THE STRONG DIVORCE CASE.

Conclusion of the Testimony of the Governess.

THE OLD FAMILY NURSE ON THE STAND.

What She Saw of the Alleged Intimacy.

Deposition of Mrs. Julia Bedell, a Sister of the Plaintiff.

The Alleged Confession to Her by Mrs. Strong.

&c. &c. &c.

Superior Court.
Before Judge Garvin.

Punctually at the hour to which the adjournment was made the examination of witnesses was resumed yesterday morning. The court room was again densely crowded and among the spectators were many distinguished citizens. A great throng of parties anxious to gain admission was also around the doors of the court room, waiting for a chance to get in, under different pretences. About one hundred of the applicants represented themselves as jurymen; fully an equal number tried to palm themselves off as reporters, witnesses or parties some way or other interested in the case. But the officers of the court, being well posted, in few instances were imposed upon.

The first witness called yesterday was Miss Mussehl, the governess, her cross-examination not having been concluded the preceding day.

She testified as follows:—I am not married; I have not now the note which Mrs. Strong wrote me after I left her; it is not in my possession; I don't know where it is, nor what became of it; I suppose I never saw it after reading it; I got it from a messenger; I don't remember that I threw it away after reading it; the other members of the family besides Peter and Edward kept horses; Mr. James Henry kept horses; I suppose Mr. Benj. Strong kept them too; I noticed Mr. James and Mr. Benjamin when out riding; I don't recollect seeing Mrs. Strong ride with either of them; I never have seen Mrs. James Strong; I don't remember ever having seen Mrs. Benj. Strong ride with Mr. James Strong; the house at Newtown stands back from the main road; it is surrounded by gardens and fields; the carriage used to have to drive up near the house.

Question—How far was the main road from the house? Answer—I can't tell exactly.

The Court—Ladies are not good judges of distance.

Counsel for defence—They are sometimes. They know how to keep gentlemen at a respectful distance.

Witness—I am not sure whether the carriage road inside the main road is soft or not; the main road, I think, was too far off to hear the noise of a carriage from the house; I don't know whether such noise could be heard on the other road; I don't know whether the window was shut down or not on the occasion referred to; if it was, the noise, I think, of the carriage could be heard in the house; I did not see Mr. Peter's carriage on that afternoon; I can't swear it was Mr. Peter's carriage of my own knowledge, as I did not see it; it was dark at the time, and the gas was lighting; I did not see him get out of the carriage; before the carriage drove up he was not at the house; I can't swear to it of my own knowledge; I never saw a key in the lock of Mrs. Strong's room, as far as I remember; I did know it to be locked sometimes of my own knowledge; I saw Mrs. Bedell there during my stay at Waverley; I only remember seeing her there once; she staid over night; I saw Peter and Edward together as much as with the other brothers.

Counsel for defence here stated that he proposed to ask a question which was in dispute at the closing of the court the preceding day. It was as to the cause of the sickness of Mrs. Strong after the premature birth alluded to already.

Mr. Cram objected; but Judge Garvin stated that he had resolved the matter over in his mind during the night and intended to allow the question.

Counsel for defence—Was the ill health of Mrs. Strong, after the premature birth, produced by that premature birth?

Mr. Cram objected, on the ground that the witness was not an expert and therefore not competent to answer such a question. It had been charged that his client had been instrumental in procuring an abortion upon his wife. That charge had been tried and the plaintiff had been acquitted. It was very improper to allow this question now in view of these facts.

Counsel for the defence said he was willing to change the form of the question, and would ask the witness how long Mrs. Strong kept her bed after the premature birth.

Witness—I don't remember exactly how long she kept her bed; I should think it was about a week or so; Dr. Watson was in attendance on her during her sickness; I don't know how soon she was able to walk about or go out after she got out of bed; I think it was very soon after; when I left she was not as well able to attend to the duties of the house as she was before the premature birth; she was not so strong as before; I observed this myself, without being asked about it; I attended her sometimes while she was confined in her bed; she suffered pain; she complained to me of suffering pain; I made applications to alleviate this pain and suffering; these applications did not consist of medicine, but were external applications, such as poultices; I don't remember any other kinds of poultices.

Counsel for defence—I suppose I need not ask the witness where the applications were made.

Mr. Cram—I don't wish you to ask anything about the matter.

Counsel for defence—I suppose there will be no dispute as to where the applications were made. I don't desire to ask the witness any indecent questions and wish to spare her. Therefore I ask whether this will be conceded.

Mr. Cram—We cannot make any concessions on the subject.

Counsel for defence—Very well, then, I shall have to examine the witness on the subject.

Court—Oh, I think there can be no dispute on this subject. The Court and jury doubtless understand it. The witness has spoken of a particular sickness, and the applications made will be assumed to be such as were necessary in such cases.

Counsel for defence—Very well, sir. To witness—What produced this change of health in Mrs. Strong of which you have spoken?

Witness—I thought it was the miscarriage; during my stay at the house in Twenty-first street old Mrs. Strong, the mother, called at the house; I can't say how often she called; when she came she was received by Mrs. Peter Strong; she used to remain about an hour or so; I think Mr. Peter was at the house sometimes when his mother was there; I know he was there once; it was the occasion of the funeral; her housekeeper, I think, came with her, as she was almost blind; her name was Mrs. Cheatham; a lady once came with her; she was a relative I suppose; I don't remember seeing the mother there after the funeral of Edith; I don't remember whether Mr. James or Mr. Benjamin visited them; after Edith was buried I don't remember that Mr. and Mrs. Strong went to church together; I generally did not stay in the house on Sundays; I don't recollect seeing them go out of the house together after the funeral; Mrs. Strong was attentive to and fond of her children; I did not notice any difference in this way after Edith's death; I remember Mrs. Strong went out after the death.

Counsel for defence—Was Mrs. Strong much distressed at the death of Edith? (Objected to.)

Court—I think the testimony as to the affection of the defendant for her children is of the very strongest character.

Counsel for defence—Yes, your Honor, and we want to show that her affection was so strong that she disobeyed a habeas corpus and the mandates of the court. The plaintiff's counsel, in his opening, had made the statement that Mrs. Strong disobeyed the writ of hab as corpus and took away her children beyond the jurisdiction of the court. He honored her for doing it.

Redirect—I never saw Mr. Strong and his wife read together after Edith's death; I don't remember seeing them read together before her death; the children were as well cared for by both husband and wife after her death; I saw no change after the miscarriage; I did not see Mrs. Strong afflicted with fainting spells; I don't remember that she was troubled with nausea or vomiting immediately before the miscarriage; she was subject all the time to sick headache; I don't remember that her breath was affected; I slept with her sometimes, because she wanted attendance, which involved the use of poultices; I don't know that she suffered from hemorrhage or flowing at that time; I am not able to state the precise symptoms she showed at or after the miscarriage; her pain, I suppose, was constant; I do not know whether her pains were sometimes greater than at others; I suppose she was regular at her meals; immediately before this event I did not know of her taking violent exercise, or going out on long walks and coming home apparently tired; I do not remember that she was sick in December; I think she was not; I saw Dr. Watson at the house before March; he was attending Edith; she was sick nine or ten days.

Redirect—I have been in the habit of going to Mr. Clarkson Potter's house in town; I go there twice a week; I have been teaching a daughter of General Potter; I was teaching her up to last September; he is a son-in-law of Mr. Stevens, father of Mrs. Strong; I cannot say whether Edward and Mrs. Strong rode on horseback or in carriages most frequently; up to the time of Edith's death Mr. Strong was kind to his wife; after the death his conduct was very different; he was cold to her. (The word "cold" objected to and stricken out. Exception taken.) I never saw them speaking together; he never spoke affectionately to her; they sat in different rooms; I gave lessons to the children in Twenty-first street between the hours of ten and twelve o'clock; at the time of the occurrence of the ringing of the bell, the cook would be in the kitchen about that hour; in the sleeping apartment of Mr. and Mrs. Strong at Waverley there was only one bed; I left the house the 20th of April; the so-called premarriage occurred, I think, in March.

Cross-examination resumed—I discontinued teaching General Potter's children the last week of September; General Potter married Mr. Stevens' daughter on the 27th of September, I think; Mr. Strong never visited Mr. Johnson at Islip while I was there; I was not present at Lennox when a poem called Parisina was read; I was not present on any occasion when anything by Lord Byron was read; I was never present on any occasion when a book was read in which it was represented that a wife divulged certain things in her sleep.

This closed the examination of Miss Mussehl, and Mr. Cram said that he preferred to read the deposition of Mrs. Julia Bedell, as the witness he had expected to call next would not be present for some time. He did this to save time.

Mr. McKeon and the other counsel for defence opposed the reading of this deposition very strenuously, contending that the commission for the examination was not issued in the proper manner, and that the requirements of the statute had not been literally complied with in several particulars. The order of the Court was not filed with the clerk as required by law, nor were the pages subscribed in a legal manner by the commissioners. The argument was quite warm and lengthy, occupying over an hour, and at its conclusion the Court decided to allow the reading of the deposition, subject to the exception of defendant's counsel.

Before proceeding to read this deposition Mr. Cram said he would call Mrs. Sarah Hutchinson, whose examination would not occupy much time.

THE OLD NURSE OF THE FAMILY TESTIFIES.

Mrs. Sarah Hutchinson, a very aged female, accordingly took the stand and was sworn. Being very deaf, the clerk had to administer the oath in his loudest tones, and the counsel also found themselves obliged to test their lungs powerfully in the direct and cross-examinations. The witness' appearance and manner created considerable merriment, which was with difficulty suppressed by the Court. She testified as follows:— I live at Newtown, with Mrs. Elletta Strong; I have lived there over forty years; I don't remember exactly when Edith was born, but I remember the time; I was present at the time.

Mr. Cram—State what you know about Mrs. Strong and Mr. Edward Strong after the birth of Edith.

Mr. McKeon—I would like you to fix her to some certain time.

Mr. Cram—I am doing so.

Witness—I came down into the hall one morning; the servants told me Mrs. Strong was in Edward's room; well, I came down myself and went into the hall to watch; I went into a little pantry to watch; after a while I saw the door opening, opening, opening gradually, just so (describing it with her hands); by and by I see Mrs. Strong inside; first she looked up and then down, and then up and then down, and then ran out and up stairs to her own room; she was dressed in a thick calico wrapper; I never saw her wear it down stairs; she used to wear it in her own bedroom, or the nursery, but not down stairs; her hair was flowing, and her wrapper wrapped close around her; I don't know whether Mr. Peter was in the parlor; while they were at old Mrs. Strong's Mr. Edward and Mrs. Peter Strong were sociable and friendly; they were a good deal together; I saw Mrs. Peter in the same hall once or twice after this; her hair was in the same way, and she looked frightened. (The word frightened objected to and excluded.)

Cross-examined—I first went to Mrs. Strong's about thirty-five years ago; I was then about thirty years with Mrs. Strong; I have been married; I lived with old Mrs. Strong, in Cortlandt street, in New York; I have seen most of the children born; I took care of Mr. Peter Strong from the time he was born; I don't know how old he is; he was born after I went there; I nursed him all the time since he was born except once, when I made a visit to Baltimore; I recollect Edward Strong's wife, and a fine, elegant lady she was; I recollect when she died; she died at Newtown; I was present at Mr. Peter's marriage; they were married at Peter's father's house; I don't know why married them; I don't remember the minister's name; I don't think it was Mrs. Bedell's husband; after they were married, and after a little while travelling, they went to live with old Mrs. Strong; before he was married Peter was away in Europe for about three years; he went to Europe again after he was married, with his wife; he had the last child, Maimy, before he went away; she is now between twelve and thirteen years old, I think; they had no children born in Europe; after they came back little Elly was born; I can't say when this was; she is six or eight years old now; before he went abroad he kept horses and carriages, and after he came back; his brothers also kept horses and carriages; I don't know how many horses were kept at Waverley; after he came back he used to go fishing and shooting; he was fond of fishing and shooting; I have seen him in both his fishing and shooting dresses; sometimes he took his wife with him whenever she wanted to go; I saw him take her often; they went up and down Flushing Bay; I know she could go with him whenever she wanted to.

Mr. McKeon—How do you know that?

Witness—I know it.

Mr. McKeon—Well, but how do you know it?

Witness—Because I knew it (very warmly); because there was the boat and there was Mr. Peter ready to take her; all the family used to go into each other's rooms; Mrs. Peter Strong used to go into them all; I saw Edward after he lost his wife; he was very much distressed; he was very much broken-hearted; he was very quiet and sedate, and everybody used to feel sympathy for him; he had no children; I am not very near-sighted.

Mr. McKeon—Can you tell persons off there (pointing out to the galleries)?

Witness—Yes, I can, of course, if I know them (laughter); I can tell anybody I know; I have seen Mr. Strong put his wife in his wagon; I can't say I ever saw him put her into Edward's wagon; I could tell one wagon from the other; each of them had its own coachman; Mr. Peter did not go to town every day; he had his own carriage and went very often in his own wagon to town, and sometimes he went by the cars; I never knew him to go by the cars himself and to send his wife with Edward; I slept on the same floor with Mrs. Peter Strong; the floor on which I slept was next to the roof—(the witness here explained how her room was situated relative to Mrs. Strong's); I went very often in and out of Mrs. Strong's room; all the servants went all over the house at all times; the chambermaids, of course, went into her room when they wanted to; Edward came home before the war was over; he did not stay more than an hour or half an hour, as the boat was going right away again; Maimy was there at the time; I only said to him, "How do you do?" I was very glad to see him; we were all delighted to see him; I believe the family were all home.

Mr. McKeon—Did you know of Edward's naughty conduct at that time?

Witness—I heard a great many things about him, but I did not know them.

Mr. McKeon—Did you believe all you heard?

Witness—No, I do not; I don't believe half they say about him. They say a good many things, but I don't believe them. [This was said with great emphasis and with a very expressive gesture.] I use spectacles; I don't know when Edward will be back; Mr. Peter lives in the same house with me now; I see him most every day; I see them all sit down at the table; they used to say grace in the dining room; they say prayers there also; sometimes Mrs. Lynch read prayers; sometimes Mrs. Peter did so, and sometimes Mr. Peter; I can't say I ever saw Edward read them, but he was always present; I used not to be at prayers myself always; Edward attended church regularly, and went to Sunday school; Mr. Peter went to church, but did not attend Sunday school; I never told Mr. Peter what I had seen; at the time of the occurrence of the opening of the door by Mrs. Strong Edith was about six months old.

At the suggestion of the jury the Court here ordered a recess for forty minutes.

On the reassembling of the court Mr. Cram submitted and proceeded to read the deposition of Mrs. Julia Bedell, a sister of the plaintiff, residing in Gambier, Ohio. Objection was made by counsel for defence against its presentation as evidence on the ground of irregularity in its preparation and non-compliance with the statute providing for the manner in which such instruments should be drawn up and certified. The Court decided to admit it to be read. Counsel for the defence objected to the relation of a conversation which took place between the deponent and Mrs. Strong, wherein the latter was alleged to have confessed the adultery, on the ground that it was a betrayal of a secret confided to her under the pressure produced by religious converse and biblical exhortations. His client had been told that "her sins though as scarlet would become as snow;" her mind had been worked upon by Mrs. Bedell, who was the wife of a minister of religion, and she was artfully entrapped into a conversation and a confession which she believed she was making to her God, and not to a witness against her. It should be remembered that an admission made under church discipline, as in the confessional of the Catholic Church, or in the class meetings of other churches, could not be used in proof of guilt.

Objections were also made to the relevancy and admissibility of certain portions of the deposition and to certain of the questions, as leading in their character. The objections were variously sustained or overruled by the Court, according to its judgment. Excised of the objectionable paragraphs and words, the portion of the deposition read yesterday was as follows:—

DEPOSITION OF MRS. JULIA BEDELL.

First—My name is Julia Bedell; I am in the forty-fourth year of my age, and my place of residence is the village of Gambier, in Knox county, in the State of Ohio; I am married, and my husband is Gregory Thurston Bedell.

Second—I know both plaintiff and defendant; I have known said Peter R. Strong, who is my brother, ever since his birth, and I have known said Mary E. Strong, the defendant, since a few months previous to her marriage with said Peter, which marriage occurred May 18, A. D. 1853.

Third—About the middle of the month of August, A. D. 1862, and about the middle of the month of October, of the same year, I had an interview and conversation with the said defendant, Mary E. Strong; I had no interview or conversation with her in July or September of that year; I had but the two interviews and conversations above referred to—that is to say, one in August, 1862, and the other in October, 1862; the first of these interviews and conversations continued about three-quarters of an hour; the latter interview and conversation lasted about two hours; no one but said Mary E. Strong and myself were present at either of said interviews; the first of said interviews took place at Waverley, the residence of my mother and family, situated on Flushing Bay, two miles and a half from Newtown, Long Island, in the State of New York, and the latter of said interviews at the residence of Mr. Frederick G. Foster, East Fifteenth street, in the city of New York, in the State of New York.

Fourth—She expressed her great anxiety to do her duty faithfully to her husband and children; she expressed an earnest desire that her husband should continue to reside in the same house with her, hoping by her dutiful conduct to convince him of the sincerity of her repentance; she said that she felt that he had a perfect right to separate himself entirely from her and to take the children away, but she was deeply anxious that he should strive to make up his mind to live as they were then doing in the house of their own, occupying separate bedrooms and meeting only at the table, or as the necessities of housekeeping required; she said that if he decided to separate the children from her she should make no opposition to it, because she felt it to be a just punishment for her sin, and that she would devote herself to a life of usefulness for the good of her fellow creatures; she said that Peter expressed himself as entirely uncertain as to how long he could continue to endure the state of misery in which he was then living; any day, or week, or month he might feel himself compelled to separate himself and the children from her; I cannot recollect the precise language used, but the foregoing is the substance of said first conversation. The subject matter of the second conversation before referred to, at Mr. Foster's, in New York city, embraced three distinct topics; she spoke of her continued deep repentance for her sin, telling me that she still felt herself to be forgiven of God, although she had many variations in her Christian experience; that sometimes she felt great peace, and then had seasons of darkness and doubt; that it now seemed to her impossible that she could have fallen into such a dreadful course of sin; she said that although she had been residing for years in the house with my brother Edward, and thrown into constant close communication with him, they being communicants in the same church and engaged in the same Sabbath school, which gave them a great many duties together, yet she had never experienced any improper feelings towards him until one evening in the parlor at mother's, when her hand accidentally touched his; she said that at that moment a thrill of emotion passed through her frame, and she seemed irresistibly led to endeavor to attract his attention; that in this she at length succeeded; that he seemed to understand her meaning to reciprocate her emotion, and from that time they went down together in their course of sin; she said that they were so situated that it was easy for them to arrange interviews; that, Peter being often engaged in business in New York and Edward having no employment, they had ample opportunity for driving, riding on horseback and walking out together; that she had occasionally been to his bedroom, and, said she, "Did Peter tell you that he once came to Edward's bedroom and knocked at the door when I was in the room?" she said that Peter knocked at the door and asked Edward a question, which Edward answered without opening the door; she said that the only way she could account for the fact that the family had not discovered this criminal intercourse was that they were so entirely unsuspicious upon the subject; she said that Peter's love and her's had become cooled towards each other before the commencement of her course of sin, and when I expressed a doubt as to that in reference to him, and said that I could never forget his expressions of deep love and his intense happiness at the time of their engagement and marriage, she replied that his love had not always continued thus, giving as an illustration that he had expressed annoyance that her father had not given an allowance to her as he had done to his other married daughters; that Peter thought her father ought to have given her enough to pay the rent of a house, in order that they might have gone permanently to housekeeping if they had so desired; she said that Peter knew that she could not help this, and had nothing to do with it, and if he had loved her deeply he would not have made her uncomfortable by alluding to it; the only other illustration she gave in proof of his want of love was that not a very long time after their marriage she had made a mistake in the spelling of a word in a note; she said that he ridiculed her for this, and told her she had married too young and ought to go to school again; she said that she would rather submit to any arrangement to which he would consent, even if they sat at separate tables in the absence of company, than they should give up living in their own house together; she said that he seemed very uncertain as to his arrangements, and frequently told her that he might take the children away at any day and let her return to her father; she said that this uncertainty placed her in a very trying position; that she tried to fulfil her duty faithfully towards her husband and children, but found it almost impossible to do so under such circumstances of uncertainty; she said that she would rather submit to anything than have a divorce; she said that she would be glad if Peter would take her to his mother's to live, in order that she might prove to her by her dutiful conduct that she truly repented of the disrespectful and improper manner in which she had often treated her; she said that she felt that her feelings and conduct had changed towards Peter and all the family at Waverley after she commenced this course of sin; she exclaimed in very nearly if not these very words, "Peter is very much mistaken if he thinks that I will take care of the children unless he remains in the same house with me; I can tell him I will not; I will send them back to his mother;" she said that she had something she wished to tell me and ask my opinion about; she informed me that she had destroyed the life of her unborn child, and then burst into a violent paroxysm of weeping, and for several minutes neither of us spoke; she then said, "Do you, then, think it so very wrong, Julia?" she said that she believed that it gave her more distress now than anything else, but at the time she felt justified in doing it; that she yielded to a very strong temptation, for, as she did not know whether Peter or Edward was the father of the child, she felt sure that Peter would not consent to live in the same house with her after its birth; I then asked her if she would kneel down by me in prayer, as we had often done in the early days of her married life; she did so; I then gave her some refreshment; I have given the substance of the conversation at this last interview, and as nearly as I can in the language used.

Fifth—I did receive letters and notes from the said Mary E. Strong after the month of January, and dated after such month, and in the year 1862; they were addressed to me—some at Gambier, Ohio, and some at Waverley; at the time they were written my place of residence was Gambier, Ohio; when those addressed to me at Waverley were written I was at Waverley on a visit to my mother; they were all in the handwriting of said Mary E. Strong; I know her handwriting; I have seen her write; the said letters and notes were written in the spring, summer, and possibly autumn of 1862, but I cannot recollect their dates; I think that those addressed to me at Gambier were three in number; and they were received by me before July 15, 1862; I know this because I reached on that day on a visit to my mother; during my visit at Waverley I received two notes from said Mary E. Strong, being the notes hereinbefore mentioned; these two notes were all that I remember to have received from her at Waverley in 1862; the said letters and notes mentioned in this answer are not, nor is either of them, in my possession or under my control; they were destroyed by me each a few days after its reception by me and at the place where I received it; they were destroyed in pursuance of an understanding between said Peter, the plaintiff, Mary, the defendant, and myself, in order to prevent the possibility of a premature accidental disclosure of the crime; what I mean by an understanding as above is that said Peter and Mary, respectively, in writing to me on the subject of said Mary's conduct with said Edward, requested me to destroy their letters and they would destroy mine, so that her conduct should not become known so long as Peter should see fit to conceal it; at least this was my understanding of the purpose of requesting the destruction of the letters and notes; I accordingly promised to destroy those I should receive, and did so, as hereinbefore stated; this answers the interrogatory as fully as I am able to do it.

The sixth interrogatory in the deposition was stated by Mr. Cram. Objection was made by counsel for the defence, on the ground that the deponent was permitted a choice of stating recollection or stating substance of the contents of the letters. The interrogatory was admitted, whereupon counsel objected to the answer, on the ground of the treachery of memory as well as the inability to produce parole testimony of facts, the written evidence of which had been destroyed at the instigation of the plaintiff.

The hour of four o'clock having arrived the court was adjourned until ten o'clock this morning.

Alleged Negligence of a City Car Driver—Action Against the Second Avenue Railroad Company.

SUPREME COURT—CIRCUIT.
Before Judge E. Darwin Smith and a Jury.

Nov. 28.—*John Scappun vs. The Second Avenue Railroad Company.*—This is an action for the recovery of damages for serious injury done to the plaintiff by being run over in the Bowery, near Chatham square, through the alleged negligence of the defendants' servant. The plaintiff has been permanently injured, and has been deprived of the use of his legs since November last, when the accident occurred, by which one leg was broken in two places and the other shattered below the knee. It was proved that the car at the time was driven at a very rapid rate, and that the pace was not slackened by the driver at the foot crossing or turning the corner.

Counsel for the plaintiff cited the Corporation ordinances, which make it a punishable offence for driving any vehicle through the city faster than at the rate of six miles an hour, or more than at the rate of one mile an hour around corners. Damages were laid at $10,000.

Ex-Judge Slosson, for defendants, moved for a nonsuit, on the ground that even from the plaintiff's evidence it appeared that he himself was guilty of negligence by attempting to cross the track when the car was within a few feet of him, and that he was not, therefore, entitled to compensation for the injuries he sustained, when his own want of caution contributed to the accident.

The Court denied the motion. The case is still on.

Small Damages for False Imprisonment.

SUPERIOR COURT.
Before Judge Moncrief.

George Davis vs. John Kelly, Henry Drehr and Hugh O'Donnell.—This case has been decided. It was an action for $10,000 damages, claimed for false imprisonment, extortion and fraud, and during its progress has been noticed in the HERALD. The plaintiff's witnesses proved that the plaintiff was arrested by the two deputy sheriffs above named, and who were acting under Sheriff Kelly; that he was taken to Eldridge street jail and there locked up for six weeks, and that money was extorted from the plaintiff by the deputy sheriffs while he was in custody. The plaintiff complains that an undue amount of his testimony was overruled by the judge. His counsel argued that the arrest of the plaintiff was unlawful, as the judge who issued the warrant for it exceeded his authority as City Judge of Brooklyn.

The defence set up that they were acting under orders of the Sheriff, who had the warrant for the arrest of the plaintiff from the City Judge of Brooklyn, and that he was treated as any other prisoner, and had no money extorted from him by them or anyone else, to their knowledge. They also denied that the plaintiff was treated in any manner different from what is usual in similar cases.

The Court ruled that the warrant of the City Judge of Brooklyn was sufficient authority upon which to make the arrest, and dismissed the complaint against Sheriff Kelly on all the charges, but gave it to the jury to assess the amount of damages to be allowed the plaintiff by the other two of the defendants on the charges of extortion and fraud. The jury returned a verdict of one hundred dollars for the plaintiff.

Damages for Loss of Life from a Corporation.

SUPREME COURT
Before Judge Smith.

Ann Curran vs. The Warren Chemical Manufacturing Company.—In this case, which has been on for four days, and in which the plaintiff claimed damages for the death of her son while in the employment of the company, the jury awarded a verdict for the plaintiff of one thousand five hundred dollars.

Payment of the Second New York Provisional Cavalry.

The application of Colonel Harrison White, of the Second Provisional cavalry, to the Secretary of War for pay for the officers of his command who were detained at Elmira by misapprehension of orders after the discharge of the enlisted men has been favorably considered, and the Paymaster General has been instructed to pay for the time of detention of these officers. The evidence of such detention is to be the certificate of Major Hayman, United States Army, the chief mustering officer at Elmira.

MARRIAGES AND DEATHS.

Married.

BETTS—THOMPSON.—On Wednesday, November 22, at the residence of the bride's father, by the Rev. Daniel Bigbee, WILLIAM B. BETTS, of Nyack, to Miss ANGELINE L., daughter of Romeo Thompson, Esq., of Hamptonburg, Orange county, N. Y.

BRONSON—SEARS.—On Tuesday, November 28, at the Church of the Incarnation, by the Rev. W. W. Bronson, of Philadelphia, THOMAS A. BRONSON, of Philadelphia, to ANNIE L., daughter of the late E. H. Sears, of this city.

Philadelphia papers please copy.

GRUBER—LANDMANN.—On Sunday, November 26, at the residence of the bride's parents, by the Rev. Philip Hafner, JACOB GRUBER to MATHILDE LANDMANN, all of this city.

KING—CODDINGTON.—At the residence of A. H. King, Esq., Brooklyn, N. Y., on Tuesday, November 28, by Rev. T. S. Potwin, GEORGE L. KING to Miss JENNIE W. CODDINGTON, both of this city. No cards.

STEVENS—DISBROW.—On Monday, November 27, at the Allen street Methodist Episcopal church, by the Rev. John A. Roche, JOHN J. STEVENS to MARY R. DISBROW, all of this city.

SHELLEY—WILSON.—On Tuesday, November 28, by the Rev. Father Quinn and Rev. Dr. Dix, Mr. CHARLES H. SHELLEY, of Washington, D. C., to Miss CARRIE WILSON, of this city.

WRIGHT—PERLEY.—On Tuesday, November 21, at the Fifty-fifth street Presbyterian church, by Rev. Abbott Kittridge, ROBERT J. WRIGHT to MARY J., daughter of Charles and Mary J. Perley, both of this city.

Died.

BURRELL.—On Monday, November 27, WILLIAM E. BURRELL, in the 52d year of his age.

Relatives and friends are invited to attend the funeral, from his late residence, 147 West Twelfth street, this (Wednesday) morning, at ten o'clock.

BERGEN.—At New Utrecht, SARAH A. WYCKOFF, wife of Theodore V. Bergen, in the 23d year of her age.

The relatives and friends of the family are respectfully invited to attend the funeral, from the residence of her father, Peter Wyckoff, at New Utrecht, on Thursday afternoon, at two o'clock.

BOOTH.—On Sunday morning, November 26, Rev. JOHN F. BOOTH, pastor of the Greenpoint Methodist Episcopal Tabernacle, in the 37th year of his age.

The funeral will take place on Wednesday afternoon, at one o'clock, from the Tabernacle, on Union avenue, between Milton and Noble streets, Greenpoint, L. I. The relatives and friends of the family, and of his brothers, Samuel and William Booth, and of his brother-in-law, Vincent Tilyou, are invited to attend without further notice.

BRITTON.—At South Melrose, Westchester county, N. Y., on Tuesday, November 28, BENJAMIN F. BRITTON, Jr., in the 14th year of his age.

The relatives and friends of the family are invited to attend the funeral, from the residence of his father, Mary street, South Melrose, on Thursday afternoon, at one o'clock.

BROPHY.—On Monday evening, November 27, JOHN BROPHY, in the 47th year of his age, a native of Queens county, Ireland.

His friends and those of the family are respectfully invited to attend the funeral, this day (Wednesday), from his late residence, No. 193 East Forty-seventh street; from thence to Calvary Cemetery.

DUFFY.—At his residence, 227 First avenue, after a short but severe illness, DENNIS DUFFY, a native of Kilbeggan, county Westmeath, Ireland.

The relatives and friends of the family are respectfully invited to attend the funeral, from the Church of the Immaculate Conception, Fourteenth street and avenue A, on Thursday afternoon, at one o'clock.

DAY.—On Tuesday, November 28, FANNIE AYMAR, second daughter of James H. and Helen C. Day, aged 6 years and 8 months.

The funeral will take place on Thursday afternoon, at one o'clock, from 124th street and Fifth avenue, Harlem. Friends are invited.

FOX.—On Tuesday, November 29, after a long and painful illness, which she bore without a murmur, EMELINE C., the beloved wife of H. F. Fox, aged 37 years.

Notice of funeral in to-morrow's papers.

FISHEL.—On Tuesday, November 28, EPHRAIM FISHEL, aged 39 years.

The relatives and friends of the family are respectfully invited to attend the funeral, this (Wednesday) afternoon, at one o'clock, from his late residence, 121 Seventh street.

GARDNER.—On Monday, November 27, MARY HELEN, wife of Frederick A. Gardner, and daughter of the late Isaac and Mary S. Pierce, aged 30 years and 2 months.

The relatives and friends of the family are respectfully invited to attend the funeral, this (Wednesday) afternoon, at one o'clock, from No. 155 Thompson street.

Rockland (Me.) and Nantucket (Mass.) papers please copy.

HEDENBERG.—On Tuesday morning, November 28, DAVID T., infant son of Emma and the late David T. Hedenberg, aged 1 year, 4 months and 22 days.

Friends and relatives of the family and of his father are respectfully invited to attend the funeral, this (Wednesday) afternoon, at one o'clock, from the residence of his grandfather, Francis L. Hedenberg, No. 3 Bond st.

HILL.—On Tuesday, November 28, ELIZA, the beloved wife of William Hill, in the 48th year of her age.

The funeral will take place on Thursday morning, at nine o'clock, from the residence of her husband, 167 Monroe street. Interment at Paterson, N. J., via Pavonia ferry. Friends and acquaintances of the family are respectfully invited to attend.

KESSEKERT.—On Monday, November 27, MARGARET KESSEKERT, aged 63 years and 3 days.

The relatives and friends of the family are respectfully invited to attend the funeral, this (Wednesday) afternoon, at one o'clock, from her late residence, 314 West Twenty-first street.

LEWIS.—In Jersey City, on Sunday, November 26, of consumption, ANNE, beloved wife of Ferdinand Lewis, aged 35 years, 1 month and 11 days.

The relatives and friends of the family are respectfully invited to attend the funeral, from Trinity Episcopal church, corner of Grove and Montgomery streets, Jersey City, at two o'clock this (Wednesday) afternoon.

LYNCH.—On Tuesday, November 28, after a brief illness, HENRY LYNCH, aged 28 years, 5 months and 18 days, born in the parish of Castle Rahan, county Cavan, Ireland.

The funeral will take place from the residence of his father-in-law, Bernard Lynch, corner of North Fifth and Sixth streets, Williamsburg. His relatives and friends are invited to attend the funeral.

LORDES.—At St. Vincent's Hospital, on Tuesday, November 28, of dysentery, MARY LORDES, daughter of John Lordes, parish of Tullow, county Carlow, Ireland, aged 22 years and 6 months.

The friends and those of her brothers, James, Patrick and John, and of her sister, Eliza Lordes, are respectfully invited to attend the funeral, this (Wednesday) afternoon, at half-past one o'clock, from St. Vincent's Hospital, 195 West Eleventh st., without further notice.

LOCKE.—At Adrian, Mich., on Tuesday, November 28, of consumption, CORNELIA A., wife of John J. Locke.

Her remains will be taken to St. Louis for interment.

MASARDE.—On Tuesday, November 28, MAGDALENE, the beloved wife of Rev. Mr. Masarde.

The relatives and friends are respectfully invited to attend the funeral, from 15 Wooster street, on Thursday morning, at eight o'clock.

MCCARTY.—In Brooklyn, on Tuesday morning, November 28, OWEN MCCARTY, a native of Ballyglasson, parish of Legan, county Longford, Ireland, aged 82 years.

The relatives and friends of the family, also those of his sons, Thomas, Patrick, John, Denis, Joseph, Bernard and James McCarty, and his son-in-law John Kenedy, are most respectfully invited to attend the funeral, from his late residence, corner of Hoyt and Wyckoff streets, South Brooklyn, on Thursday afternoon, at two o'clock.

Dublin and Longford papers please copy.

O'NEIL.—In Brooklyn, on Monday, November 27, BRIDGET O'NEIL, widow of Felix O'Neil, aged 67 years.

The funeral will take place from her late residence, No. 153 Nassau street, this (Wednesday) morning, at half-past nine o'clock. From thence to St. James' Cathedral, Jay street, where a solemn high mass of requiem will be offered up for the repose of her soul. The relatives and friends of the family, and also of her sons, Thos. A. and John O'Neil, and her sons-in-law, James Farrell and Martin J. Deegan, are invited to attend.

OKIE.—On Tuesday, November 28, ELVIRA F., youngest child of Benjamin F. and Phebe M. Okie, aged 1 year, 10 months and 25 days.

The relatives and friends are respectfully invited to attend the funeral, from the residence of her parents, 528 Hudson street, this (Wednesday) afternoon, at one o'clock.

O'CONNOR.—On Monday, November 27, ANN O'CONNOR, widow of Bernard O'Connor, formerly of Donoghmore, county Tyrone, Ireland.

Her friends and acquaintances are respectfully invited to attend the funeral, from her late residence, 24 Mott street, this (Wednesday) morning, at ten o'clock, to the Church of Transfiguration, where a requiem mass will be offered for the repose of her soul, and at twelve o'clock to Calvary Cemetery, for interment.

Belfast (Ireland) papers please copy.

PIDGEON.—On Monday, November 27, Mrs. EMMA PIDGEON, wife of Peter Pidgeon, of the parish of Miltown, county Westmeath, Ireland.

The relatives and friends of the family are respectfully invited to attend the funeral, from the residence of her son, Christopher Pidgeon, No. 20 East Houston street, this (Wednesday) afternoon at one o'clock. Her remains will be taken to Calvary Cemetery for interment.

ROBINSON.—At Caldwell, Lake George, on Monday, November 27, Mrs. SARAH ROBINSON, of this city.

Future notice of time and place of funeral will be given.

STREET.—At Greenpoint, on Monday, November 27, FRANKY, the youngest son of Francis S. and Susan E. Street, aged 5 years, 2 months and 8 days.

The funeral will take place on Thursday afternoon, at two o'clock, from the residence of his parents, Fourth street, near Meserole avenue, Greenpoint. The relatives and friends of the family are respectfully invited to attend without further notice.

SELL.—At Manhasset, on Monday evening, November 27, JAMES S. SELL, in the 53d year of his age.

The relatives and friends are invited to attend the funeral, at Christ church, Manhasset, on Thursday morning, at eleven o'clock.

STILWELL.—On Tuesday, November 28, after a short and severe illness, LOUISA CAROLINE, wife of Silas M. Stilwell, and daughter of Samuel and Frances Noisworthy, deceased.

Notice of funeral hereafter.

SAURETTE.—At Savannah, Ga., on Thursday, November 16, CECILE PREYTERHORN, wife of Jean Saurestre, aged 35 years.

The relatives and friends of the family are invited to attend the funeral, from the residence of her sister, Madame Alex. Doubet, 149 Wooster street, this (Wednesday) afternoon, at two o'clock.

STORR.—On Tuesday, November 28, ANNA R. STORR, aged 73 years, 2 months and 26 days.

The relatives and friends of the family are respectfully invited to attend the funeral, on Thursday afternoon, at one o'clock, from her late residence, 81 Perry street.

WARDLOW.—In this city, on Monday, November 27, RICHARD H. WARDLOW, in the 33d year of his age.

The relatives and friends of the family are respectfully invited to attend the funeral, from the residence of his uncle, James H. Cornell, No. 41 Fifth street, this (Wednesday) afternoon at two o'clock.

WEST.—On Tuesday, November 28, of consumption, JOHN C. WEST, in the 26th year of his age.

The relatives and friends of the family are respectfully invited to attend the funeral, from the residence of his aunt, Mrs. C. P. Smith, No. 74 Carmine street, on Thursday afternoon, at one o'clock.

MISCELLANEOUS.

ALES, PORTER AND EXTRA STOUT.
MACPHERSON AND DONALD SMITH
(Late style Smith & Brother