as the General Superintendent, and Galbraith, Assistant.

Bishop went on and held a Conference at Ithaca. Galbraith held one in Pittsburgh and called it the Wesleyan Conference. A charge was preferred against Bishop for permitting it to be called that name. A copy of the charges was given to him. In the next time Galbraith and Bishop appeared at the Conference, but refused to submit to a trial. While Bishop was under consure he held a conference at Baltimore, came to Philadelphia, and held over there. When he got through at Philadelphia he came to New-York Conference. He then wished to hold that Conference without submitting to be tried for his misconduct. He was then informed that he could not take the chair, until he was tried. The Conference proceeded to appoint a Chairman pro tem. to act till Bishop was tried. Bishop refused to be tried, and decided their right to try him. That he could only be tried by a General Conference. Whether his position was correct or not can only be determined by referring to the Constitution or Book of Discipline. He was tried in 1853 and expelled. Before he was expelled, Bishop made a motion to go to Williamsburgh to a few members of the New-York Conference went with him, and some of the Conference went with him, and four of the Philadelphia Conference.

When Bishop was expelled a Convention was called to supply the vacancy. This Convention met on the 9th of July, 1853. All the Elders were wanted to attend. A General Conference was organized, the Book of Discipline adopted, and George A. Spywood elected General Superintendent, and John Tappan Assistant. It is stated by one of the witnesses examined, the General Conference had never before 1852 elected three Superintendents.

The Philadelphia Church is still attached to the General Conference. Simmons and Scott succeed Spywood and Tappan.

Mr. Thompson says Bishop was never Superintendent since 1853. From the state of facts which the Court submits to you, with all the other facts in the case, was Bishop after 1853, a General Superintendent having the right to act as such? This involves an inquiry into the regularity of the proceedings in the Philadelphia Conference when those Superintendents were elected, and the subsequent conduct of Bishop permitting Galbraith to change the name of the Conference, the charge is preferred against him, his refusal to submit to a trial before the New-York Conference, his right to occupy the chair, the right of the members of the Conference while charges were pending against him to prevent him sitting as the presiding officer, and his right to call a Convention of Conference at Williamsburgh. If this Conference at Williamsburgh was held without authority, and in violation of the Constitution or discipline of the Church the members of that Convention departed from the form of Government of the Church, and cannot by virtue of such act, claim to be the Church, no matter whether they were a majority or minority. The same remarks apply to the other acts mentioned by the Court.

Which of these parties, the plaintiffs or defendants, adhere to the doctrine of the Church, the form of worship practised in that Church and the government in the Church, must be submitted to you, with instruction that your decision should be in favor of the party so adhering, and having in these respects the regular succession, no difference whether that party be in the majority or minority.

Here read from Book of Doctrine and Discipline, Section IV, Art IV., pp. 35-36; Art V., p. 36; Section XI., p. 53; O. General Conference; p. 56 General Superintendent; p. 57, Assistant; p. 65, Yearly Conferences.

Mr. Rush was the General Superintendent of the Church for 24 years. He appointed Elders for Williamsport Church. The Philadelphia Church formed part of his charge, which he visited. He wishing to resign, being Superintendent in 1852, Bishop came in after him. The church in this place was attached to the Philadelphia Conference.

It is to be to pod that your verdict will repair the troubles that exist in this branch of the African Methodist Episcopal Zion Church in the United States, and restore peace and harmony among the members. This appears to be the desire of the Court. We are sure it is your wish, and it is that of the Court. If Bishop, when he secede or called a Conference at Williamsburgh, should be considered as acting in violation of the Government of the Church, and was properly expelled, then his power as General Superintendent having ceased, he could not confer power upon others to officiate in the Church.

THE TRESPASS—DAMAGES.

The discipline of Ecclesiastical Bodies respecting the matter of faith, discipline and doctrine, are to be considered as final. The reason given by the Supreme Court is, because they were the best judge of what constitutes an offense against the word of God, and discipline of the church.

TRESPASS.

Return possession of the Church now locked up in by George Roach; opening doors by Coleman; keeping possession till suit brought. If plaintiffs have peaceable possession of the Church, defendants have no right to enter violently and hold possession. If there was a joint possession plaintiffs cannot recover.

The Jury returned a verdict in favor of the plaintiffs.

State of Pennsylvania, Lycoming County, ss: I do hereby certify the foregoing to be a true copy of the charge as taken and delivered by the Hon. A. Jordan in the foregoing suit.

In testimony whereof I have hereunto set my hand and affixed the official seal of the Court of Common Pleas of said County of Lycoming. HUSTIN HEPBURN,
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New-York Daily Tribune.

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Young Men's Republican Central Committee.—An adjourned meeting of the Young Men's Republican Central Committee will be held at No. 618 Broadway on FRIDAY EVENING, May 28, 1858, at 8 o'clock. By order.
JOHN A. KENNEDY, Chairman pro tem.
JOHN J. SHAW, } Secretaries pro tem.
WM. M. WADE. }

A Regular Meeting of the NINETEENTH WARD REPUBLICAN ASSOCIATION will be held at Headquarters on FRIDAY EVENING, May 28, at 8 o'clock.
A. H. BASCOCK, Jr., } Secretaries.
R. L. HILL, }

Notice.—The Committee on Roads of the Board of Aldermen will meet on FRIDAY AFTERNOON, 28th inst., at 3 o'clock, at room No. 8 City Hall, for the consideration of the following subjects, viz: Application of Jacob Harsen and others to have Bloomingdale-square opened. Application of S. F. Butterworth and others to have 8th-av. from 110th-st. to Harlem River opened; also in relation to the exterior line or street to be laid out on Harlem River. Application of Isaac O'Kindall and others to open 8th-av. from 59th-st. to Harlem River. Petition of lessee of Hell Gate Ferry to have 86th-st. regulated, from 3d-av. to East River. Petition of A. T. Robinson and others relative to 131st., from 8th-av. to N. R.; and of Frank R. Mott and others, to open High Bridge for travel.

The above-named parties will attend before the Committee without further notice.
THOMAS McSPEDON, } Committee
J. J. BRADLEY, } on
JAMES DAVIS, } Roads.

The Reunion, Nazareth Hall.—The Fifth Annual Meeting will take place on the SECOND FRIDAY in JUNE next, the 11th of the month, at Nazareth, Northampton County, Pa. Former Pupils of the Hall please address
E. F. BLECH, President of the Society, at Bethlehem, Pa.; or
E. F. REICHEL, Principal of Nazareth Hall.

Independent Order of Sons of Malta.—The members of PRO PATRIA LODGE No. 1 are notified to meet at the Lodge room, No. 514 Broadway, THIS (Friday) AFTERNOON at 3 o'clock. The members will also take notice that the meetings are changed from Tuesday to Monday afternoons, at 3 o'clock. JAMES LEONARD, G. Com.

Fire Department.—At a Special Meeting of the Board of Engineers and Foremen of the New-York Fire Department, held at Firemen's Hall on Monday evening, 24th inst., the following preamble and resolution were adopted by a vote of 107 in the affirmative to 3 in the negative:

Whereas, The public mind has recently been much agitated through the press on the subject of substituting a Paid Fire Department for our present volunteer one, it behooves every good fireman to endeavor to correct the abuses that have crept into it, and to lend a willing hand in the prompt enforcement of the ordinances recently adopted by the Common Council "for the better regulation of the Fire Department;" be it therefore

Resolved, That we, as officers of the Department, will cooperate with the Chief and Assistant Engineers in enforcing said ordinances; and more particularly will we use our utmost endeavors to abolish all "runners" with our 200-cent nozzles, believing that the Department can be made more effective if managed entirely by members; and we hereby pledge ourselves to the furtherance of the above.
HENRY H. HOWARD, Chairman.
JAMES F. WEXMAN, Secretary.

Central Park Notice.—The Exhibition of the DESIGNS for the PARK, at No. 647 Broadway, with close on SATURDAY NEXT, May 29, 1858.

Removal.—Dr. J. JARVIS, Practical Dentist, has removed to No. 241 4th-av., N. Y. A STUDENT, also an ASSISTANT of unexceptionable manners and morals, and of education and ability, desired.

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THE NEW-YORK WEEKLY TRIBUNE
FOR MAY 29.

THE NEW-YORK WEEKLY TRIBUNE for this week contains the following:

I..LEADING ARTICLES: The Utah News; The Sack of Lucknow; Douglas' New Notions; The Misfortunes of Iowa; Powers of the President; The Tariff Investigation.
II..REVIEW OF THE WEEK: Giving in a condensed and comprehensive form the latest and most important events that have transpired in the City and Suburbs, United States, Mexico, and Europe.
III..GOV. CUMMING AT SALT LAKE.
IV..FROM VENEZUELA.
V..COL. BENTON'S OPINION OF THE ADMINISTRATION: A Reply to Mr. Wm. Carey Jones.
VI..SEARCHING AMERICAN VESSELS.
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VIII..INTERESTING FROM WASHINGTON: Gurney Jones and the President's Dinners.
IX..THE GOLD MINES OF IOWA: Correspondence of The N. Y. Tribune.
X..THRILLING PICTURES OF THE WAR IN INDIA: Scenes at the Capture of Lucknow.
XI..PERSONAL.
XII..LATEST NEWS RECEIVED BY TELEGRAPH: From Washington; From Kansas; Battle between the Settlers and Indians in Nebraska; Movement of Troops for Utah.
XIII..PROCEEDINGS OF CONGRESS.
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