

THE COURTS

Decisions in the United States Supreme Court.

Notes of Issues—Business in the Court of Oyer and Terminer—Illegal Registration Published—The Jury Tampering Case—Decisions.

UNITED STATES SUPREME COURT.

Important Decisions—Judgment Against the City of Richmond—The Issue of Currency During the Rebellion—Suit Against the Proprietors of the Intelligence for a Loan.

WASHINGTON, Dec. 11, 1871. No. 77. Stockwell v. Cutter, &c., The United States—Error to the Circuit Court for Maine.—This was an action of debt brought by the government to recover the amount of forfeitures and penalties claimed on account of alleged violations of the revenue laws in the importation of staves from New Brunswick by Stockwell and the Court below charged that his acts below the firm. The judgment was affirmed, it being held that the notes were void, because in violation of the city charter, by which there was no power to issue them; because issued in violation of the laws of the United States, being issued in violation of the State constitution, which specially provides that no note should be issued for the payment of any debt created in the name of the State by the rebel authorities in power during the late rebellion.

No. 22. Evans et al. vs. The City of Richmond—Error to the Circuit Court for Virginia.—This is an action brought against the city to recover on certain notes of a denomination less than five dollars, issued by its authority during the year 1862. The Court below held that the notes were void, because in violation of the city charter, by which there was no power to issue them; because issued in violation of the laws of the United States, being issued in violation of the State constitution, which specially provides that no note should be issued for the payment of any debt created in the name of the State by the rebel authorities in power during the late rebellion.

No. 23. Tarble et al. vs. Houston, Administrator—Error to the Circuit Court of Tennessee.—This suit was brought by Houston, a citizen of Kentucky, and the administrator of one Van Leen, against the plaintiff in error, who is a citizen of Tennessee, and the deceased. The letters of administration were granted by the Tennessee authorities, and it was claimed in the plaintiff's plea that the plaintiff, Van Leen, had not a valid title to the estate, and that the letters of administration were granted in violation of the laws of Tennessee, and that the executor or administrator, if they are deemed to be such, are liable to the estate in the only point in the case. This Court holds that the executor or administrator, if they are deemed to be such, are liable to the estate in the only point in the case. This Court holds that the executor or administrator, if they are deemed to be such, are liable to the estate in the only point in the case.

No. 13. Lomson et al. vs. Smalley.—Error to the Supreme Court of Nebraska.—This was a contest concerning the pre-emption of certain lands in Omaha, Neb., involving only an issue of fact, which resulted below in favor of the defendant in error. The judgment is affirmed here. Mr. Justice Miller delivered the opinion.

No. 72. Gerger and Congole vs. Farnell et al.—Error to the Circuit Court for Missouri.—This was an action of assumpsit on a promissory note against the endorser, the defence to which was that the endorsement was made by the defendant in error, and that the plaintiff was not the holder of the note. The judgment is affirmed here. Mr. Justice Davis delivered the opinion.

No. 43. Webb, Trustee, et al. vs. Stark.—Error to the Supreme Court of the District of Columbia. In this case the First National Bank of Washington loaned to Sney, Cogle and their partners, the proprietors of the Intelligence newspaper, \$5,000 on their promissory note, which was to be paid at the rate of \$500 per week. The plaintiff's plea was that the bank proceeded to take possession of the press the proprietor of the building in which it was located, and that the bank was not the holder of the note. The judgment is affirmed here. Mr. Justice Bradley delivered the opinion.

No. 14. Johnson et al. vs. Tinsley.—Error to the Supreme Court of Nebraska.—This was a bill filed by Tinsley to compel Johnson, the patentee of certain lands near Omaha, and his grantees, to surrender to him their titles, on the ground that he had a valid title to the lands, and that the titles were entered by Johnson. The judgment, on the facts proven, was for the complainant below, and it is affirmed here. Mr. Justice Clifford dissented.

No. 43 and 44. The United States vs. Clyde and Clyde et al. The United States—Appeals from the Court of Claims.—The question in these cases of appeal was whether, after the charter of a boat by the government and its entrance upon duty, the Quartermaster General could, without the consent of the owner, to cancel the charter, and to allow the boat to be used by other parties, and to allow the charter to be used by other parties, and to allow the charter to be used by other parties.

No. 63. The United States vs. Kimball—Appeal from the Court of Claims.—The Court reverses a judgment of the claimant against the United States, and allows the use of the steamer, and damages alleged to have been caused to the vessel by the fault of the government, holding that a case for recovery is not shown. The opinion was delivered by Mr. Justice Clifford.

No. 54. Ward vs. the State of Maryland.—Error to the Supreme Court of Maryland.—In this case the plaintiff in error was indicted in the State Court for violating the statute against sales by sample by non-residents, without license, and the Court affirmed the right of the State to exact the license, and that the statute of Maryland is a violation of that clause of the constitution which guarantees to citizens in the several States, and that it is, therefore, void; but the view is taken that it is not a violation of the constitutional clause of the constitution, if the tax or restriction is a regulation of commerce equally laid. Mr. Justice Clifford delivered the opinion of the Court. Mr. Justice Bradley dissented.

No. 76. Phoenix Life Insurance Company vs. Bailey.—The Court below decreed that a policy of insurance issued by the company and held by Mrs. Bailey on her husband's life should be surrendered to her, on the ground that it was obtained by fraud on the part of the company. The Court below decreed that a policy of insurance issued by the company and held by Mrs. Bailey on her husband's life should be surrendered to her, on the ground that it was obtained by fraud on the part of the company.

Supreme Court—General Term. Special Orders Regarding Notes of Issue. The Court below decreed that a policy of insurance issued by the company and held by Mrs. Bailey on her husband's life should be surrendered to her, on the ground that it was obtained by fraud on the part of the company.

Court of Oyer and Terminer. Pleas and Sentences—Two Cases of Illegal Registration Disposed of and the Parties Rest to State Prison.

Before Judge Ingraham. This Court met at ten o'clock yesterday morning. The court room was densely crowded. The first business was

pleas and sentences. William Kennedy pleaded guilty to stealing a pocketbook, containing \$51 36, from George Forrester, and was sentenced one year to State Prison. Joseph Hall confessed to burglary in the first degree, and was sentenced to State Prison for one year and six months to State Prison.

A Higher Tribunal. Next on the calendar for trial was Henry T. Williams, accused of stealing a watch and chain. It was announced that he had pleaded guilty to the charge. Albert McGardner pleaded guilty to stealing clothing. Sentenced for one year and six months to State Prison.

Allotted Higher Tribunal. John Pettit was placed on trial for alleged illegal registration on the 17th of October last in the First and Second election districts in the Fourth ward, Mr. William F. Knizing defending the prisoner and Colonel Fellows conducting the prosecution. The prisoner, after stating the facts, proposed to prove to the jury, read the statute under which the prisoner was indicted and the penalty attaching to his violation.

Richard Dowling testified that he was an election inspector in the First district of the Fourth ward, that he wrote the name of John Pettit on the registration book; he did not know the prisoner. Francis Kerrigan, an election inspector in the same district, testified that the name of John Pettit was on his list; he could not tell whether this person was the prisoner; he would swear that some one else presented himself for registration and registered.

The next witness called was John O'Connor, an election inspector in the same district of the Fourth ward, who stated that all he knew of a person named John Pettit being registered was that he had been registered in the name of John O'Connor, an election inspector in the same district of the Fourth ward, who stated that all he knew of a person named John Pettit being registered was that he had been registered in the name of John O'Connor.

Michael Shorey knew the prisoner; he saw him register in the First district of the Fourth ward, before the election, and he saw him on the day he was there as a republican challenger and remained all day; he took down all the names of those registered in the district.

An discussion ensued as to the admission of the registration books as evidence. The Court admitted all excepting one shown to be a copy of a copy. The Court then proceeded to the second election district of the Fourth ward, did not know the prisoner and could not say that he saw him on the registration day in the name of John Pettit. The Court then proceeded to the second election district of the Fourth ward, did not know the prisoner and could not say that he saw him on the registration day in the name of John Pettit.

More Pleas and Sentences. Thomas Wilson, a colored man, pleaded guilty to burglary in the third degree. Sentenced one year to State Prison. William Blakey pleaded guilty to till-tapping. Remanded to the County Jail.

1024, 20, 300, 410, 123, 378, 418, 400, 499, 434, 420, 430, 432, 434. SUPERIOR COURT—CHAMBERS—Held by Judge Cardozo, at 11 o'clock, 179, 180. Call 209.

SUPERIOR COURT—TRIAL TERM—Part 1—Held by Judge Mottel—Nos. 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

COURT OF APPEALS CALENDAR. ALBANY, N. Y., Dec. 11, 1871. The following is the Court of Appeals calendar for December 12:—Nos. 396, 422, 426, 458, 460, 462, 438, 376.

BROOKLYN COURTS. CITY COURT. The Westfield Explosion—Second Trial of the Madden Case.

Before Judge Nelson. Jane Madden, Administratrix, et al. vs. The Staten Island Railroad Company.—This case was tried a short time since, when the jury disagreed and were discharged. It is understood that nine were for plaintiff and three for the defendants. It having been charged that one of the jurors who stood out against the majority was connected by marriage with a stockholder of the company, greater care was exercised yesterday in the selection of a jury. Each juror when called was asked whether he was interested in the company, whether he was connected with anybody who was, or whether he was prejudiced at all. The following jury was finally obtained and sworn in:—Joseph Baker, 151 Grand street; Charles H. Bass, 10 Union street; Struys Collins, 62 Grand avenue; H. O. Armour, 1st place; Andrew J. Solis, 125 South Oxford street; William M. Waterbury, 11 Willoughby street; Edward J. Conroy, 123 Grand street; Woodhull, 44 Clinton street; William C. Peet, Columbia Heights; Henry J. Brewer, 96 Atlantic avenue; William H. Winters, 100 Grand street; William H. Winters, Rutledge corner Bedford avenue.

Mrs. Madden, it will be remembered, brings suit to recover damages for the loss of her husband, John Madden, who was one of the victims of the Westfield explosion. The deceased was a resident of the Eastern District of Brooklyn. The defence is that Madden was travelling in violation of the Sunday law, and that there is no liability on the part of the company, except in case of negligence on the part of the company. Counsel for the company also questioned the jurisdiction of the court to try the case. Judge Nelson denied the motion. The testimony yesterday was similar to that on the first trial.

CITY COURT—CRIMINAL BRANCH. A Burglar Sent Up. Before Judge McCue. William Smith was tried yesterday for having, on the night of the 17th of October last, broken into and robbed the grocery store of Emilie Hamburg, at the corner of Grand and Ninth streets, Eastern District. The jury found the defendant guilty of the robbery, and sentenced him to the penitentiary for one year.

A Midnight Intruder. James McCormack, a young man about eighteen years of age, got drunk one night a short time since, and in his wanderings brought up about midnight at the grocery store corner of Park avenue and Canal street, where the clerk, Henry Lohman, was sleeping. Lohman, who was on duty, and when the intruder opened the door, he saw McCormack, who had broken in, and who had a revolver in his hand. Lohman charged also that he assaulted McCormack, and that McCormack was completely sober. McCormack was arrested at No. 6 Flushing avenue, when the stolen revolver was found. He was placed on trial yesterday, and the jury found him guilty of the robbery, and sentenced him to the penitentiary for sixty days.

A Burglar Pleads Guilty. John Doyle, aged about thirty, pleaded guilty to burglary in the third degree. He was remanded to sentence until to-morrow. An Illegal Commitment. Charles Rung, a boy, was on Thursday last committed to the Penitentiary for sixty days by Justice DeLmar. He was a witness in an assault and battery case before the Justice, and for some reason or other he was committed to the penitentiary by the Justice, who is a respectable resident of South Brooklyn, and his son brought before the Court yesterday, and the Justice discharged him, and the Court sentenced him to the Penitentiary for sixty days.

Supreme Court—Chambers. Decisions. Michael vs. Michael—Motion granted; see opinion. Gerrit vs. Jacoby—Motion denied. Depeu vs. Depeu—Referred as to one question; see opinion. The Great Savings Bank vs. Seball et al.—Motion denied. Donnelly vs. Reeves—See opinion. Battersworth vs. Volkering, and James vs. Marsh vs. Salomon—Order settled. In re Mary Ann Anderson—Final order as to custody of child made.

Superior Court—Circuit. Tampering with the Jury in the Black Friday Case. Before Judge McCuen. The jurors in the Black Friday suit who testified on Saturday to having been improperly approached with view to influence their minds, were in attendance at noon to-day to have their testimony read, revised and sworn to. This being done—which took place until about 1 o'clock—Judge McCuen directed the Court ordered a copy of the same to be sent to the Grand Jury, another copy to District Attorney Garvin and a third copy for itself. The next step in the programme, which will be completed to-day in the special Term of the motion to set aside the verdict, is to hide patiently the action of the Grand Jury in the premises.

Superior Court—Special Term. Decisions. By Judge Spencer. Christian E. Dolan vs. George Simonson.—I deny this motion, \$10 costs, but defendants have two days' notice of settlement of order before me in part two. Edwin M. Wright vs. Elisha Bloomer.—Order signed. See memoirs.

Superior Court—Circuit. Decisions. By Judge McCuen. Austin Huber vs. Etta Schoepfer.—See decision. John H. Vandercook vs. Wm. S. Sears et al.—See opinion. Wm. J. Hughes vs. Henry Tully.—Order signed. By Judge Freeman. Wm. A. C. Ryan vs. Robert Waite.—Order granted. Wm. Turnstile vs. Myer Rosenthal.—Motion dismissed. Joseph R. Stuyvesant vs. Gottlieb Grierster.—Order granted. Susannah Baush vs. Louis Muller et al.—Same.

Court of Common Pleas—Special Term. Decisions. By Judge Larremore. Brown vs. Terry.—Defendant opened and defendant allowed to reverse answer on payment of costs of motion and disbursements of judgment. Boyden vs. McLaughlin.—Motion granted. O'Farrell vs. Marshall.—Motion denied. Lawrence vs. Marsh.—Motion denied, with costs. Hayes vs. Willie.—Application denied. By Judge Robinson. Holobete, Brown & Harrison.—Findings of fact and law filed; accounting ordered; find in G. C. favor, referee.

Marine Court—Part I. Important to Warehousemen. Before Judge Aiker. Riblet et al. vs. Meyer.—This case, which has occupied the Court nearly three days, was concluded yesterday, the jury rendering a verdict in favor of the plaintiff to the extent of the Court's jurisdiction, \$1,996. The plaintiff, in May, 1870, received from John H. a consignment of 550 bags of cotton, which they stored with the defendant, a warehouse keeper, at which time they claim it to have been 550 bags of it were sold. In October, however, when new samples were drawn in order to dispose of the balance it was found to have acquired a small quantity of water, and the consequence of which it was depreciated in value to the extent of two and a half cents per pound, 600 lb. The plaintiff's claim was for the full value of the cotton, and the defendant sought to prevail in the defendant's warehouse and to proceed from a quantity of painted or varnished cotton, which was stored in the first floor. The principal defence was that guarding against odors was more than such ordinary care as warehousemen are required to use. Verdict for plaintiff.

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Court Calendars—This Day. Supreme Court—Special Term—Held by Judge Barnard—Held in Chambers of Superior Court. Nos. 179, 180, 181, 182, 184, 185, 186, 187, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

THE ALLEGED ABORTION OF MRS. BYRNES. Trial of Joshua B. Minor, Indicted for Having Counterfeit Money and Plates in His Possession.

Yesterday Joshua B. Minor, who is charged with having counterfeit money and plates in his possession, was put upon his trial in the United States Court, before Judge Benedict. The case excited a good deal of interest on account of the respectable position previously occupied by Minor, who has been a contractor for public works in this city.

Mr. Pierpont, Mr. Perdy and Mr. De Kay conducted the case on behalf of the government; and the defendant, who is out on bail to the amount of \$30,000, is represented by Mr. Fullerton and Mr. E. K. Phelps as counsel.

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