WASHINGTON.

General Sheridan's Order in Relation to Mexican Affairs Approved by the President.

The Reported Sale of Monitors to Foreign Powers Denied.

Our Government to Retain All Vessels of this Description in the Service.

Funeral Services of Miss Fannie Seward.

&c. &c. &c.

WASHINGTON, Oct. 31, 1866.

Our Monitors—None Been Sold to Foreign Governments.

On inquiry at the Navy Department it was ascertained that no monitors have been sold to any foreign governments nor have any foreign governments officially intimated a desire to make such investments. It is true, however, that private parties, all of them American citizens, have offered propositions, without stating for whom they wished to purchase; but the government has decided not to sell any of that class of ships, whether they were built in the Navy Yards by government constructors or outside by private parties.

General Sheridan's Mexican Letter.

The President has signified to General Sheridan his approval of the spirit of his late Mexican order.

Obsequies of Miss Fannie Seward.

The funeral ceremonies over the remains of Miss Fannie Seward were held in St. John's Episcopal church this afternoon. The exercises were in accordance with the ritual of the persuasion, and were of a most impressive character. The Rev. John B. Luce was the principal officiating clergyman. President of the United States, all the members of the Cabinet, Generals Grant and Sherman, together with the representatives of foreign governments resident in Washington, distinguished officers of the army and navy and the families of our most respected citizens, were present. The State Department had been closed at twelve o'clock in order that the officers and clerks of the Department might have an opportunity of attending. The solemnities concluded amid the tears of many in the congregation. As the venerable father of the deceased followed the coffin containing the remains of his only and beloved daughter it would have been unmanly not to have sympathized with him in his profound bereavement. The remains were sent to Auburn for final interment by special car this evening.

Indian Affairs.

Mr. Bogy, of Missouri, assumes the charge of the Department of Indian Affairs to-morrow. He had a conference this morning with General Sherman, at the headquarters of General Grant, in relation to the temper and disposition of the Indians on the great plains of the West. The new Commissioner appears to be anxious to investigate the truth of the various rumors in relation to Indian troubles. General Sherman will make a written report on this head through his superior officer, General Grant.

At the close of office hours to-day, the Clerks of the Bureau, waited upon the retiring Commissioner, Mr. Dennis N. Cooley, and tendered him a testimonial, in the shape of a letter, elegantly engrossed on parchment, expressive of their appreciation of his uniform kindness and courtesy towards them. The Commissioner replied in a few brief and pertinent remarks.

Report of the Commissioner of the General Land Office.

Commissioner Wilson, of the General Land Office, has completed his annual report for the fiscal year ending June 30, 1866, and has forwarded it to the Secretary of the Interior. The Commissioner has paid particular attention to the question of actual settlement under the Homestead Law, and has embodied in a report the results of an experience of many years, in reference to the development of our coal and mineral lands, and the preservation and growth of timber. His report will prove a valuable paper to those interested in extending the settlement and improvement of the rich and fertile West.

The Cleveland Convention Committee Wait Upon the President.

The Cleveland Soldiers' and Sailors' committee, of which General Gordon Granger is chairman, waited upon the President to-day, Generals Denver and Esty being the principal spokesmen. No result satisfactory to the committee was arrived at.

Leave of Absence to Attend Election.

All of the New York clerks in the Treasury Department are to receive six days' leave of absence to vote on Tuesday next. Two-thirds of those who go are reported to be radicals.

Issue of Bonds to the Central Pacific Railroad.

The promised amount of government bonds of $1,000 each have been issued to Mr. Huntington, President of the Central Pacific Railroad Company, California division, by the Secretary of the Treasury yesterday, the company being entitled to that amount on the completion of a certain section of the road.

New York State Military Agency.

During the month of October last the New York State Agency, Colonel J. E. Lee, Superintendent, transacted the following business:—Claims received, 2,003; claims filed, 178; letters received, 2,978; letters written, 1,128; amount collected and paid claimants, $18,887, all gratuitous.

Contemplated Pardons.

The President has directed pardons to be prepared and submitted for his approval for the following persons under the minor clauses of the amnesty proclamation:—Harpley Owen, of Louisiana; Joseph F. Lewis, of Maryland; H. L. D. Lewis, George W. Lewis and E. P. Lewis, of Virginia.

Internal Revenue Receipts.

The receipts from internal revenue to-day were $397,483. The receipts during the month of October, 1866, amount to $26,414,430, which is $4,023,553 less than the receipts for October, 1865.

North Atlantic Squadron.

Despatches have been received by the Navy Department from Rear Admiral Palmer, commanding the North Atlantic squadron, dated Port au Prince, Hayti, October 19, announcing his arrival and departure on that day for Havana. The Mackinaw and Florida were also at Port au Prince, all well.

NEW JERSEY INTELLIGENCE.

Jersey City.

FAIR IN ST. PETER'S CHURCH.—The lady's fair in aid of the funds of the new church of St. Peter situate on the corner of Grand and Van Vorst streets, will open this afternoon, and will continue until the 10th inst. Among the attractions proposed is a portrait of the late pastor, remarkable for the accuracy of the lineaments and its artistic execution.

BIRTHS, DEATHS, AND MARRIAGES.—The returns of births, deaths, and marriages of Jersey city for the year ending 1st May, 1866, have appeared and show the following record:—Births, 1,408; marriages, 528 and deaths, 592.

Hoboken.

THE RAIN STORM.—Some poor people residing in the Meadows can tell a pitiful story about the late storm. One dwelling house on Second street is completely inundated, and its residents were obliged to wade out yesterday. The entire level in this district is one sheet of water.

Hackensack.

THE FLOODS.—The water which had been accumulating during the storm swept down yesterday and covered the bridge, doing some damage to houses built on the low grounds. While locality the effect of a flood is often destructive, as it does not drain away for weeks at this season.

FIRE.—At an early hour yesterday morning the barn of Mr. Hopkins was discovered to be on fire, and before assistance could be secured, the entire contents, including several head of cattle, were destroyed. The loss is estimated at $1,000, partly insured. Mr. Hopkins and his family were on a visit to Rockland county, so that the horse and carriage escaped the general ruin.

Bergen.

MAIL BAG LOST.—The mail carrier between Jersey City and Bergen Point lost the bag yesterday containing letters for the Post office in Jersey City. The bag was placed under the seat of the carrier's wagon, and upon arriving at the corner of Grand and Van Vorst streets it was missing; but whether it was accidentally dropped, or was stolen from the wagon is not known.

THE LATE COUNTY CLERK.

TO THE EDITOR OF THE HERALD:

OFFICE OF THE COUNTY CLERK, NEW YORK, Oct. 31, 1866.

Having read in this morning's Herald an article reflecting on the honesty of the late county clerk, the object of this communication is merely to state that, while I have no desire to enter into any controversy on political questions, I consider it only just to state that, so far as Mr. Slosson, late clerk of Judge Ingraham's Court, is concerned, there is not the slightest ground for the charge made against him in the article alluded to.

JOSEPH H. TOOMEY, Deputy County Clerk.

CITY INTELLIGENCE.

THE CHOLERA.—Two cases of cholera were reported in this city yesterday. The names given were Christian and Rosina Schaeler, residing on Ninth avenue, between Sixteenth and Sixty-eighth streets. The last named case died yesterday, and a burial permit was issued for her by the Registrar.

QUARANTINE RAISED.—The hospital ship Falcon was towed up to the city yesterday. She had been at anchor in the lower bay for several months past, and was used as a cholera vessel.

ALL SAINTS' DAY.—To-day is the anniversary of one of the most solemn festivals of the Catholic Church—All Saints' day. As, according to the Catholic doctrine, every day in the year is under the patronage of some especial saint or martyr, and there are more saints and martyrs than days in the year, this festival was instituted in honor of those who have charge of no particular day. High mass will be celebrated in all Catholic churches, and there will also be divine service at the Protestant places of worship.

FIVE POINTS HOUSE OF INDUSTRY.—There will be a reception to-day at two o'clock of the school of the Five Points House of Industry, No. 155 Worth street, to which all are invited who are interested in the education of the children of the poor.

INTERESTING TO TAXPAYERS.—Mr. Murphy, the Receiver of Taxes in this city, gives notice that one per cent will be added to all taxes unpaid on the 1st of December prox., and an additional one per cent on December 15. On all taxes remaining unpaid on the 1st of January next, interest at the rate of twelve per cent will be computed from the time the tax books were received to the date of payment.

CITY RAILROAD TICKETS.—Some six or eight weeks ago the HERALD informed its readers that several of the city railroad companies were issuing tickets at the legal rate. As some people still complain of being charged six cents, instead of five and one-eighth, it may be well to remind them once more that by going to the headquarters of the respective companies they can remedy the evil.

ACCIDENT TO COUNCILMAN BRINKMAN.—On Tuesday evening as the procession of the Tenth and Thirteenth Wards Hoffman Clubs were passing through Canal street, on their way to the democratic ratification meeting at the Cooper Institute, and when near the Bowery a most painful accident happened to Councilman James E. Brinkman, of this city. That gentleman was marching in the procession, and engaged along the route in discharging Roman candles, a large number of which he carried beneath his arm and also in his coat pocket. When near the corner of the Bowery by some accident the whole of these fireworks exploded at once, setting fire to his clothes and terribly burning him about the body, the neck and face. A number of his friends hastened to his assistance, and after extinguishing the fire he was immediately taken to the nearest drug store, and after his wounds were dressed conveyed to his residence in Ludlow, near Broome street. It is to be hoped that his injuries may not prove serious.

OBSTRUCTION TO PIER 34 EAST RIVER REMOVED.—This pier, which has been blockaded against boats going up and down the East river, was on yesterday again opened for use by the removal of the sunken vessel Charles A. Farwell, at which wreckers have been at work for some time, the particulars of which have already appeared in the columns of the HERALD. The workmen succeeded in bringing her in alongside pier 37, where she now lies with her after cabin and bow end several feet over water. Divers were engaged yesterday on her, and crowds were present to witness their work. It is expected that in less than another week the Farwell will be lifted completely above water.

RUN OVER.—About six P. M. on Tuesday a man named Thomas Sanders was accidentally run over by a wagon, driven by an unknown man, at the corner of Twenty-third street and Broadway. He was badly bruised about the limbs, and was conveyed to his residence in Williamsburg by the police.

COAL A SHADE HIGHER IN PRICE.—The regular sale of Scranton coal took place at noon yesterday, at the office of the Delaware and Lackawanna Company, No. 26 Exchange place, before a large attendance. The prices were rather higher than those obtained at the previous sale, as follows:—

Tons.	Sept. 26.	Oct. 31.
6,000 steamboat	$5 00 a $5 11	$5 37 a $5 62½
9,000 lump	4 85 a 5 25	4 50 a 4 75
8,000 grate	5 00 a 5 25	5 37 a 5 62½
3,000 egg	5 37 a 5 62½	5 65 a 5 70
7,000 stove	6 37½ a 6 60	6 45 a 6 62½
6,500 chestnut	4 10 a 4 25	4 12½ a 4 37½

The advance is evidently owing to the approaching close of navigation, and not to any actual or anticipated scarcity of the article in the market. Indeed it is a positive fact that there is nearly one-third more coal in the yards in this city and vicinity than there was last year. The increased price therefore is not founded upon any true basis of supply and demand.

AN UNFAITHFUL WIFE SHOT BY HER HUSBAND.—Another of those cases of infidelity to marital vows and infelicity of marital relations which of late have become so prevalent was brought to light last evening, at No. 173 East Twenty-third street. William T. Anderson, residing at the above mentioned place, came home shortly after six o'clock and found his wife in bed with another man. Anderson became enraged, and drawing a revolver fired three shots in rapid succession at his wife, two of which took effect in her body. An alarm was immediately raised and Anderson was arrested by one of the Eighteenth precinct police, and his wife's wounds dressed by a surgeon who had been called in. The probability is that the injuries, being only slight flesh wounds, will not prove fatal.

SUDDEN DEATH.—Shortly after nine o'clock last night a colored woman, a prostitute, was going into a house of ill fame, No. 73 Laurens street, when she fell dead on the door step. Although known to the residents of the locality as a person of disreputable character, her name could not be ascertained.

CRUSHED BY AN ELEVATOR.—Thomas Stewart, an Irish lad sixteen years of age, employed at No. 63 Centre street, was badly crushed between the steam elevator and the floor about half-past six o'clock last evening. He was conveyed to the New York Hospital, where the physicians expressed the opinion that his injuries would in all probability prove fatal. Information regarding the occurrence was sent to Stewart's family, residing on avenue B, near Eleventh street.

FIRE IN SEVENTH AVENUE.—Between four and five o'clock yesterday morning a fire broke out in the liquor store owned by John Mahar, No. 507 Seventh avenue, corner of Forty-first street. As soon as the fire was discovered some one foolishly kicked in the store door before the arrival of the firemen, which gave full vent to the flames, and the consequence was the whole of the store fixtures, with the greater portion of the stock, were destroyed. The firemen, however, prevented the flames from spreading beyond the store, notwithstanding the building is an old frame tenement. The loss is about $500. Mr. Mahar is insured for $500 on his stock and fixtures. There is a mystery attending this fire. The building is owned by widow Mary McVay, and the ground lease having expired some time ago, she was ordered to vacate the house on the 1st of the month, as the owner of the land, Mr. Zebriskie had rented or leased the property to Mr. Jenkins. The widow asked $100 for the building, but that was refused. She then sold it to a lumber dealer, and afterwards refused to let them pull it down, fearing she might get herself into trouble. The suspicious manner of the fire on the eve of leaving the premises, are under investigation by the police and Fire Marshal Baker.

TARGET EXCURSION OF POST OFFICE EMPLOYES.—One hundred of the Post Office employes have projected a target excursion, to take place on Monday next. Prizes will be awarded for superior marksmanship. The expense of the affair will amount to $503, which will be made up by a contribution of $5 from each excursionist.

BROOKLYN INTELLIGENCE.

THE EXCISE LAW IN THE EASTERN DISTRICT—TRIAL AND CONVICTION OF A LAGER BEER DEALER.—Herman F. Bruns, a lager beer dealer doing business at No. 77 Grand street, E. D., was arrested on the 9th of September last by the police of the Forty-fifth precinct on a charge of violating the third section of the excise law on that day by selling lager beer without a license. Bruns gave bonds at the time to answer the charge, and the case was called up by Justice Dailey yesterday. The prisoner having demanded a jury trial, a jury was empanelled and the trial took place. There appeared for the prosecuting office present, Mr. C. P. Gunstead appeared for the defence. The first witness called for the prosecution was the officer who made the arrest, Thomas Langan of the Forty-fifth precinct. He testified that when he arrested the defendant he was retailing beer to various parties at his place of business, and that he tasted a portion of the drink which an officer named Henry Higgins had then purchased there. Higgins was called to the stand and corroborated this testimony. Witnesses for the defence testified that Bruns was a boarding house keeper, and that the beer in his place was only kept for the use of his boarders. The case having been submitted to the jury, they found the prisoner guilty after a half hour's deliberation. Before passing sentence, the justice asked Bruns if he was ever convicted of a similar offence before, when he answered that he was once fined. He was thereupon sentenced to pay another fine of $25.

UNPROVOKED ASSAULT.—A boss shoemaker, named James Haggerty, doing business in Fourth street, E. D., was knocked down and cruelly beaten yesterday forenoon at the corner of Second and North Second streets, by a man named Barney Swift. When the injured man escaped from his assailant he appeared before Justice Dailey and asked for a warrant for his arrest; but the Justice frankly told him that such a course would be of no avail, as he had on various occasions sent Swift before the Grand Jury for similar offences but that he had never once been brought to trial. The injured man was advised to go personally before the Grand Jury, and he promised to do so.

ATTEMPT TO STEAL A BRICK BUILDING.—Considerable excitement was created yesterday afternoon in Marcy avenue, near Walton street, E. D., in consequence of the attempt of a gang of men to tear down and carry away a large brick building, valued at $7,000 and at present used as a glass factory. It seems that the men were employed to do the work of demolition by a man who has some claim on the property. All those engaged in the outrage were arrested by the police of the Forty-fifth precinct and locked up. They will be heard by Justice Dailey this morning. The following are their names:—Abram S. Miller, Samuel Kirchner, Truman Schultz, Jacob Hauser, John Heischer, Charles Voley, Henry Schlatz and Peter Kungel.

THE LONG ISLAND HISTORICAL SOCIETY.—A regular meeting of this society will be held to-night at their rooms, No. 16 Court street. A paper will be read by the Rev. O. B. Frothingham, on "The Life of a Reformer of the Fifteenth Century." The formal presentation to the society of a picture already on the walls will also take place. It is a portrait of Chief Justice Marshall, painted in 1834, by Rembrandt Peale, and is given to the society by Mrs. James Humphrey. The picture is one of remarkable excellence, and has been sought for to adorn some one of the public buildings at Washington. The society has just been presented by Milan Hulbert with a collection of valuable papers relating to the history of New York, Rhode Island, Virginia and the Bahama Islands, among which are several in the handwriting of Sir Henry Clinton. About the 1st of January a book translated from Dutch manuscripts by Henry C. Murphy, formerly United States Minister at the Hague, entitled, "A Journal of a Voyage to New Netherlands, in 1679-80," will be published by the society.

UNITED STATES COMMISSIONER'S OFFICE.

Before Commissioner Betts.

John Williams, who had been charged with having had $120 in single counterfeit Treasury notes in his possession, was brought up for further examination. Two witnesses, who were examined for the defence, testified that the package of money was given to Williams by a man in the street, who asked him to hold it for him for a short time. The case was again adjourned till Monday next.

UNITED STATES DISTRICT COURT.

Before Judge Shipman.

Thomas F. Cullen vs. Robert M. Ward and Walter S. Gropp, owners of the ship Chattanooga.—This was an action for seaman's wages. The claim had been resisted on the ground that the plaintiff deserted from the ship, and therefore forfeited his pay. Judge Shipman pronounced his opinion to the effect that there was no desertion on the part of the plaintiff, and that he was entitled to $97 31, with costs.

POLICE INTELLIGENCE.

A YOUNG MAN SET UPON AS HE IS PEACEFULLY RETURNING TO HIS HOME AND SEVERELY STABBED—ONE OF THE PARTY ASSAULTED BY A FRIEND OF THE INJURED MAN AND DANGEROUSLY WOUNDED.—Two affrays, one growing out of the other, occurred in this city on Tuesday night, by which a man named Bernard Smith was severely stabbed and a young man named Thomas Hart, who was afterwards set upon by a friend of Smith, was so seriously stabbed that it is thought he cannot recover. Smith was proceeding homeward about half-past seven o'clock on the night of Tuesday, when he reached the corner of Eighteenth street and First avenue. Here he noticed three men, named John Burns and Thomas and John Hart, the last two brothers. Smith knew them but slightly, and would have passed them, when Burns cried out and asked him what was the matter with his eye, which was bandaged. Smith replied that it was sore, and moved on. Burns then cried out, "Stop; I am going to lick you." Before Smith could reply Burns drew a long and wicked looking knife, with which he made a pass at Smith, cutting his coat. John Hart then struck him, while Burns stabbed him repeatedly in the head. Hart kept striking him, and soon Smith was knocked down. While down he was cut and kicked by both John Hart and Burns. His cries for help caused the villains to flee. Smith, very weak and exhausted, crawled along the street until his bleeding condition was observed by a number of passers by, who thereupon took him to a surgeon, by whom his wounds, consisting of one cut under the right eye, one above the left cheek bone, one very deep stab on the left side of the head, above the ear, and two on the back of the head, were dressed. Soon after Smith reached home news of his having been assaulted reached the ears of a friend named Bernard Gaffney. The latter instantly went in search of the assailants. He soon found Thomas Hart on First avenue, between Twenty first and Twenty-second streets, standing in the street. He at once drew a knife and with it assaulted Hart, stabbing him once in the arm and once in the left lung. He was seized by bystanders before he could follow up his victim. Gaffney was at once taken into custody, and Thomas Hart was conveyed to Bellevue Hospital, where his condition is even more considered critical than before. The arrest of John Burns for the assault on Smith was not achieved until yesterday morning. The elder Hart has not yet been found. Both Gaffney and Burns were arraigned before Justice Dodge yesterday afternoon. Smith appeared as complainant against the latter, his face much disfigured by the injuries he had received. Burns was committed for trial at the General Sessions in default of $1,500 bail, and Gaffney was remanded to await the result of Hart's injuries.

COMMITTED FOR TRIAL.—The young man, Ira S. Smith, the particulars of whose arrest and partial examination for complicity in the robbery of $32,400 from the Greenwich Insurance Company's office, on the 31 of July last, were given in a former edition of the HERALD, was yesterday committed by Justice Dodge for trial at the General Sessions, bail being refused.

CARRYING A SLUNG SHOT.—On Tuesday night officer No. 1,314 of the Eighteenth precinct, observed a man loitering about the corner of First avenue and Nineteenth street, acting in a suspicious manner. He thereupon accosted the man, who drew in a threatening manner an ugly looking slung shot from his pocket. The officer promptly took this weapon away from him and marched the man, who gave his name as Frank McManus, to the station house. Justice Dodge yesterday committed the prisoner for trial.

PICKPOCKETS ARRESTED.—Two notorious pickpockets, named John Finney and Thomas Courtney, were arrested at the democratic meeting on Tuesday night. They were taken to the police headquarters, where their photographs were taken.

FROM THE FRYING PAN INTO THE FIRE.—Henry Miller, late an inmate of the institution on Blackwell's Island and whose time expired yesterday, was, immediately before his liberation, rearrested and arraigned before Justice Dodge, charged with larceny. In the early part of last summer Miller was in the employ of Mr. R. D. Davis, No. 191 Eighth avenue, who, on the 16th of July, gave him a check for $50 on the New York County National Bank, telling him to take it to the bank and get it cashed. Miller obeyed orders thus far but neglected to return. Mr. Davis could not find him for several weeks until he learned that he was confined on Blackwell's Island. Miller was committed for trial at the General Sessions in default of $1,000 bail.

A YOUNG BURGLAR.—On several occasions Mr. Victor Girandy, who keeps a cigar store on Broadway, has missed articles from his place of business which have disappeared in a most unaccountable manner. He caused a watch to be set on the premises, which resulted on Tuesday night in the arrest of the guilty party. Late that night a policeman observed a little urchin creeping through the fan light over the front door. The young thief saw the officer, and, taking to his heels, got away with a lot of spoil; but he had left his comrade behind in the store, who, when he came forth, was promptly seized by the officer and made a prisoner, who was a little fellow hardly seven years of age, gave his name as Frank Maroney. He had a handkerchief tied up around a number of meerschaum pipes, cigar holders, papers of tobacco and match boxes. Justice Dodge committed the young offender for trial.

ALLEGED FALSE PRETENCES.—Nathan A. Son was arraigned before Justice Dodge yesterday on complaint of S. T. and A. T. Meyer, charging him with false pretences. A year ago last July it appears Son, having stated to the complainants that he was a member of the firm of L. A. Son & Co., hoop skirt dealers, of this city, obtained from the Messrs. Meyer, who are also in the same business, materials and goods on credit, representing that the house of L. A. Son & Co. was doing a good business and was in flourishing circumstances. Since then, it is alleged, the defendant has procured goods from them on the same representations, at divers times, to the aggregate sum of $2,763. Subsequently the firm of L. A. Son & Co. was dissolved, and then the Messrs. Meyer were unable to procure the amount due them, although they have many times presented their claims. They stated that the N. A. Son was never a member of the said firm, acting only as their agent. They state that his representations as to the solvency of the firm were all false. Therefore they brought complaint against N. A. Son for false pretences. The defendant was ordered to give bonds in the sum of $3,000, for his appearance for further examination.

A CONFIDENCE MAN.—About two weeks ago Manuel Cortez, alias Fernandez, a Spanish seaman, was arrested for attempting to defraud Mr. Cohen, of Chatham street, out of $300 worth of clothing. Justice Hogan committed him to the Tombs for trial. It now appears that Cortez had previously called upon Mr. Benjamin B. Dunville, No. 124 Ninth avenue, and represented that he was the owner and captain of the schooner Union, then lying at pier No. 29 North river, and that he wanted to purchase provisions for the vessel. At the same time Cortez exhibited to Mr. Dunville what purported to be genuine checks drawn on city banks for nearly $2,000, and proposed to leave them with Mr. Dunville as collateral security. After purchasing goods to the amount of $10, and representing that he would return the following Monday and buy fifty barrels of beef, a large quantity of pork, &c., Cortez borrowed $20 in cash from the merchant and left. As the prisoner failed to appear the next day, inquiries were made concerning him, and resulted in showing to the satisfaction of Mr. Dunville that all the representations made by the accused were false and untrue, and further that the checks exhibited by Cortez were fraudulent and worthless. Mr. Dunville made an affidavit against the Spaniard, and the Magistrate committed him in default of $1,000 to answer. Several other parties have been defrauded in a similar manner by Cortez.

SUPREME COURT—CHAMBERS.

Interesting Developments Concerning A Western Railroad Company—Application for an Injunction to Restrain the Operations of a Board of Directors.

Before Judge Barnard.

William R. Griffith vs. Thomas A. Scott et al.—The plaintiff in this case is a stockholder to the extent of eight hundred shares in the Milwaukee and Minnesota Railroad Company, a corporation created under the laws of the State of Wisconsin, and institutes this action with a view of restraining an alleged illegal and fraudulent agreement said to have been made by defendant, who is one of the directors, and others, on the ground of illegality of said agreement and all acts done under it. The total absence of power on the part of the company to make this agreement, and the consequently illegal character of all its official acts, form the basis of the plaintiff's claim to relief. The defendants, Thomas A. Scott, J. Edgar Thompson, Matthew Baird, Ashbel Green, Henry M. Alexander and T. Burnham, occupy positions as directors, under the provisions of this alleged fraudulent agreement, and previously held no office or other connection with the Milwaukee and Minnesota Railroad Company. The other defendants in the case, Albert C. Gunnison, Alexander Fleming, Aaron S. Bright and Henry E. Weed were directors, prior to and at the time of the making of this agreement, and their positions and rights as such are too called in question.

On the 27th of December, 1865, the Company were desirous of obtaining the sum of $450,000 wherewith to satisfy an indebtedness, and an agreement was entered into on the 27th and 28th of December, of that year, between the Executive Committee of the Company and Scott and Thompson, which is set forth in the complaint substantially as follows:—

Scott and Thompson were to the company advance required $450,000, which included $20,000 to be loaned by Alexander and Green, who were acting as counsel in the matter for Scott and Thompson. The latter sum, however, was never advanced. Company's notes for the whole amount were to be given with nine per cent interest, payable in July 1866, and January, 1867. As collateral, Scott and Thompson were to receive $450,000 in the eight per cent bonds of the company; a judgment against the Milwaukee and St. Paul Railroad for —— dollars, secured by responsible parties, with full power to settle the claim as they might think proper; five thousand shares of the capital stock, with a power of sale, and power to vote upon it at all elections. As compensation for the loan, notes of the company, with seven per cent interest on $424,000; one thousand shares of stock at $100 per share, to counsel $10,000, and one thousand shares of stock. There was also to be placed in the hands of Scott and Thompson an amount of capital stock sufficient to enable them to control the entire company. A resignation of five of the nine directors and the appointment of Scott and Thompson, with three others whom they should nominate, to be done forthwith, and to continue in office until the whole matter was settled; an executive committee, with such restrictions of their power as Scott and Thompson should think proper. They were also to name the general manager, superintendent, treasurer and financial committee. Meetings of the board were to be held in Philadelphia, where Scott and Thompson resided, whenever they desired them.

It is claimed that the Board of Directors, acting through the Executive Committee, in violation of their obligations, bargained away to Scott and Thompson all the rights and property and entire control of the company, as well as the duties they owed to the stockholders and the public; and, further, that the act was beyond their power as directors, and in violation of the statute law of Wisconsin.

The following are the principal grounds upon which the defendants oppose the motion:—First, that the court has no jurisdiction in the cause, the company being a foreign corporation; second, that the plaintiff acquiesced, by his silence, in the transaction, and that stockholders have no standing in court, they having also by their silence virtually acquiesced in the agreement; third, that they must tender the amount of the loan, and that the transaction was made in good faith and without intention to defraud.

After a statement of the facts of the case to the court, by the respective counsel its further hearing was adjourned till this morning. Brown, Hall and Vanderpool for plaintiff; Cram and Robinson for defendants.

Alleged Conspiracy to Defraud—Discharged from Arrest.

Charles S. Sharp vs. Abraham Isaacs and Robert S. Ross.—In this case the defendant had been arrested on a charge of conspiracy to defraud. Defendants denied the charge, and moved on affidavits to vacate the order of arrest. The entire affair grew out of a misunderstanding, and the suit having been discontinued there was no objection to the order to vacate being granted, Mr. Albright for plaintiff; Blumenstiel and Cohen for defendants.

COURT OF COMMON PLEAS.

The Case of the Divorced United States Consul—Additional Affidavits Presented.

Before Judge Brady.

Maria E. Ellsworth vs. William L. Ellsworth—This case, the details of which were published a week ago, was up for argument again yesterday, on the adjourned motion to discharge the defendant from arrest for neglect to pay alimony, on the ground that he is poor and without adequate means.

Ex-Judge Schermerhorn read some additional affidavits to show the poor health and inability to pay alimony of the defendant. One of the documents sworn to by Mr. Ellsworth contained an immoderate amount of the credibility of one of the principal witnesses against the defendant. It charged the witness with the commission of forgery in Albany for which he was stated to have been indicted.

Mr. Mundy also read some new affidavits, one of which was that of an alleged Mrs. Ellsworth No. 2. This affidavit charged the defendant with wedding wife No. 2 in 1850, living with her for four years in great unhappiness, and then taking unto himself a Mrs. Ellsworth No. 3, after a divorce from Mrs. E. No. 2. Judge Brady took the papers and remarked that the case was one that evidently had two sides to it; that he would examine all the papers carefully, and if he found any difficulty in coming to a conclusion, then he would refer it to a referee to investigate it thoroughly.

SALES OF REAL ESTATE.

By E. H. Ludlow & Co.

312, 314 and 316 Greenwich street, 61.6x80 1	$77,500
ESTATE OF COMMODORE LEVY.	
House and lot, N. E. cor. Rivington and Mangin sts., 21x81.3	6,250
2 houses and lot adj. north, each 19.4x81.3	2,100
1 house and lot, S. E. cor. Rivington and Goerck sts., 20.1x81.3	4,100
1 house and lot adj. south, 19.11x81.3	2,800
1 house and lot south side Goerck st., 81.3 east Rivington st., 20x84.4	2,000
House and lot N. W. cor. Stanton and Mangin sts., 20.7x81.3	3,200
198 First av., 25x100	13,300
107 St. Mark's place, 37.6x188, with stable on 9th st.	27,250
109 and 109½ St. Mark's place, each 12.6x94, each	8,300
1 lot s. s. 13th st., 246 6 west of av. B, 25x103.3	2,700
99 Broome st., cor. Sheriff st., 25x100	7,100
1 lot N. E. cor. 1st av. and 2d st., 25x80	15,400
1 lot adj. north, on avenue, 25x70.9	9,300
41 Broome st., 25x100	8,000
1 lot north side 30th st., 400 ft. east 8th av., 25x100	5,800
3 lots adj. east, each 25x100, each	5,750
64 Prince street, 20x53.3	9,250
463 Canal street, 16.10x36.1	11,900
83 West Houston street, corner Laurens, 18.9x65	15,100
81 West Houston street, 16.9x65	8,250
79 West Houston street, 16.9x65	7,550
90 Crosby street, 25x100	34,200
70 Ducne street, 25x79	32,000
219 Broome street, 25x100	15,500
8 Macdougal street, 22x76	6,900
105 Thompson street, 25x100	——
78 Sullivan street, 21.1x65	6,400
80 Sullivan street, 21.1x65	6,600
81 Sullivan street, 18.6x50	4,000
509 Bowery, 20.3x75.5	17,000
LEASEHOLD PROPERTY.	
270 First avenue, 25x100	1,400
653 Greenwich street, 20x75	1,600
657 Greenwich street, 20x75	2,100
165 and 165½ Division street (together), 26x40.3	3,250
163 and 163½ Division street (together), 26x40.3	3,400

MAILS FOR THE PACIFIC.

The steamship Ocean Queen, Captain Howes, will leave this port on Thursday for Aspinwall.

The mails for Central America and the South Pacific will close at half-past ten o'clock on Thursday morning.

The NEW YORK HERALD—Edition for the Pacific—will be ready at half-past nine o'clock in the morning.

Single copies, in wrappers, ready for mailing, six cents.

"The Ladies of Our Household Endorse as unrivalled" BURNETT'S COCOAINE for the Hair, and Flavoring Extracts for cooking purposes.—Home Journal.

$100,000 in Presents.
GRAND CHARITABLE FAIR AND PRESENTATION FESTIVAL.
AN APPEAL TO THE AMERICAN PEOPLE.

We, the Officers and Managers of "The Home and School" for the Education and Maintenance of the Destitute Children of our Soldiers and Sailors, earnestly solicit the sympathy and co-operation in our Fair and Grand Presentation Festival, of all who desire with us to see "The Home and School" enabled to receive and care for all needy ones, who seek its shelter and protection.

Mrs. General Ulysses S. Grant, President; Mrs. Chas. P. Daly, Acting President; Mrs. Major General J. C. Fremont, First Vice President; Mrs. Robert Forster, Second Vice President; Mrs. John S. Voorhies, Treasurer; Mrs. David Hoyt, Secretary; Mrs. Wm. S. Hillyer, Corresponding Secretary; Mrs. Hervey G. Law, Mrs. J. J. Van Dalsem, Mrs. John H. White, Mrs. W. Germond, Mrs. E. Clifford Wadsworth, Mrs. Nelson Plant, Mrs. W. Herman, Mrs. H. J. Sherman, Mrs. C. Mather, Mrs. Wm. Mather, Mrs. Henry Batger, Mrs. James Gillies, Managers.

The fair will open on the 10th of December and continue two weeks, at the Public Hall, corner of Broadway and Twenty-third street, New York. To be concluded by the GRAND PRESENTATION FESTIVAL to be held at COOPER INSTITUTE, NEW YORK, SATURDAY EVENING, DEC. 22, on which occasion a committee will be chosen by the audience to award $100,000 IN PRESENTS, in such lawful manner as they may determine. For the festival there will be issued 200,000 tickets, at $1 each, and 200 000 presents being one to each ticket holder, including one present of $10,000 IN GREENBACKS, splendid Residences, Houses and Lots, Horses, Carriages, Grand Pianos, Diamond Rings and Pins, elegant Watches, Sewing Machines, Silver Plate, &c. &c.

For full catalogue of presents see printed catalogue, which will be sent on application, enclosing stamp.

HOW TO OBTAIN TICKETS.

The tickets will be supplied to all booksellers, druggists, music dealers hotel keepers, &c., where they can be obtained at $1 each, or in quantities at the usual rates. Subscription lists are now ready for soldiers and others (male and female) who sympathize with our object to obtain orders for the tickets. Circulars giving full directions and terms to agents will be mailed on receipt of stamp for postage.

Orders may be sent direct to us enclosing the money, from $1 to $25, in a registered letter at our risk, with stamp for return postage. Larger amounts should be sent in drafts or by express at the following:—

CLUB RATES.

5 tickets to one address	$4 50	45 tickets to 1 address	$35 00
10 " "	9 00	50 " "	45 50
20 " "	17 50	100 " "	85 00
30 " "	26 25		

Address all orders for tickets and communications to THOMAS A CO., Managing Directors, or to N. H. DAVIS, Agent for the Home and School, 616 Broadway, New York.

Contributions and donations for the Fair will be gratefully received and acknowledged at our office, 616 Broadway, where tickets for the Fair can be obtained.

We take pleasure in acknowledging, on behalf of the Home and School, the liberal donation of $500 made by the Empire Sewing Machine Company, of 616 Broadway, N. Y.
THOMAS A CO., Managing Directors.

A.—Mr. Simeon Draper says, "I have been using Lovell's Swietenia for the last two months, and deem it a capital dentifrice for daily use."

A Chance for a Fortune.
Invest only $1 and secure $10,000 in greenbacks. Grand Presentation Fair and Festival. Office 616 Broadway, N. Y.

A.—Madame Delmar is Stopping at 753 Broadway, where she will apply her SATIN ENAMEL for beautifying the complexion, &c. Also her great SAMU OIL or Hair Restorer to the ladies, free of charge.

At Wm. Everdell's Sons, 104 Fulton Street, is a new Wedding Cards, elegant designs.

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Dr. GILBERT'S PILE INSTRUMENT positively cures the worst cases of piles. Sent by mail on receipt of $4. Circulars free. Sold by druggists. Agents wanted everywhere. Address J. B. Romaine, manager, 675 Broadway, New York.

A.—Ladies, Discard Injurious Puddings. MADAME JUMEL'S MAMMARIAL BALM AND ELEVATOR, 363 Canal street and druggists. Send for circular.

At Gimbrede's, 588 Broadway.—Papier Mache Desks, &c., will be exhibited in the show window this week.

All Prizes in the Royal Havana and other legalized lotteries cashed. Information given.
F. GAGOS, Broker, 738 Broadway.

All Prizes Cashed in Legal Lotteries.—Circulars and drawings sent.
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Boys', Youth's and Children's Clothing.— Largest assortment and finest goods in this country.
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