

THE COURTS. The Discretionary Powers of a Judge Defined.

Liability of Sleeping Car Companies for Stolen Property.

Opening of the Madison Street Homicide Trial.

The examination of candidates for admission to the bar will commence on the 14th inst., in the Supreme Court General Term Room.

The report of the Commissioners of Estimate and Assessment for opening 16th street was submitted yesterday in Supreme Court, Chambers, to Judge Donohue, and a motion made for its confirmation. No one opposed the motion and the report was confirmed.

The civil suit brought by the Comtesse de Bois de Blanc against Carl Vogt to recover money and securities alleged to have been stolen by Vogt from her married husband was on yesterday's calendar, in Part 3 of the Supreme Court, Chambers, before Judge Lawrence.

The trial of the case of the Russian Baroness, Olga de Malta Fralov, vs. The New York Central and Hudson River Railroad, was resumed yesterday in the common law branch of the United States Circuit Court. No additional facts were elicited. The case will probably be given to the jury to-day.

In the United States Circuit Court yesterday the trial of Inspector Harris charged with being implicated in the "sugging" charges against the Custom House, the evidence taken in which has been fully reported, was resumed, counsel occupying the day in summing up. The case will be given to the jury by Judge Benedict this morning.

POWERS OF A JUDGE DEFINED. MEANING OF THE TERM "DISCRETIONARY POWER."

At the General Term of Common Pleas, before Judges Day, Robinson and Larremore, argument was had yesterday in the case of Daniel O'Connell vs. Senamu M. Apollonowitz.

The motion was made in the Third District Court, before Judge Lawrence, for the removal of the case to the Common Pleas, on the ground that the plaintiff, availing himself of the practice and decision, required the sureties on said undertaking to justify, and their examination was accordingly taken.

Plaintiff's attorney making no objection as to their sufficiency the Judge approved the sufficiency of one of the sureties but did not approve of the other, and refused to discharge the undertaking or to sign the order of removal.

To this the defendant took an exception, and refused to sign the order of removal, claiming that the sureties were sufficient, and that the Judge was without authority to do so.

The plaintiff obtained a writ of habeas corpus, and the defendant was discharged. From this judgment the defendant appealed.

Arguing for the defendant, counsel for appellant, argued that if the undertaking offered was correct in form and the sureties were sufficient, Judge Fowler should have signed the order of removal, and that the Judge was without authority to do so.

The court unanimously reversed the judgment, the Chief Justice stating that the sureties being sufficient to law, as the Judge was bound to do, and that the Judge was without authority to do otherwise.

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CHAMBER OF COMMERCE.

REGULAR MONTHLY MEETING—PROPOSED CANALS—MISCELLANEOUS BUSINESS.

The regular monthly meeting of the Chamber of Commerce was held at its rooms, No. 55 William street, yesterday afternoon, at 2 o'clock, George O'Connell in the chair. After the usual preliminary business had been disposed of the following gentlemen were elected members:—Nathaniel A. Boynton, Cornelius Bury, I. Sherwood Coffin, James Haines Drake, J. Niven Hegeman, Mortimer Hendricks, William P. Libby, Seth Low, Constantine Menthias, James Pyle, Samuel T. W. Sanford, Henry C. Southworth, Joseph M. Ward and William P. Ward.

Reports of special committees being called, Mr. Samuel R. Ruggles, chairman of the Committee on Railway and Canal Legislation, referred to the canal policy of the State as shadowed by the inaugural Message of Governor Throop. It differs materially from the manner in which the subject had been treated by his predecessors.

The proposed enlargement of the locks is not indorsed, but an increase of speed is recommended. In other words, said Mr. Ruggles, this means the Baxter steamboat process. It, as has been affirmed, the average cost of transporting one bushel of wheat from Buffalo to New York does not exceed four cents, then the vast proportion is solved, and enlarged locks are not essential. Yet, to bring the enormous products of the West to this city in the manner suggested there would be required a fleet of 500 such steamboats, and for one, the speaker thought it would be rather severe if after construction the locks should then be enlarged.

Without indorsing the idea that Baxter and his associates had the right of way, the speaker was willing to give him a period of two years to try his boat. One thing, however, was wanting and Governor Tilden neglected to refer to it in his Message. A proper and judicious management of the canals must be had by those who control their affairs.

The Chamber of Commerce should insist upon this, and the only way in which it can be brought about is to put the whole management of the canals in the hands of one person. He should be a man who could not be coaxed or bribed; he should be a man who would not be swayed by the clamor of the people, and who would be able to do for sixteen years. By placing the charge of the department in the hands of one person, who would be responsible to the public, his proper administration can be obtained.

Following out the idea, Mr. Ruggles then offered the following resolution: That he be referred to the Special Committee on Railway and Canal Legislation to prepare and submit to the Chamber for its consideration an amendment to the constitution, to be adopted by the people, to provide for the removal of the canals at any time by the Governor, said Superintendent to appoint four assistants, subject at all times to removal by the Governor, and to have the sole management and supervision of the construction and operation of the canals.

Resolved, That a special committee be appointed to amend the constitution to be held on Thursday, the 15th inst., at 10 o'clock, at the Chamber of Commerce.

Messrs. F. A. Conkling and P. M. Wetmore considered that the time given for the consideration of the proposed amendment was not sufficient, and that the former did not believe in such tinkering of the constitution; changing organic laws was a serious matter. The chairman deemed the action judicious, and the amendment was adopted.

The resolutions were then adopted. The delegates to the Chamber of the Convention of the National Great Transportation Association, held at Richmond last month, submitted the following report, which was ordered to be entered on the minutes.

New York, Jan. 7, 1875. To the Officers and Members of the Chamber of Commerce:—The delegates appointed by your honorable body to attend the second annual Convention of the National Great Transportation Association, held at Richmond, Va., on the 27th and 28th inst., have the honor to report that the Convention was held at Richmond, Va., on the 27th and 28th inst., and was attended by a large number of delegates from all parts of the country.

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PIGEON SHOOTING IN THE WEST.

CHICAGO, Jan. 8, 1875.

The Dexter Park sweepstakes tournament was just closed for lack of birds, after nearly six days shooting. The vast increase of winter game, and the consequent very small, except in so far as it was composed of the shooters. These were all local knights of the trigger, with the exception of Lord Massarene, well known to New Yorkers, who took an interest in the arrival and achievements of the Irish team, who engaged in the first day's sport. The several matches were sweepstakes, divided in the proportion of fifty, thirty and twenty per cent, usual conditions as to trap, charge, rise and boundary, they decided by shooting at three birds. Not to number the Herald's space with scores, a brief abstract of the week's work is submitted.

On Monday, Jan. 5, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Tuesday, Jan. 6, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Wednesday, Jan. 7, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Thursday, Jan. 8, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Friday, Jan. 9, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Saturday, Jan. 10, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Sunday, Jan. 11, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Monday, Jan. 12, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Tuesday, Jan. 13, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Wednesday, Jan. 14, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Thursday, Jan. 15, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Friday, Jan. 16, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Saturday, Jan. 17, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Sunday, Jan. 18, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Monday, Jan. 19, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Tuesday, Jan. 20, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Wednesday, Jan. 21, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Thursday, Jan. 22, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Friday, Jan. 23, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Saturday, Jan. 24, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Sunday, Jan. 25, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Monday, Jan. 26, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Tuesday, Jan. 27, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Wednesday, Jan. 28, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Thursday, Jan. 29, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Friday, Jan. 30, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Saturday, Jan. 31, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Sunday, Feb. 1, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Monday, Feb. 2, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

On Tuesday, Feb. 3, the first prize was \$100, and the second prize was \$50. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman. The first prize was won by W. T. Johnson, and the second prize was won by J. J. Kleinman.

THE WEST SIDE PROPERTY OWNERS.

MAYOR WICKHAM'S RECOMMENDATIONS APPROVED AND COMPTROLLER GREEN'S ACTION CONDEMNED.

A meeting of west side property owners was held at No. 1 Pine street yesterday afternoon. The Chairman, William T. Biogdort, stated the object to be to hear an expression of opinion upon and to devise ways and means for carrying out the improvements inaugurated in the northern portion of the city, and to second the recommendations made thereon by His Honor Mayor Wickham.

Mr. John W. Fritson stated that a series of resolutions covering the subject had been prepared, which he desired to submit to the meeting. They are as follows:—Resolved, that the property owners on the west side of the city have much interest in the recommendations of His Honor, William H. Wickham, Mayor, and Comptroller Green, and generally his recommendations.

Resolved, that the establishment of the boulevard on the west side of the city, and the improvement of the same, is a wise and economical expenditure of money in the opening, laying out and improving of the same, and that the same should be carried out as soon as possible, and that the property owners, and will continue to do so.

Resolved, that the establishment of the boulevard on the west side of the city, and the improvement of the same, is a wise and economical expenditure of money in the opening, laying out and improving of the same, and that the same should be carried out as soon as possible, and that the property owners, and will continue to do so.

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