THE COURTS.

More of the Law's Delays in the Ring Suits.

Tweed and Sweeny's Trials Put Off Till Next Month.

The Police Board Not Owners of the Police Headquarters Building.

DEFRAUDING MILES O'REILLY'S WIDOW.

That Old Bribery Charge Against the Common Council.

It was the general expectation that either the trial of the $1,000,000 suit brought by the city against William M. Tweed or the $7,000,000 suit against Peter B. Sweeny would be commenced yesterday before Judge Westbrook, in Supreme Court, Circuit. Pursuant to adjournment Judge Westbrook was promptly in attendance, and so were the respective counsel in the two suits, and so were not, as hardly necessary to state, the respective defendants. Human expectations as regards the time of the beginning of an important trial are very liable to disappointment, for the "law's delays" are something more than proverbial. It turned out so in the present case. The general impression is that, notwithstanding the nominal adjournment until the first Monday of next month, neither case will be brought to trial until after the close of the summer vacation.

As the basis of delay—and certainly a very good basis it was—Judge Westbrook pleaded the impossibility of his holding the Court, he being engaged in the trial of an important case at Albany, which trial, he thought, in all probability, would occupy the remainder of the month. He added that he would try and open the Court on the first Monday in June, when he would be ready to proceed with the trial of one of the cases. This judicial statement was evidently very acceptable to Mr. Tweed's counsel, and saved them probably the trouble of asking any postponement in the suit still pending against Mr. Tweed. Mr. John McKeon, senior counsel for Mr. Sweeny, was not satisfied, however, to let the matter rest here and take the chances of a trial of the latter suit next month. He urged an adjournment until October to avoid the suffering of a six weeks' session in hot weather. He said the public interests would not suffer, as the report of the Tweed $7,000,000 trial would then be ready and much of the evidence could be used. Mr. Beach also urged the adjournment. Mr. Peckham opposed, saying that the public authorities were seeking an early disposition of the case.

After the counsel had each had their say in the case Judge Westbrook said that both suits would remain on the calendar for trial on the first Monday of June, and an adjournment of Court was ordered accordingly.

BOARD OF HEALTH QUARTERS.

The attempt made by the Board of Police Commissioners to eject the Board of Health from the rooms they have been occupying in the Police Headquarters building has not proved a successful one. Judge Speir, of the Superior Court, gave his decision yesterday on the motion to make permanent the temporary injunction granted against the Police Board, restraining them from dispossessing the Board of Health from No. 301 Mott street. He continues the injunction. In his opinion he says that no authority is shown to sustain defendants' claim, not even title by possession, as the whole building has not been occupied by either Board since the passage of the law of 1873, which prescribes the powers and duties of both, and neither is authorized to control the other or dispossess it without warrant of law. The building is the city's, and the defendants have assumed the responsibility of forcibly entering one of the defendants' apartments while in the discharge of grave and important duties confided to them by law, subject to city authority and largely affecting the public interests, and threatening to eject their officers and employés from the peaceable possession of their remaining apartments. It is, too, plain that the public interest will suffer irreparable injury should the plaintiffs be turned out of doors and obliged to suspend work for a single day. It is, he holds, the duty of a Court of Equity to interfere whenever it has ground for believing that its interference is necessary to prevent abuse, injustice, oppression or the violation of a trust.

GENERAL HALPINE'S WIDOW.

The widow of the late Charles G. Halpine, more widely known under the soubriquet of Miles O'Reilly, according to a statement submitted on her behalf by Mr. Thomas Harland, her counsel, to Judge Donohue yesterday, in Supreme Court, Chambers, is one in the list of unfortunate victims of the fugitive lawyer, William C. Barrett. Her story is that Mr. Barrett was her confidential adviser and agent, and that on October 20, 1875, she gave him $5,000 to invest for her. She alleges that instead of making the investment, as requested, he converted the money to his own use on the same day, and that ten days later, in order to cover up such conversion, he advised her to invest the sum in a mortgage on his dwelling house, No. 112 East Thirty-ninth street, which was done. She avers, further, that she has since ascertained that Mr. Barrett paid for his house $32,500, and that at the time of the execution of what she supposed to be a first mortgage on the property there were already three mortgages upon it, the first for $22,000, the second for $10,000 and the third for $20,000. Upon this state of facts Mr. Harland asked an entry of judgment against Mr. Barrett to the amount of Mrs. Halpine's claim, which was granted.

HACKLEY'S STREET CLEANING.

The old suit of Charles Develin, assignee of the Hackley street cleaning contract, which has now been pending in the courts for ten years, promises to live through another decade. When the case was first brought into the courts a référence was ordered, which resulted in a judgment in favor of Mr. Develin. The General Term reversed this judgment, when the case was carried to the Court of Appeals, which tribunal reversed the judgment of the Court below and ordered a new trial. The fight now is as to whether the issues shall be tried before a referee or before a jury. A motion for a reference was recently granted, from which an appeal was taken on behalf of the city to the General Term of the Court of Common Pleas, where the case came up for argument yesterday before Chief Justice Daly and Judge Robinson. It was urged, on behalf of the city, that there was fraud in the contract, in that $40,000 was paid to various members of the Common Council to secure their votes in favor of Mr. Hackley. This statement is denied on the part of the plaintiff. The Court, after the argument, took the papers.

LAGER BEER GARDENS.

There was a lengthy argument yesterday before Judge Donohue, in Supreme Court, Chambers, on the order recently granted to show cause why the Police Board should not be restrained from preventing the sale of lager beer and other liquors in the auditoriums of lager beer gardens and kindred places of amusement during their performances. Mr. Lawrence Weadner appeared on behalf of the applicants for the injunction, and Mr. McLain on behalf of the Police Commissioners. The argument was substantially the same as that made at the original application. It is claimed on behalf of the proprietors of the places of amusement that the act of 1862, popularly known as the Pretty Waiter Girls' act, has been repealed by implication by the act of 1872, which, although re-enacting all the other clauses of the former act, makes no mention of the prohibitory section under which the Police Commissioners claimed to act. On the other side it is urged that the first mentioned act is in full force, and has been repealed neither by implication nor in terms. Judge Donohue took the papers, reserving his decision.

MALICIOUS PROSECUTION.

Charles S. Clayton and William H. Oakes had been partners together during the year 1864 in the printing and publishing of music. Disagreeing, they concluded to dissolve copartnership, and in doing so they divided the property. Clayton, in removing the property so divided, took away a piano worth $600, which he claimed as his share. This piano, Oakes claimed, his late partner had no right to take, and in a civil action to recover its value Clayton was arrested and held to bail. This order of arrest was set aside on the ground that the piano was partnership property, for the possession of which one partner could not be arrested at the suit of his copartner, and on the trial of the case Oakes admitted the piano to have been partnership property. This fact, however, was not stated in the affidavit on which the order of arrest was obtained. Another and previous order of arrest had been obtained by Oakes against his former partner, under which he had been held to bail, and being followed by this second arrest, which the Court held to be groundless, Mr. Clayton concluded that the prosecution was malicious on the part of his former associate but now rival in business, Oakes, and through his counsel, Mr. Henry C. Dennison, commenced a suit for damages in the Marine Court. This suit, after two days' trial, before Judge Alker and a jury, has now resulted in a verdict in favor of Mr. Clayton for $500 damages.

IMPORTANT PATENT SUIT.

Judge Hunt, Associate Justice of the Supreme Court of the United States, sat in the Circuit Court of this district yesterday, having come from Washington especially to preside at the trial of an important patent cause. The parties in the suit have been long in litigation over the point at issue between them, one of considerable importance in its result, not only to the litigants themselves, but to the whole dental faculty of the United States, holders of patents, &c. The suit is brought by the Celluloid Manufacturing Company against the Goodyear Dental Vulcanite Company. The case now comes up on an application for a preliminary injunction against the defendants, enjoining them from asserting or publishing that dentists using the celluloid manufactured by the complainants infringe the Cummings patent, and further to restrain them from suing such dentists under the patent, and to have the patent declared void. The defendants are represented by Mr. B. P. Lee and Mr. Edward N. Dickerson in support of the demurrer to the bill; the defendants by ex-Judge Shipman and Mr. Clarence Seward.

A WITNESS' PRIVILEGE.

In the course of the examination in bankruptcy of William M. Graham, the defaulting official of the Wallkill Bank, before Register Little, a witness named Samuel H. Taylor testified that Samuel E. Briggs and Charles N. Moody kept a gambling house at No. 16 West Twenty-fourth street, in this city, and that Graham, previous to his arrest, trial and conviction, and before being adjudicated in bankruptcy, had paid to them $30,000, a gambling debt incurred at their place. Briggs being examined, refused, by advice of his counsel, A. Oakey Hall, to answer the question as to his being engaged in that business, on the ground that it would render him liable to prosecution for criminal transactions. Register Little held that he must answer, and the matter was referred to Judge Blatchford, who decided that the witness was privileged from answering the question.

THE LAWRENCE TRIAL.

The case of Charles A. Lawrence, indicted for smuggling, which has been so long pending in the United States courts, was yesterday called on before Judge Benedict. There was an unusual attendance of persons in court—witnesses, lawyers and others. Another adjournment, however, was found to be inevitable to accommodate counsel, who were not prepared to proceed at once, and the case was set down for this morning, when it is expected to proceed. Mr. Sidney Webster will appear as associate counsel for the government, and it is said that General B. F. Butler will assist in the defence.

SUMMARY OF LAW CASES.

Captain John O. Browne, indicted for maltreating a seaman named Herman Myers, pleaded guilty yesterday and was fined $250, which he paid and was immediately discharged.

Chief Justice Monell, of the Superior Court, owing to temporary ill ness, was unable to hold Special Term yesterday. It was announced that the calendar would not be called before Thursday.

Judge Van Hoesen yesterday denied the motion that a verdict should be directed in favor of ex-Sheriff Brennan in his suit against the city, on trial before him. The effect of this motion is leaving the determination of the facts of the case to the jury.

Under the Mechanics' Lien law of 1875, Mr. George E. Dossey brought suit against Adam C. Martin to recover $1,700 for brown stone furnished for building five houses in 133d street. His notice of lien was verified by information and belief, and failed to state the time, terms and conditions of the contract. On demurrer Judge Robinson holds that both omissions were fatal.

Frances Gentil, executrix of Louis Gentil, has brought suit against the Mechanics and Traders' Savings Institution to recover money which she claimed her husband had on deposit in the bank at the time of his death. The trial of the case began yesterday before Judge Sanford, of the Superior Court. The defence is that the balance due the deceased has since been paid to her.

A motion was made yesterday before Judge Donohue, in Supreme Court, Chambers, by Mr. Wolf, on behalf of what is known as the bogus Board of Councilmen, for an order compelling the Attorney General to prosecute a writ of quo warranto to determine their title to office. Without going into the merits of the application Judge Donohue denied it on the ground that it should have been made in the county of Albany.

All the branches of the Court of Common Pleas adjourned yesterday afternoon to enable the judges to attend the funeral of the mother of Judge Larremore, a marked and very fitting tribute of respect to their associate on the bench. Meantime Judge Larremore will not reopen the Supreme Court, Special Term, until tomorrow, when it is expected that the trial of the Central Branch Union Pacific Railroad suit will be commenced.

Some time ago a suit was commenced by Martin B. Brown against the city to recover a bill for printing ballots for the constitutional amendments of 1874. The work was done under a resolution of the Board of Aldermen, and the city refused to pay the bill on the ground that the Board of Aldermen had no power to order the work unless it was done under contract, the bill being over $1,000. On an appeal from a verdict in favor of the plaintiff Chief Justice Daly, in the General Term, suggested that the point to argue was whether it was not enough that the Aldermen acted as Supervisors without formally declaring the capacity in which they acted. The Court, after hearing an argument, took the papers, reserving its decision.

The report of Mr. Wilson Smith, the referee in the case of Mrs. Virginia C. Burke against her counsel, Colonel A. H. H. Dawson, came up before Judge J. F. Daly, in the Court of Common Pleas, yesterday, for confirmation. Although the judgment in the case was for $60,000 all the money that was recovered was about $10,000, of which the counsel retained over $6,000, giving her something over $3,000. It was claimed by her that he agreed to attend to the case for nothing, and that in any event $1,000 was a proper fee. The referee, Mr. Wilson Smith, held Dawson's services to be worth over $9,000, and that Mrs. Burke was still indebted to him in a balance of over $4,600. After the case was referred Dawson commenced a suit against his client for a $15,000 fee, but this amount he now professes to be willing to waive and to accept the referee's report as the basis of his claim. Judge Daly reserved his decision.

DECISIONS.

SUPREME COURT—CHAMBERS.

By Judge Dykman.

Kate A. Smith vs. Henry M. Smith.—Report of referee confirmed and decree of divorce granted to plaintiff.

Montgomery vs. Sumner.—Order granted dissolving temporary injunction.

By Judge Barrett.

Drinker and another vs. Marston.—Motion granted. The attorneys may suggest a proper person to act.

Badge vs. The Astor Fire Insurance Company.—Motion granted.

SUPERIOR COURT—SPECIAL TERM.

By Judge Sedgwick.

Flagg vs. Kirkland et al.—As the allegations of the answer may be made upon information or a want of information and belief I do not think the present papers show that an examination is necessary before the joining of issue. Motion to dismiss is granted without prejudice to application for examination after issue joined.

Schile vs. Bokhahue.—Under the practice the bill of particulars is sufficient. Motion denied without costs.

Popham vs. Cole et al.—Order affirmed and remittitur filed.

Swasey vs. Ruger et al.—Interrogatories settled.

Walter vs. Benner.—Commission ordered.

The First National Bank of Norwich, Conn., vs. Warren.—Order that plaintiff file security for costs.

By Judge Sanford.

Benner et al. vs. Ducios et al.—Reference ordered.

By Judge Speir.

The Health Department of the City of New York vs. The Police Department of the City of New York.—The injunction must be continued against the defendants. See opinion.

In the matter of Whitson vs. David.—Reference ordered.

COMMON PLEAS—SPECIAL TERM.

By Judge Robinson.

Diossy vs. Martin, &c.—Motion for judgment on account of frivolousness of demurrer denied with $10 costs. Demurrer sustained and judgment absolute for defendant Martin. See opinion.

By Judge Van Brunt.

Van Orden vs. Burn.—Judgment for plaintiff.

Wood vs. The Mayor, &c.—See papers with clerk of Part 2.

Same vs. Same.—Same.

COMMON PLEAS—GENERAL TERM.

By Judges C. P. Daly, Robinson and Van Brunt.

Metzler vs. The Congregation Adas Israel.—Motion for reargument denied, with $10 costs.

Theail vs. Stietz.—Judgment reversed, new trial ordered, costs to abide event.

Mitchell vs. The Westchester Fire Insurance Company.—Motion denied, with $10 costs, for want of jurisdiction.

Markthaler vs. Frey.—Motion for reargument denied, with $10 costs.

Imnorst vs. Burke.—Motion for reargument, with $10 costs, to abide the event, should be granted.

Richard and another vs. Bolier.—Judgment reversed, new trial ordered, costs to abide the event.

Abbett vs. Frederick.—Judgment affirmed.

Stoveken vs. Story.—Judgment on findings of referee affirmed, with costs.

Stillman vs. Ehrich.—Judgment affirmed.

Clark vs. Simon.—Motion for reargument denied, with $20 costs.

Curtiss vs. Besson.—Judgment affirmed.

Weil vs. Block.—Judgment reversed.

The People, &c., vs. Pape.—Motion denied for reasons stated in the District Attorney's points.

MARINE COURT—CHAMBERS.

By Judge McAdam.

Merick vs. Oppenheim.—Judgment on sham answer.

Van Tine vs. Griffin.—The motion for a new trial will be granted on payment within five days of $30 trial fee, $10 term fee and $10 costs of motion. If these terms are not complied with the motion will be denied.

McEvoy vs. Slight; Routey vs. Durand; Brissbarth vs. Kremer; Carroll vs. Polius; Walker vs. Bonneville; Gray vs. Cassard; Goldman vs. Davis; Gildersleeve vs. Dixon.—See indorsement on papers.

Davis vs. Hastings Marble Mills Company.—Judgment for $100 52 on motion.

Baumgart vs. Aub; Michaelis vs. Williams; Dubernet vs. Clyde.—Opinions.

Wolf vs. Breidentver.—Motion to file security denied, without costs.

Lyddy vs. Strong.—Motion to vacate granted; no costs.

Thurber vs. Wilhelm.—Motion to vacate arrest denied.

Bliss Sewing Machine Company vs. Maillard.—Motion denied, without costs.

Price vs. Roughwout.—Judgment for plaintiff.

Barbey vs. Jacobson.—Judgment for plaintiff on demurrer.

Dwyer vs. Towler.—Complaint dismissed.

Neilson vs. McKenzie.—Judgment for plaintiff, damages to be assessed by Sheriff's jury.

Kirkaid vs. Locke.—Motion for judgment on answer as frivolous denied, with $10 costs to abide event.

Mullner vs. Keenan.—Defendant discharged.

Uhlig vs. Schaefer.—Default opened.

Jacobs vs. Howks; Clarkson vs. Silman.—Motions denied.

Schultz vs. Panser; Kilelas vs. Seebacher; Menten vs. Tallman; Goetz vs. Seeback; Reid vs. The American Bible Union; Hecht vs. Harris; Hoagland vs. Titsworth; Scribner vs. Marsh; Spofford vs. McCready.—Motions granted.

Pennes vs. Herman.—Bond approved.

Deraimes vs. Gibbons.—Referred to Mr. F. A. Ward.

Schwab vs. Watson.—Max Moses appointed receiver.

Rafter vs. Goodchild.—Motion for attachment denied.

Collins vs. Anthony.—Motion denied.

Schmitt vs. O'Donnell.—Order for judgment granted.

Gompers vs. Aldridge.—Mr. Thomas J. Kipp appointed receiver.

Page vs. Swift.—Default noted.

COURT OF GENERAL SESSIONS.

Before Judge Sutherland.

THE PHANTOM COURT.

Judge Sutherland yesterday adjourned Part 2 of the Court of General Sessions sine die. The jurors who had been summoned to attend were dismissed. Cause, no room yet provided by the Board of City Works. Part 1 was then held by Judge Sutherland and a good deal of business was transacted.

THOUGHT HE WAS IN THE WOODS.

A stately looking middle-aged Pennsylvania Dutchman, named Frederick Flora, was arraigned by Assistant District Attorney Bell under an indictment for arson. It appeared that the prisoner was on the 12th of March hanging around a beer saloon kept by Mrs. Holtshauzer on the first floor of the premises No. 621 Tenth avenue, when the lady named employed him to do some chores, for which she gave him a meal. He then remained around the place all day and even when warned that the place was about to be closed he refused to leave. The landlady finally went in search of a policeman, to have her obnoxious visitor removed by force, but when she returned he had disappeared and she thought no more of the matter, but retired to rest. Toward morning Leonard Frischner, a watchman employed in a furniture factory in the upper part of the house, was attracted by smoke to a vacant room on the second story, where he found the prisoner warming himself at a bonfire kindled in the middle of the floor. Extinguishing the flames, which had burned quite through the boards in some places, the watchman turned to the man whose bivouac he had disturbed and demanded an explanation of his strange conduct. Flora told an incoherent story to the effect that he found the fire, which had been lighted by two men who afterward went out. The doors, however, were all found fast locked. After an absence of a few minutes in search of a policeman Mr. Frischner returned to find the incendiary had escaped through the rear of the building, crossed a number of roofs and broken into a factory in the rear, where he was afterward found in hiding, and was taken into custody. He was induced by his counsel, Mr. Edgar P. Chipman, to plead guilty to a low grade of arson, and Mr. Bell accepting the plea, the Court sent the prisoner to the Penitentiary for one year.

ROBBING A BEER SALOON.

James F. Draddy was found guilty of having on New Year's Day stolen a cash box containing $100 from the lager beer saloon of one Loebar, at No. 679 Ninth avenue, while Mrs. Loeber, who was in charge of the place, was asleep. He was sent to the State Prison for three years.

Patrick Sullivan was arraigned upon an indictment charging him with stealing a pocketbook containing $137 from the person of Germain Morency, of No. 1 Fulton street, while that gentleman was riding upon a Second avenue car. Sullivan, as he called himself, was identified in court as one who, under the name of William Gleason, was on the 14th of January last sentenced to two and a half years in the Penitentiary for larceny. The Court did not inquire how he made his escape, but promptly remanded him to serve out the unexpired term and to stay an additional year for the theft of the pocketbook.

A SINGULAR ARREST.

A trunk containing 3,500 yards of silk and 3,500 silk handkerchiefs was stolen from the White Star dock, at pier 50 North River. William O'Day, Robert Richael, Michael Clancy (known as "Big Mike") and Michael Shanahan, were charged by Mr. Cortis, agent of the line, with the theft. Shanahan could not be found, but the others were arrested and indicted. They were called up in the Court of General Sessions yesterday. While they were being arraigned Detectives Field and O'Connor, of the District Attorney's office, saw Shanahan lounging around Chambers street, evidently waiting to see the fate of his comrades. He was at once taken into custody by the officers named and brought before Judge Sutnerland, who at once committed him to the Tombs.

PLEAS AND SENTENCES.

Michael Williams, a bootblack, who snatched a watch and chain from Richard Doyle, of No. 282 Mott street; James Ratcliffe, who stole property valued at $135 from the apartments of Jacob Pritz, No. 621 Tenth avenue, and James Ryan, of 36 East Broadway, who snatched a pocketbook containing $20 50 from Sophie B. Herrick, of 215 West Forty-fourth street, all pleaded guilty. Judge Sutherland sentenced Williams to four years and six months in State Prison, and Ratcliffe and Ryan to three years and six months each. George Redman, of No. 22 College place, who, on February 5, stabbed in the abdomen Francis Harney, of No. 153 West Broadway, pleaded guilty and was sent to State Prison for two years.

FIFTY-SEVENTH STREET COURT.

Before Judge Kilbreth.

SHOT IN THE ARM.

About two o'clock on Sunday morning a crowd of men were assembled in the lager beer saloon of Christopher Lalor, at No. 1,498 Third avenue, and, as they were getting disorderly, Lalor ordered them out. This enraged them, and, on reaching the street, they began to break the windows, throwing lager beer kegs and stones at them. Lalor determined to quell the disturbance, and, seizing a pistol, proceeded to the street and fired into the crowd. William McCarthy, of First avenue and Seventy-sixth street was hit, the ball entering his right arm. Lalor was arrested and arraigned at this court yesterday and held to answer in $500 bail.

ROBBING A TILL.

Patrick Maguire, John McCarthy and Edward Corrigan were charged with robbing the till of John Cunningham, who keeps a liquor store at No. 860 First avenue. The evidence against them was, however, not strong enough to hold them, and they were discharged.

ATTEMPTED SHOOTING.

John Cannon, of No. 406 First avenue, charged Edward Cahill, of No. 350 East Twenty-first street, with attempting to shoot him in a fight which occurred between them on Sunday last. Cahill was committed to answer in default of $1,000 bail.

STEALING A TRUCK.

Francis Campbell, of No. 400 West Seventeenth street, was committed in default of $2,000 bail to answer a charge of having stolen a truck valued at $150 from George Hasselbrock, of No. 812 Washington street.

A RAID ON LIQUOR DEALERS.

The recent action of the Police Commissioners in regard to the violators of the Sunday law has stimulated the Captains of the different precincts to more vigorous action, which was specially noticeable in the Eighteenth precinct. Captain Garland gave strict orders to arrest all who sold liquor in the precinct. These orders were strictly carried out, and seventeen persons were arraigned in court yesterday on a charge of selling liquor on Sunday. They all seemed to think that having the front doors closed was sufficient. They were held to answer in $100 each.

POLICE COURT NOTES.

At the Tombs Police Court, yesterday, Edward Somers, of Chrystie street, a butcher, was held in $1,000 bail to answer a charge of stealing a hawser, valued at $50, from the steamer Martin Kalbfleisch, lying at the foot of pier 14 East River. The hawser, it appears, when stolen, was thrown into the river, and John O'Connor, of No. 29 Greenwich street, testified that Somers employed him to grapple for and get it up from the water. The property was identified by the owner, Patrick Mockler, of No. 38 South street.

Twenty liquor dealers from the First, Fourth, Fifth, Sixth and Fourteenth wards were arrested on Sunday afternoon for breach of the Excise law, and yesterday they were held to answer in default of $300 bail each by Justice Wandell at the Tombs Police Court.

At least 250 proprietors of other liquor stores in the precincts named kept their places open all day long, but for some unaccountable reason the police did not molest them.

At the Washington Place Police Court yesterday John Early, residing at No. 125 Eighth avenue, charged Bernard Rafferty, of No. 81 Tenth avenue, with burglariously entering his premises and stealing $1. The prisoner was arrested by Officer Cahill, of the Sixteenth precinct, and brought before Justice Duffy, who committed him in default of $500 bail to answer in the General Sessions.

The following persons were brought before Justice Duffy, of the Washington Place Police Court, for violation of the Excise law:—Andrew Mischler, of No. 387 Seventh avenue; Henry Sandgarthe, of No. 457 Seventh avenue; Henry Finken, of No. 52 Union square, and William Goetz, of No. 252 West Twenty-eighth street. They were held to answer in default of $100 bail each.

COURT CALENDARS—THIS DAY.

SUPREME COURT—CHAMBERS.—Held by Judge Lawrence.—Nos. 5, 9, 29, 56, 60, 63, 70, 73, 79, 81, 82, 83, 92, 108, 111, 116, 121, 122, 123, 128, 133, 134, 135, 136, 137, 140, 143, 144, 146, 147, 149, 150, 151, 155, 178, 193, 194, 196, 199, 203, 219, 234, 270, 271, 273.

SUPREME COURT—GENERAL TERM—Held by Judges Davis, Brady and Daniels.—Nos. 152, 101, 104, 95, 109, 110, 126, 82, 85, 86, 96, 102, 103, 127, 128, 132, 133, 141, 61, 119.

SUPREME COURT—SPECIAL TERM.—Adjourned until to-morrow.

SUPREME COURT—CIRCUIT—Part 1—Held by Judge Donohue.—Nos. 1945, 1545, 847, 1721, 1311, 1585, 587, 1599, 139, 1629, 1685, 1049, 2848, 1719, 1739, 1741, 1473, 2861, 2331, 2332, 2333, 2334, 2335, 2770, 1759, 1765, 1767, 357, 1335, 1399, 1377, 1637, 1781, 1789, 1245, 1555, 1581, 1673½, 423, 1633, 1461, 1795, 1625, 1711, 1906, 1909, 1051, 1589, 1387, 1493, 2859. Part 2—Held by Judge Barrett.—Case on—No. 2338. No day calendar. Part 3—Held by Judge Dykman.—Nos. 2489, 863, 2537, 933, 625, 301, 1185½, 1127, 718, 111, 621, 1809, 1497, 575½, 1,291, 807½, 923½, 897, 849, 1811.

SUPERIOR COURT—SPECIAL TERM.—On account of the illness of Chief Justice Monell the calendar will not be called until Thursday, May 16, 1876.

SUPERIOR COURT—TRIAL TERM—Part 1—Held by Judge Curtis.—Nos. 1017, 1018, 2120, 1982, 2046, 1050, 1052, 2130, 737, 715, 2027, 2101, 1092, 1987, 1072, 1096, 1097, 1098, 1099, 1100, 1102, 1103, 1105, 1106, 1107, 1108, 1109, 1110, 1111, 1112. Part 2—Held by Judge Sanford.—Nos. 297, 1675, 1037, 1366, 722, 741, 919, 1034, 720, 1029, 775, 838, 960, 968, 1005.

COMMON PLEAS—GENERAL TERM—Held by Judges C. P. Daly, Robinson and Van Brunt.—Nos. 71, 80, 4, 30, 54, 70, 143.

COMMON PLEAS—EQUITY TERM—Held by Judge J. F. Daly.—Nos. 7, 6, 10, 3, 5, 24, 4, 25, 21.

COMMON PLEAS—TRIAL TERM—Part 1—Held by Judge Van Hoesen.—Nos. 956½, 1550, 1718, 955, 956, 696, 2447, 1104, 1900, 1621, 2103, 1680, 369, 1097, 177, 1436, 1164, 1359, 1871, 1074, 2112, 2115, 1337, 1528, 1211, 1267, 461½, 2118, 1693, 1769, 706, 1904, 1929, 1854, 1633.

MARINE COURT—TRIAL TERM—Part 1—Held by Judge Sheridan.—Nos. 3418, 3313, 3235, 4254, 4305, 3036, 4175, 4176, 4177, 4216, 4223, 3904, 3415, 749, 446, 4191. Part 2—Held by Judge Goepp—Nos. 3944, 2199, 3481, 6534, 4261, 3984, 2334, 2624, 3737, 7565, 6419, 4084, 4085, 4267, 6881, 4280, 4281, 4282, 4283, 4284. Part 3—Held by Judge Alker—Nos. 6458, 5280, 3896, 7045, 6955, 7050, 4477, 7350, 7331, 6224, 5903, 7018, 6815, 6761, 6736.

COURT OF GENERAL SESSIONS—Held by Recorder Hackett.—Henry Bishop, felonious assault and battery; Michael Clancey, grand larceny; Margaret Woodby, grand larceny; William Martin, false pretences, and John Gilmore, burglary.

UNITED STATES DISTRICT COURT.

In the United States District Court, held in Trenton, N. J., yesterday, a verdict of acquittal was rendered in the case of the United States vs. William B. Spooner, charged with obstructing United States Marshal Plummer, while serving a process on the foreign bark Eliza Evelina, by taking that vessel from a New Jersey wharf, where it lay in custody of the Marshal, across the Delaware, into the jurisdiction of Pennsylvania, in order to execute a State process.

OBSTRUCTING A RAILWAY TRAIN.

Juan Bascarau, aged sixteen, a student in Pennington Seminary, was yesterday indicted at Trenton, N. J., for placing stones on a railway track. He was born in Porto Rico, where his parents reside, and pleads that he had no criminal intent, but not being familiar with railroads put the obstructions on the track just to see how high the locomotive would throw them. He stood by to observe the effect, and when arrested did not deny that he had done the mischief. Messrs. J. D. Rivera & Co., of this city, are his guardians, and he is now at large on $1,000 bail.

REAL ESTATE.

The auctions held at the Exchange yesterday were as follows:—

R. V. Harnett sold, in partition, the premises No 284 Henry street, southwest corner of Scammel street, embracing a lot 25.1x109.8x25.2x107.10, with two three-story brick houses, one two-story and attic frame store and dwelling, and one two-story brick stable thereon, for $12,750, to Herman Remmers, J. Van Riper and Hamilton Davis.

James M. Miller sold, in foreclosure, two five-story brick tenement houses, each 25x50x75, with lots, each about 76 feet deep, Nos. 420 and 422 West Fifty-sixth street, south side, 300 feet west of Ninth avenue, for $19,800, to the plaintiff. Also, in foreclosure, one lot, 25x100, on Brook avenue, west side, 75 feet south of 143d street, Twenty-third ward, for $2,400, to A. Martin.

E. A. Lawrence & Co. sold in foreclosure, a building, with lot 25x100, on Eighth avenue, east side, 50.5 feet south of Fifty-sixth street, for $16,000, to Betsy Levi. Also, by public auction, a three story brick tenement house 32x28 feet, with plot 50x100 feet, on 161st street, 50 feet east of Harlem Railroad depot, for $1,700, to Andrew Daly.

E. Smyth sold, in foreclosure, two houses with lots each 20x100.5, on West Fifty-seventh street, north side, 291.5 feet east of Tenth avenue, for $20,000, to the plaintiff.

George H. Scott sold, in foreclosure, a house, with lot 17.1x98.9 feet, on West Thirty-Eighth street, north side, 291.5 feet east of Eighth avenue, for $200 over incumbrances, which comprise mortgages, &c., and which amount to $18,741 26. The first mortgage was held by the purchaser.

TRANSFERS.

Madison av., n. w. corner of 73d st., 18x80; Charles Seitz and wife to E. K. Raubitschek	$45,000
46th st., s. s., 223.1 ft. e. of 3d av., 14.1x70; Philip V. R. Van Wyck and wife to F. Lowenstein	13,500
Front st., corner of Pine st., 20x52.1xirregular; D. H. Stone and wife to S. F. Engs	7,425
82d st., n. s., 100 ft. e. of 2d av., 17.2 2-5x102.2; John Seery and wife to E. M. O'Neill	1,000
82d st., same property; Elizabeth M. O'Neill to Mary A. Seery	1,000
74th st., s. s., 18 ft. w. of Madison av., 16 6x80.; James S. Johnson and wife to W. H. De Witt	18,600
131st st., n. s., 125 ft. w. of 7th av., 150x100.10 to 132d st. (half part of); N. R. Moseley and wife to John H. Turner	Nom.
131st st., same property (half part of); John H. Turner to Mary M. Moseley	Nom.
117th st., n. s., 98 ft. e. of av. A, half block to East River, irregular (half part); P. Ferris to George W. Nelson	Nom.
117th st., same property (half part); George F. Garrison and others, executors, to same	5,500
Bloomingdale road, s. s., to 10th av., 96th to 97th st.; Richard Brennan to John McCloskey	Nom.
53d st., n. s., 250 ft. e. of 9th av., 51.8x200; Mary E. Plunkitt and husband to Sarah Plunkitt	500
Union st., s. s., 140 ft. e. of Cortlandt av., 25x100 (23d ward); L. Edel to M. Schsringer	850
5th av., s. e. corner of 58th st., 125x100.5 (half part of); John H. Watson and wife to C. G. Rowe	Nom.
38th st., s. s., 410 ft. e. of 6th av., 25x98.9; William T. Merritt and wife to Samuel Wood	38,000
Mulberry st., w. s., 175.8 ft. s. of Grand st., 2.x100; William B. Parsons to S. American	10,000
52d st., s. s., 353.6 ft. e. of 2d av., 21.6x80; Sylvester Murphy and wife to Jacob Brunner	17,000
71st st., n. s., 98 ft. e. of av. A, 100x100.2; also 72d st., s. s., 98 ft. e. of av. A., 100x100.2; also 72d st., s. s., 98 ft. e. of av. A, 100x102.2; Jacob Brunner and wife to S. Murphy	$5,000
5th av., e. s., 25.5 ft. s. of 66th st., 25x100; also 5th av., e. s., 75.5 ft. s. of 65th st., 25x100 (14th part of); A. Van Veikenburgh to A. J. Hall	1,750
31st st., n. s., 94.9½ ft. e. of Broadway, 18x98.9; T. Wandell (executor) to A. C. Hanford	Nom.
2d av., w. s., 61.8¾ ft. s. of 34th st., 18.6x70; L. C. Dunning to A. Boch	16,000
Broome st., s. s., 20 ft. w. of Attorney, 50x40; C. Goetz and husband to F. Vogel	15,000
39th st., w. s., 225 ft. e. of 10th av., 25x98.9; Wm. Sinclair (referee) to E. H. Sands	20,000
91st st., s. s., 225 ft. e. of 5th av., 25x100; Elihu Root (referee) to D. J. Shipman	8,300
4th av., s. e. corner of 70th st., 75.5x105; M. Diefendorf (referee) to Catharine Bradley	20,700
4th av., e. s., 100.5 ft. n. of 69th st., 25x105; same to same	5,600
MORTGAGES.	
American, Sophia and husband, to William P. Parsons and others, w. s. of Mulberry st., s. of Grand st.; 3 years	3,500
Allen, Josephine M. and husband, to Annie Frost, w. s. of 46th st., e. of 8th av.; 3 years	3,000
Berlermann, August and wife, to Martin Gerdes, w. s. of Columbia st. (No. 91); 3 years	4,000
Brunner, Jacob, to Samuel Zeimer, s. s. of 62d st., w. of 2d av.; 2 years	5,000
Brasley, Catharine, to Ezra T. Gale, s. e. corner of 4th av. and 70th st.; 3 years	4,000
Same to same, e. s. of 4th av. and 70th st.; 3 years	3,500
Same to same, e. s. of 4th av. and 69th st.; 3 years	3,000
Same to same, e. s. of 4th av. and 70th st.; 3 years	3,500
Bee, Eliza and husband, to Barabe Buhr, s. s. of 149th st., w. of Clifton av. (23d ward); 3 years	300
Duke, Thomas and wife, to Richard H. Bowne, e. s. of Kingsbridge road, s. of 135th st., 5 years	816
Huerstel, Louise, to George Gilman, n. s. of Bleecker st. (No. 181); 1 year	4,000
Lewis, Thos. J. and wife, to Chas. R. Swords, s. s. of 35th st., e. of 10th av.; 5 years	2,500
Nicholson, James, to Geo. F. Brennan, w. s. of Fordham av., s. of Mott st. (24th ward); 2 years	200
Nelson, Geo. W., to Geo. F. Garrison and others (executors), East River and 117th st. (half part); 2 months	2,500
Carrigan, Peter and wife, to Bertha A. Deane, n. s. of Croton st., w. of 10th av.; 2 years	500
Nones, Jos. B., to Mutual Life Insurance Co., n. s. of 41st st., w. of 7th av.; 1 year	6,000
Morauge, Hyman and wife and others, to same, e. s. of Bowery, s. of Broome st.; 1 year	12,000
Winans, Mattie H. and husband, to Adam M. Winans, s. s. of 38th st., w. of 3d av.; 4 years	8,000

CLEANING THE STREETS.

The foremen and gangmen of the Street Cleaning Department were yesterday called up to the Central Office and taught their duties while street sweeping under the new time rule, from six P. M. to six A. M. Captain Gunner told the men that Commissioner Nichols, the new chairman of the Street Cleaning Committee, would hold foremen and gangmen to account for the cleanness of the streets in the wards under their charge. In future work will be done every night, unless other orders are given. Police captains are to make daily reports touching every street in their precinct, and, in case of neglect of duty, foremen and gangmen in fault will be at once discharged. The laborers are to work eight hours every night.