THE COURTS.

Decisions by the Supreme Court, General Term.

SUIT FOR A DENTIST'S BILL.

Disciplining Members of the Bar.

A number of decisions were handed down yesterday in Supreme Court, General Term, but very few of which, however, appear to be of public or general importance.

John Herlich brought suit against Matthew T. Brennan, late Sheriff, to recover the value of goods seized by the latter. The defence was that the sale was fraudulent as against creditors, and that plaintiff had knowledge of that fraud. On the trial the Judge was asked on the part of plaintiff to charge the jury "that to establish notice to a purchaser of the fraudulent intent of his vendor it is sufficient to prove that the facts and circumstances are such as ought reasonably to have excited his suspicion and led him to inquiry." The Judge refused to so charge, the suit went against the plaintiff, and from the judgment an appeal was taken on his behalf to the General Term. In the decision on the appeal rendered yesterday the refusal of the Judge at Circuit to charge as requested is held to have been error, and on that ground the judgment is reversed and a new trial ordered.

Edward Russell, who was a student at Columbia College, after a seventeen months' attendance, was given the degree of Bachelor of Laws. The Court refused to admit him on the ground that he had not shown an actual attendance of eighteen months, as required by statute. The General Term decides that the applicant shows no right under the act and denies his application.

In the suit of James Gill against the Guardian Savings Institution, all the facts of which have already appeared in the HERALD, the General Term rendered a decision yesterday, sustaining the previous decision of Judge Lawrence confirming the report of ex-Judge Bosworth, in which a substitution of the receiver of the bank was recommended.

In the suit of the Home Insurance Company against the Pennsylvania Railroad Company, in which a judgment was recovered against the latter company for damages by fire to a barn situated adjacent to the railroad track, which fire originated from sparks emitted from the engine of one of the trains, a decision confirming the judgment was rendered by the Supreme Court, General Term.

THE DENTAL WORLD EXCITED.

A very curious case was tried yesterday before Judge Kelly, of the Sixth District Court, and a jury. Dr. Frank Abbott, Dean of the Dental College, sued General Patrick H. Jones, Register of the county of New York, for professional services, in attending to the masticators of little Tommy Jones, the minor son of the General. The amount claimed was $155, on which, it was admitted, that $75 had been paid. Ex-Judge Curtis, who appeared for General Jones, stated to the jury that his client defended the action as a matter of principle, believing that the plaintiff had been fully paid, and that this suit was an attempt at extortion, and that the work done would have to be done over and holding little Tommy in his arms, he said, "We will put Tommy with you and all in evidence and mark him exhibit No. 1." The plaintiff contended that the work was done in a superior manner and was fully worth the amount charged. To support his view of the case he called Dr. Allen and Dr. Williamson, who testified that the work was worth the amount charged. Dr. Stephen Main and Dr. Jarvis gave evidence for the defendant. The expert testimony was very conflicting and verified the old adage that doctors disagree. As an instance of the charges the plaintiff claimed $54 for two hours' work done on the 26th of June, 1876, asserting that it was not the time consumed, but the benefit to the child that was to be considered. Little Tommy gave his evidence with great nonchalance and coolness, stating that he didn't pay particular attention to the time consumed, as he was anxious to get out of the dentist's chair. Mr. Brady summed up for the plaintiff and ex-Judge Curtis for General Jones. The jury, after fifteen minutes' deliberation, returned a verdict in favor of General Jones.

ABOUT LAWYERS.

Otto Mayer, a lawyer of this city, was charged before the Supreme Court, General Term, with having received from Margaret Weinholz a sum of money with which to pay off a mortgage, which money he failed to use for the purpose, and caused the mortgage to be put on record. Mr. Mayer put in affidavits flatly contradicting these assertions so far as they reflected on his professional character, and yesterday the Court rendered a decision in which it says:—"We think on the affidavits of both parties this proceeding should be dismissed." It was so dismissed. Andrew Stewart charged John K. Cornell, a lawyer, with receiving a small sum of money from him to prosecute a suit, and failing to do so. The Court dismissed the complaint. A complaint made by another party against the professional conduct of Joseph Ridgway was also dismissed by the Court. The Supreme Court, General Term, made an order yesterday directing A. H. Reavey, an attorney, to put in answering affidavits on the 6th of July to complaining affidavits filed against him by John Julius and Philip Koch. These parties charge him with receiving from them $250 and other small sums, on pretence of paying expenses in Court and depositing security, but instead thereof paying himself for alleged services. The same Court directed B. W. Cohen to make a reply on the 26th inst., to an affidavit charging him with altering an affidavit after it had been sworn to.

SUMMARY OF LAW CASES.

In Supreme Court, Chambers, yesterday, Judge Barrett sent before a referee the divorce suit of Marie D. Stoddard against Solomon P. Stoddard. The object of the reference is to ascertain by testimony the amount of the defendant's property and income, so as to fix the amount of alimony to be allowed to the plaintiff during the pendency of the action.

Henry A. Frost, a lawyer and prisoner in Ludlow Street Jail, obtained from Judge Barrett, in Supreme Court, Chambers, yesterday a writ of habeas corpus to bring him before the Court on a motion for his discharge from imprisonment. Frost alleges in his petition, among many other reasons, that he does not know Samuel R. Dummer, the plaintiff at whose suit he has been arrested, and entertains doubts if there is such a person in existence. The writ was allowed.

M. Flogaled Martin, of the Norwegian bark Samuel, was yesterday arrested by Special Inspector D. A. Nevin on a charge of having smuggled two barrels of gin into this port. The accused was held for examination by Commissioner Shields.

In the Connolly contested will case counsel yesterday announced that no more testimony would be offered on either side. The Surrogate then set down the summing up for a day not fixed, in the latter part of the month.

John Munroe, alias John Price, charged with being one of three persons who participated in stealing $8,000 in bonds from a Boston wig maker, was yesterday returned to Boston for trial, without opposition. His counsel, Mr. Peter Mitchel, found that the requisition was all regular and correct, being accompanied by an authenticated copy of the indictment in Boston, and deemed it, therefore, impracticable to make any further opposition to his client's extradition.

Charles Becker and a fellow prisoner named Eliot, both charged with being participants in the $64,000 forgery on the Union Trust Company, were up before Judge Barrett, in Supreme Court, Chambers, yesterday, on a motion for their discharge. The grounds of the motion, made by their counsel, Mr. Charles Brooke and Mr. James Oliver, were that their cases had not been sent before the Grand Jury, although there had been ample time for that purpose, and that the evidence was insufficient to hold them. On the request of the District Attorney the matter was laid over until Wednesday next, it being the understanding that the prisoners' cases would by that time be acted upon by the Grand Jury, and if no indictments should be found no opposition would be made to their discharge.

DECISIONS.

SUPREME COURT—GENERAL TERM.

By Presiding Judge Davis, Judges Brady and Daniels.

In the matter of Littman.—Order affirmed, with $10 costs, besides disbursements. Opinion by Presiding Judge Davis.

People ex rel. Heiser, &c., vs. Board of Assessors.—Order modified so as to require a further return from the Board of Assessors on the specification contained in the affidavit used to support the motion, without costs to either party. Opinion by Judge Daniels.

New York Life Insurance Company vs. Lee and another, &c.—Judgment affirmed. Opinion by Judge Daniels.

Poillon vs. Wilson.—Judgment and order affirmed, with costs against the appellants, to be paid out of the estate in their hands. Opinion by Presiding Judge Davis.

Genet, &c., vs. The Mayor, &c.—Judgment affirmed. Opinion by Presiding Judge Davis; Judge Brady dissenting.

O'Brien vs. Browning.—Order modified as directed in opinion and affirmed as modified, without costs to either party. Opinion by Presiding Judge Davis.

O'Connor, &c., vs. The Mayor, &c.—Judgment affirmed. Opinion by Judge Daniels.

Brown vs. Simpson, &c.—Order reversed, with $10 costs and also the disbursements. Order of reference vacated, with $10 costs of motion. Opinion by Judge Daniels.

O'Connor, &c., vs. The Mayor, &c.—Order modified as directed in opinion. Costs of appeal to abide the event. Opinion by Judge Daniels.

Cummings vs. Butler, &c.—Order reversed, with $10 costs and disbursements. Opinion by Judge Brady.

Hooker et al. vs. Rinaldo et al.—Order affirmed, with $10 costs and disbursements. Opinion by Judge Brady.

Wellington vs. The Ulster County Ice Company and another.—Order reversed, without costs. Opinion by Judge Brady.

Herrlich vs. Brennan.—Judgment reversed, new trial ordered, costs to abide event. Opinion by Judge Brady.

The Home Insurance Company vs. The Pennsylvania Railroad Company.—Judgment reversed. New trial ordered. Costs to abide event, unless plaintiff consent to reduce the judgment, as suggested in opinion, in which event judgment as so reduced affirmed, without costs. Opinions by Judges Brady and Daniels.

Brush, &c., vs. Schuster and another.—Order affirmed, with $10 costs, besides disbursements, to be paid by appellant, Schuster, to the guardian ad litem. Opinion by Presiding Judge Davis.

Matter of Russell.—Application denied.

Matter of Connell.—Petition denied.

Matter of Ridgway.—Proceedings dismissed.

Matter of Meyer.—Proceedings dismissed.

Sprague vs. Hosmer, &c.—Judgment affirmed. Opinion by Presiding Judge Davis.

By Presiding Judge Davis and Judge Brady.

People ex rel. Lordue vs. Bertolish.—Order affirmed, with $10 costs and disbursements. Opinion by Presiding Judge Davis.

By Presiding Judge Davis and Judges Brady and Daniels.

New York Life Insurance Company vs. Lee.—Judgment affirmed, with costs. Opinion by Judge Daniels.

Ainsworth vs. Bachin.—Motion denied.

Bremer vs. Noyes; Bremer, &c., vs. Pommian.—Judgments affirmed. Allowances objected to excluded, except for disbursements and referee's fees. No costs of appeal to either party. Order to be settled by Judge Brady. Opinion by Judge Brady.

Spears and another vs. The Mayor and another, &c.—Motion to modify the judgment herein by directing a new trial granted on payment of $10 costs of opposing same, and on defendant stipulating to discontinue the appeal to the Court of Appeals and paying costs and disbursements on such appeal to the plaintiffs. Order to be settled by Presiding Judge Davis.

Clark vs. Dickinson.—Judgment affirmed. Opinion by Judge Daniels.

SUPREME COURT—SPECIAL TERM.

By Judge Van Vorst.

Thomson vs. Thomson.—Motion granted, and on presenting the papers I will readjust the allowance.

Mutual Life Insurance Company vs. Townsend and another.—Motion granted, on condition that bond, on appeal, with two sureties, be executed in the sum of $15,000.

Newell et al. vs. Ridgway.—Findings settled on engrossed copy, with the amendment allowed, should be presented for signature.

By Judge Van Brunt.

Boese, &c., vs. Locke et al.—Findings signed.

Fischermann vs. Gauter et al.—Findings and decrees signed.

SUPREME COURT—CIRCUIT—PART 1.

By Judge Donohue.

Burger vs. The German-American Bank.—Memorandum with Clerk.

SUPERIOR COURT—SPECIAL TERM.

By Chief Justice Curtis.

Vanderburg vs. Eno.—Order dismissing action, with costs and $10 costs of motion.

Jessup vs. Woodward.—Order on day calendar for first Monday of October.

De Witt et al. vs. Hastings.—Remittitur filed and order affirmed.

Phyle vs. Masterson.—Order denying motion, with $10 costs and stay of proceedings vacated.

Hotailing vs. Buckingham, Jr.—Order opening default and cause restored to calendar.

Kock et al. vs. Werder.—Judgment signed.

Macuen vs. Hammon.—Ordered on day calendar for first Monday of June.

Dennan et al. vs. The Pacific Mail Steam Steamship Company.—Commission ordered.

Green vs. Trowbridge et al.—Motion granted, with $10 costs and disbursements, and referee's report confirmed.

Ingersoll vs. The Tenth National Bank.—Order granting plaintiff an extra allowance of $250.

Kingsbury vs. Sangbridge.—Motion to make complaints more definite and certain granted, without costs.

Keltz vs. Fugue et al.; Maloney vs. Maloney; Scott et al. vs. Holy; Coyle vs. The Staten Island Railroad Company; Buck vs. The Manufacturing and Builders' Bank; Smith vs. Smith.—Orders granted.

COMMON PLEAS—SPECIAL TERM.

By Judge Daly.

Field vs. Sanford.—Judgment for plaintiff for $500 and interest from March 22, 1876.

Bischoff vs. Byrne.—Motion granted, with $10 costs to defendant, to abide event of action.

Hamilton vs. Morange.—Proceedings dismissed. Chapter 13 of Remedial Code applies only to executions issued on or after May 1, 1877, so far as executions out of this court to the Sheriff on district court judgments. The execution having been issued prior to May 1, 1877, should have been returned as before the Remedial Code, chap. 449, Laws of 1876, sec. 10.

Merrell and other vs. Battle.—Motion granted, with $10 costs, to abide event.

Dolan vs. Garrett; Ashley vs. Suffran; Hall vs. Wright; Hucking vs. Staten Island Railroad Company; Coles vs. same; Martinez vs. Lyon; Palmer vs. same; Cone vs. same (two cases).—Motions granted.

Dowling vs. The Mayor; Ingersoll vs. same; Jordan vs. same; Walsh vs. same.—Complaints dismissed, with $10 costs.

MARINE COURT—CHAMBERS.

By Judge McAdam.

Marks vs. Block; Cohen vs. Isaac; McNulty vs. Meyer; Hartman vs. Saunders; Arrigoni vs. Counie; McLane vs. Mahon; Topping vs. Smith; Brown vs. McWilliams; Grant vs. Wright; Smith vs. Zaldo; Thomson vs. Griswold; Clark vs. McDermott; Bach vs. Lowenstein; Konigsberg vs. Clark; Barono vs. Harrison; Pratt vs. Siebert; Roemer vs. Katzenberger; Mordaunt vs. Vandam; Hollacher vs. Hollacher; Schaefer vs. Stignor.—Orders granted.

Morgan vs. Nelson.—Mr. John J. Connolly appointed receiver.

O'Brien vs. Johnson; Nevins vs. Gardner.—Motions granted.

Warburton vs. Garvin.—Motion denied, without costs.

Michaels vs. Gross.—Default.

Dayckinck vs. Dean.—Mr. Lewis appointed receiver.

Boynage vs. Gavin.—Motion denied, without costs.

Demmerly vs. Cerreny.—Motion denied, but speedy trial ordered.

Kelly vs. Minden (two cases); Ranson vs. Anderson.—Motions granted.

Nicholson vs. Conner.—Case settled and filed.

Vanner vs. Osborn.—Motion denied, but George J. Flammer appointed receiver.

By Justice Goepp.

Bartels vs. Moore.—Case settled and filed.

GENERAL SESSIONS—PART 1.

Before Recorder Hackett.

PLEAS AND SENTENCES.

William Farrell, Edward Farrell and Denis Crowley, who were convicted last week on the charge of burglary, having entered the dwelling house of Pauline Goedman, No. 62 Division street, and stolen property valued at $100, were yesterday arraigned for sentence. The Recorder sentenced them each for the term of five years in the State Prison.

James Wilson and William Moenrung pleaded guilty to the charge of receiving stolen goods. Wilson was sent to the State Prison for one year and six months, and Moehrung to the Penitentiary for six months.

John Murphy and Michael Cummings pleaded guilty to burglary in the third degree and were sent to the State Prison each for the term of two years and six months.

Mary Wallace pleaded guilty to the charge of petit larceny from the person, and was sentenced to eighteen months' imprisonment.

The court then adjourned for the term.

THE ALDINE FIRE.

The suit of the Aldine Publishing Company against the Western Fire Insurance Company, of Toronto, Canada, was concluded in the Supreme Court, Kings county, yesterday. It was brought to recover on a policy held on machinery destroyed by fire in the plaintiff's building, on Liberty street. The defence was that the amount of property sworn to by the president of the Aldine Company as having been destroyed was not in the building. A sealed verdict was brought in, which will be opened by the Court this morning.

COURT OF APPEALS.

ALBANY, N. Y., June 1, 1877.

In Court of Appeals, Friday, June 1, 1877:—

No. 32. Van Volkenburgh vs. the American Popular Life Insurance Company.—Submitted for appellant; argued by H. J. Parker for respondent.

No. 37. Smith vs. Starr.—Argued by Charles H. Smith for appellant; Robert Jonnson for respondent.

No. 58. Tone vs. the Mayor, &c., of New York.—Argued by John H. Strahan for appellant; A. J. Regner for respondent.

No. 41. Cromwell vs. Jackson.—Argued by P. V. R. Van Wick for appellant; W. McDermott for respondent.

No. 185. Adams vs. the Greenwich Fire Insurance Company.—Argued by William A. Butler for appellant; Joseph Smith for respondent.

KIDNAPPING HER OWN CHILD.

Some time since Edmond F. Saynisch, of No. 217 West Thirtieth street, sued for divorce from his wife. Pending the suit Louisa, their child, four years old, was taken charge of by the father. The mother has been looking for her daughter ever since the suit was commenced and was unable to see her until Thursday night, when she found her playing in front of the father's house. The mother took the child in her arms and ran down the street, pursued by her husband and a police officer. Mrs. Saynisch was captured and locked up in the Thirtieth street police station house, and the child was sent to the care of Matron Webb at the Central Office. Justice Wandell, after hearing all the testimony yesterday, awarded the custody of the child to the father, pending the decision of the referee in the divorce case, and discharged the mother because no order had been made by the higher Court declaring into whose custody the child should be given.

A LAME EXCUSE.

While standing in Third avenue, near Thirty-first street, on Thursday night, Mrs. Esther Lewinsohn, of No. 447 Third avenue, was robbed of her pocketbook, containing $3. Thomas Crowley was found by an officer concealed in a cellar in Third avenue, near Thirtieth street. Near by the pocketbook was found. Crowley told the Judge in the Fifty-seventh Street Court yesterday that a lad named McDermott had given him the pocketbook. This excuse did not save him. He was held in $1,000.

THE POOR CHILDREN.

WANTED, A SANITARIUM FOR THE OFFSPRING OF POVERTY—THE COUNTRY HOME AT BATH.

It is the suggestion of many experienced workers in the field of charity and benevolence that a sanitarium by the seaside or on the banks of the Hudson River for the feeble and sickly children of the poor who live in the vast and unwholesome tenement houses of this city is urgently demanded, and that the outflow of charity from Christian hearts could hardly be better directed than in establishing just such an institution. A correspondent, writing to this paper, holds that it would prove the means of relieving the summer diseases among children, as affording a temporary removal from the deadly air of tenement houses, from the confinement of dirty streets and yards, into the pure air and liberty of the seashore or country. In the damp basement and heated garret, in the filthy yard and dusty street, the approaching deadly heat will find its victims among the infants of the poor.

WHAT IS NEEDED.

The first step taken in this direction was the Floating Hospital of St. John's Guild, but it failed of its purpose to a great extent because the management was unwise, in place of looking after the health and comfort of the little ones, they took to parading themselves before the public as taking such a vast number of poor children on one trip for a day's airing.

What is wanted is a large building by the seashore or the river, with roomy apartments and play grounds, where the weak and impoverished offspring of the poor may be lodged for several days at least, and afforded the benefits of fresh air and good food. There are plenty of rich and charitable people in New York who would be only too happy and eager to act upon this suggestion if they could see their way to its accomplishment without the fuss and parade that have hitherto marked the undertakings to give relief to the little ones of the city whose poverty keeps them from the enjoyment of the blessed country air. The idea with those who have given most thought to the subject is that on some suitable spot in the country or near the seashore or river's bank large wooden pavilions should be erected around a central kitchen and storehouse, of a rough, inexpensive description, and furnished and provided in the same manner, but convenient for the purpose. To such a place the hapless infants with their mothers, or nurses that might be selected for such as have no mothers living, could be conveyed. There are many sites to choose from the shores of Long Island, Jersey or the territory between Spuyten Duyvil and Yonkers. The sanitarium should be placed under the active direction of an association of prominent citizens of New York formed for that purpose only, as well as under the medical supervision of the Board of Health.

THE SANITARIUM AT BATH, LONG ISLAND.

Mr. J. W. Skinner, Superintendent of the industrial schools connected with the Children's Aid Society, informed the HERALD reporter yesterday that it is arranged to send the first batch of 100 children to the country home at Bath, Long Island, on Monday next. The children who are sent there range from five years to twelve, and are almost entirely girls. They are taken chiefly from the Five Points House of Industry and Wilson Mission, but any children the agents of the society may find who are fit subjects for this particular charity are also to be included. The capacity of the country home is not large, but Mr. Skinner thinks it large enough for its object, as the management of a greater number of children under the circumstances is attended with inconvenience. He would suggest the establishment of several country homes like the one at Bath, so as to give a more widespread accommodation to the poor children, but he seems convinced that the children themselves get little benefit from their brief sojourn by the seaside or in the country when they are herded together in great numbers, when many of them are bound to be neglected. In the Home at Bath 100 children are comfortably provided for week by week. It has been established two years, and is under the charge of Mr. A. H. Holt and wife. The main house or dormitory stands on the bank at the edge of the sea. Adjoining it is a long, cheap dining room, which, on the hot days of summer, is open on all sides, but can be closed when it rains and made a sort of recreation ground for the children. There is a bathing house on the beach which gives them every needed convenience for their bathing clothes. Against accidents in bathing a boat is provided, and ropes are extended into the sea from the shore, so that the timid can lay hold of them as they feel their way into the ocean for the first time. Last year the Home was opened June 12 and closed September 22. During that time 2,195 children enjoyed its benefits, 1,495 of whom were girls, who stayed a week each, and 700 boys, who remained only one day each. Many of the children came from the poorest districts in New York, where they lived surrounded by misery and want. Their thin, pale faces bespoke the privations to which their pent up quarters had subjected them. A week's residence at the seaside worked a marked change. The sea bathing, the good, nutritious food, of which they were given an abundance, and the plays and happy companionship quite transformed them. Four cows supplied the milk, and there was no lack of bread and butter and berries. The total cost of the home for the year of new hundred was kept down to an average of 2½c. for children of less than $2 for each one staying there an entire week. What a field for the wealthy and benevolent to extend and scatter blessings over! The children are drawn from over twenty schools belonging to the society, and in cases where they are more than usually feeble they are kept two weeks instead of one. The Home can be reached by the boats from New York in about one hour and a half. It is near the Bath Hotel and a little to the west of it. It may be recognized as an old frame house, with several outbuildings adjoining.

WEST SIDE ASSOCIATION.

The West Side Association has a sanitarium at Flushing, L. I., in connection with the Infant Asylum at No. 24 Clinton place, but its accommodations are limited. It is managed by a society of New York ladies, principal among whom was Mrs. C. K. Garrison, who is now succeeded by Mrs. Van Auchten.

FIRST TRIP OF THE FLOATING HOSPITAL.

On Monday next the trustees of the Floating Hospital of St. John's Guild will hold a meeting to arrange the details for the first trip of their barge this year up the Hudson River, with the children of the poor and their mothers and guardians.

THE NEW POLICE INSPECTOR.

CAPTAIN MURRAY IN CHARGE OF THE FIRST INSPECTION DISTRICT—A WORTHY OFFICER'S RECORD—PRECINCT CHANGES.

Captain Murray, of the Fourth precinct, was appointed Inspector at the meeting of the Police Board yesterday to fill the vacancy made by the demise of Francis C. Speight. The selection of Captain Murray is received with general satisfaction. He is a man comparatively young, but who has served nearly twelve years on the force with honor to himself and advantage to the department. His record is an exceptionally good one, and this more than any other consideration influenced the Board in making him their choice. He has been a captain only seven months, but in that time he has done remarkably good work, and has time and again won from the Board testimonials to his efficiency. The Astoria masked burglars who had committed their depredations with such despatch and secrecy as to baffle pursuit for a time, were tracked and captured by Captain Murray, and he it was who took up and unfolded the somewhat tangled skein of evidence that led to their conviction. Shortly after he caught Claflin's embezzling clerk, and later still he had Cusick, the wife murderer, in his clutches. Besides, he successfully handled the Hand diamond robbery and rendered efficient service to the department in every instance where he was intrusted with the investigation of a case or the capture of a culprit. Inspector Murray was born in the Sixteenth ward, in 1844, where he has resided ever since. Like numbers of the most successful members of the police force, he served in the war. He went South with Ellsworth's zouaves, and at Bull Run received a wound that was at first thought mortal, and from which he recovered only after a long stay in the hospital.

On May 24, 1866, he received an appointment to the police force of the Third precinct. On October 1, 1870, he was made roundsman and transferred to the Twenty-seventh, and a year later, on October 15, he was promoted to the rank of sergeant and sent to the Seventh precinct, from which he was transferred successively to the Eighth, Sixteenth and Fifteenth. While in this last precinct he distinguished himself by arresting and sending to prison a number of keepers of gambling houses, and also by capturing the men who had gagged and robbed Dancer, the celebrated gambler, whose daughter's will has become the subject of so much litigation.

On October 2, 1876, Mr. Murray was appointed captain and put in charge of the Fourth precinct, and while there his services were frequently the subject of favorable comment. Yesterday Mr. Murray was duly sworn in and appointed to the First Inspection district, Inspector Thorne being transferred to the Fourth.

CONSEQUENT CHANGES.

Captain Petty, of the First precinct, was transferred to the Fourth, vacated by Inspector Murray. Captain Tynan was sent to the First, and Sergeant Ryan, of the Thirteenth precinct, was made acting captain of the Sixteenth, in place of Tynan. Several sergeants were also changed.

MUNICIPAL NOTES.

The Excise Commissioners have sent in a communication to the Board of Apportionment asking an appropriation of $52,500 to pay the expenses of their department for the ensuing year. An increase of $5,000 over that of former years is asked to defray legal expenses.

Comptroller Kelly has been authorized to issue additional Croton Main stock to the amount of $25,000.

Tammany politicians again circulated the report around the City Hall yesterday that the slate was fixed so that Mr. Henry D. Purroy should receive the appointment of Police Commissioner. A special meeting of the Board of Aldermen was to be held, Mr. Purroy's confirmation being assured under directions from Comptroller Kelly. The whole story was subsequently ascertained to be totally unfounded. Governor Robinson is expected in town to-day, and, it is given out, will attempt to dissuade the Mayor from his position.

Collector of Assessments Gilon announces having received $103,088 06 during the past month.

SUMMER'S ADVENT.

WHAT NEW YORKERS SAW OF IT YESTERDAY, AND HOW THEY LIKED IT—THE BATHS THAT DID NOT OPEN.

It would be superfluous to remark that yesterday was the opening of the summer season. No New Yorker who courted the afternoon sun has any doubt upon the matter. It was, moreover, a very emphatic opening—one of those days when the little lambs don't skip about on the hillside unless thy're "fleecy," and people don't walk home if they can help it. A more radical June first could not have been desired; and it passes into history with a sizz that ought to fire the spirits of the salamanders. "Hot," said the man who entered his office yesterday morning with an overcoat over his arm. "Scorcher," he remarked to Jones as they leaned over the lunch table. "Wheough," was all that he could afterward articulate as he dropped down on the hall staircase, and motioned the maid to hang up his hat. He didn't walk out in the evening, and when the hour for retiring arrived he kicked the drapery of his couch upon the floor, and laid down to wonder if June was going to last very long. But the individual who waited five minutes for a street car had the most comprehensive experience. He didn't say much, but it is safe to presume that he thought unutterable things, for he put his cane down on the sidewalk very hard, and looked menacingly toward the boy that said "Shine." Mark Medile was considerably put out, for, act as he would, nobody cared to take exercise.

But the bummer, ah, the bummer!
He who lolls about in summer
All alone,
And who, moping, moping, moping,
In the lonly month of June,
Feels a glory in eloping
From the sultry blaze of noon.

The bummer was put out, too, yesterday. Business was dull, and he made a desperate effort to crawl under his own shadow, and failed. Then he got beneath a friendly canvas, and gazed longingly into a saloon cellar, where all was joy and peace—and drinks. Everybody was put out excepting the sun and the lemonaders, and soda fountaineers, and lager bier and long cold drink men generally. They had the field to themselves, and didn't seem to care whether "summer roses bloomed and died" or not.

HOW THE BOYS WERE FOOLED.

There was great disappointment among the 500 boys who patiently waited at the foot of Fifth street, East River, from the dawn till the gloaming yesterday for the arrival of the free bath from Sandy Hook; and it never came, but will be there very likely this morning. They were a brave and joyous lot of boys, and only the fear of the police kept them from stripping naked and plunging into the water. The HERALD reporter, accompanied by Senator Caspar Braden, who was instrumental last year at Albany in securing the passage of the bill creating four additional free baths, mingled among the eager multitude of gamins, putting questions to them here and there as—

"Can you swim?"

"No, sir; but I want to try."

"Can you swim?"

"Yes, sir; and if you'll chuck in a ten cent piece, see how I'll dive for it."

"Where do you boys come from?"

"Well, a'most all," spoke up a bright, black-eyed little fellow, "a'most all from around Tompkins square."

"And can't you afford to take the other bath, at the foot of Third street, where they only charge ten cents for little boys like you?"

"No, sir; we haint got the stamps, and we haint got the ten cents, nor two cents, and this thing here wot costs nothin' is jest wot we's a lookin' for, boss." Senator Braden and the reporter left the boys still waiting for that floating bath, which was tossing at the moment in the waters of the Lower Bay and didn't expect to reach its anchorage till the morning. Nevertheless the boys held on, and the suggestion, as evening grew on apace, to jump in and dive for a quarter silver dollar took their fancies wonderfully (at least such of them as could swim and dive), and they waited late into the night for the bath that never came.

There will be six baths altogether, located as follows:—Foot of Bethune street, North River; foot of Twenty-fifth street, North River; foot of Gouverneur street, East River; foot of Fifth street, East River; foot of Thirty-seventh street, East River, and in Harlem, at the most available point between 113th and 114th streets.

MUSIC IN THE PARKS.

Central Park will to-day, if it is fair, be made doubly attractive by the presence of the band under the direction of Messrs. Dodworth & Grafulla. As will be observed by the programme the selections are admirably adapted to a popular gathering, and thousands of people will doubtless assemble to enjoy the open air pleasures thus generously provided by the city. The concert will commence at four o'clock P. M.

In Brooklyn the Twenty-third Regiment Band, led by L. Conterno, will perform from four to six o'clock P. M. in Prospect Park.

The programme in this city is as follows:—

PART I.

1. Grand march, "Central Park" ..... Grafulla
2. Flow'ret, I Kiss Thee, "Talisman" ..... Balfe
3. Overture, "Selva" ..... Reissiger
4. Waltz, "Verdicte" ..... Strauss

PART II.

5. Grand selections, "L'Africaine" ..... Meyerbeer
6. Fawn Song, "Lohengrin" ..... Wagner
7. Fantasia, "Xylophone" ..... Sefin
8. "La Jota de los Toreros" ..... Yradier

PART III.

9. Solo, Cornet, "Donna del Lago" ..... Rossini
10. Selections, "Don Carlo" ..... Verdi
11. Waltz, "Court Life" ..... Strauss
12. Galop, "Whip and Spur" ..... Ely

"Popular Airs."

The programme in Brooklyn is as follows:—

PART I.

1. Grand march, "Tannhauser" ..... Wagner
2. Duetto, "Vogue, Leger Zephyr" ..... Mendelssohn
Solo for two cornets-a-piston—Señor Salcedo and Herr Liepert.
3. Overture, "Semiramide" ..... Rossini
4. Waltz, "Aus den Studienzeit" ..... Strauss
5. Fantasia, "on Beethoven favorite air" ... Beethoven
Solo for cornet-a-piston—Señor Salcedo.
6. Galop, "Auf der Jagd" ..... Strauss

PART II.

1. Overture, "Oberon" ..... Weber
2. Scherzo, "Third symphonic in Eb, op. 97" ..... Robert Schumann
Arranged for military band by L. Conterno.
3. Waltz, "Die Werber" ..... Lanner
4. Finale, "Les Huguenots" ..... Meyerbeer
5. Galop, "Rosalien" ..... Kuner
6. March, "Twenty-third Regiment" ..... L. Conterno
7. National airs.

THE "DORG" QUESTION.

The Board of Apportionment yesterday authorized a transfer of $3,934 82 to pay the necessary expenses of erecting a dog pound at the foot of Seventeenth street, East River.

Now that a refuge is to be provided for the tagless curs that may be captured by the forthcoming dog catchers the following communication is not without a moral:—

TO THE EDITOR OF THE HERALD:—

It is not customary for me to write letters to papers, and I would not have done so now, but, understanding that it is the intention of Mayor Ely to appoint twenty dog catchers as soon as the pound is built, and supposing the Board of Aldermen will have to confirm them, I would like to suggest that there be ten democrats and ten republicans appointed to fill those high positions, and, feeling sure that a large majority of those dogs that run the streets of New York are democrats, and knowing that there would be a tendency to "set up" on a very large proportion of them, I think it would be only fair, and if this matter is brought before the Board of Aldermen in a parliamentary manner I really think they will confirm them, even if it is a non-partisan Board of dog catchers. I apprehend, however, that Mr. Kelly, true to his policy, that none but democrats shall be put on guard, will oppose the confirmation of any man who is a republican or of any democrat who has a tender feeling for a republican dog in or out of office.

REPUBLICAN DOG.

SCHWÆRZLER'S VICTIMS.

Mrs. Francoise Schwærzler, who was shot by her husband Baptiste, at No. 120 Prince street, on Monday night, lies in Chambers Street Hospital in a very precarious condition. The physicians are of opinion that she cannot live. Mrs. Isolin, who was accidentally struck by a bullet which Schwærzler had discharged at his wife, has almost recovered. The ball lodged in the neck, and as it was thought that probing would be apt to lead to serious results it was not extracted. Since the murderous attempt some light has been thrown upon the Schwærzlers and their family relations, and there is reason to believe that the wife's accusation of improper intercourse between father and daughter is unfounded. No doubt Baptiste's attentions to his own children by a former wife called forth the enmity of Mrs. Schwærzler, who was a widow with one child when he married her, and this feeling was at length turned into jealousy when his daughter grew up and when he attended to her wants more assiduously than to those of the wife or step-child.

ACCIDENTAL DEATHS.

Hattie Maher, a child of two years, died at St. Luke's Hospital, yesterday, from the effect of burns accidentally received by her clothes catching fire at No. 450 Third avenue.

Eliza Flood, two years old, died yesterday at No. 215 East Eightieth street, from a fall from a truck where she was at play.

CORONERS' NOTES.

At the Coroners' office yesterday an inquest was held on the body of William Von Hernick, which showed that he committed suicide by taking Paris green.

Thomas Griffith was found to have died from injuries resulting from a fall from the second story window of No. 205 East Seventieth street.

The cause of the death of a child named Rosa Paris was burns received during her mother's absence by upsetting a vessel of hot water upon her chest.

John Gerity died from fracture of the skull caused by a fall from a window.

REAL ESTATE.

The following sales were made on the Real Estate Exchange yesterday:—

BY JOHN T. BOYD.

Supreme Court foreclosure sale—E. B. Olney, referee—of a house, with lot 25x100, on West 10th st., s. s., 225 ft. w. of 6th av., to Ferdinand H. Faser for $12,000

BY E. H. LUDLOW AND CO.

Supreme Court foreclosure sale—E. F. Shepherd, referee—of the two houses, with lots, each 25x98.9, Nos. 18 and 20 East 28th st., s. s., 95 ft. w. of Madison av., to United States Trust Company for 44,250

BY JAMES L. WELLS.

Supreme Court foreclosure sale—E. F. Ferris, referee—of a plot of land, 182x103.8x77x158, on Central av., s. w. corner of Croton av.; also 2 173-1000 acres on Central av., w. s., 300 ft. n. of Croton av.; also a plot of land, 300x291.8x300x294.2, on Central av., s. w. corner of 1st av.; also a plot of land, 704x291.3x762.3x289.7, on Central av., n. w. corner of 1st av., to George H. Barnard, plaintiff, for 28,000

BY JAMES M. MILLER.

Foreclosure sale—by order of the Court of Common Pleas—E. D. Dakin, referee—of a house, with lot 20x99.11, on West 130th st., n. s., 180 ft. e. of 6th av., to D. J. Floyd for 3,000

Similar sale—John S. Lawrence, referee—of a house, with lot 25x99.11, on East 127th st., s. s., 115 ft. w. of 6th av., to Charles Jackson for 5,975

Total sales for the day $93,235

TRANSFERS.

Willard av., n. s., lot No. 657 (24th ward); Emma S. Potter and husband to J. F. Sanders $325

Willard av., n. s., lots Nos. 522 and 523 (24th ward); same to Michael J. Landers 650

53d st., s. s., 345 ft. e. of 9th av., 20x100.5; Mary A. Wooster and husband to Margaret C. Hutcheon 13,500

56th st., n. s., 433 ft. e. of 1st av., 25x77.6; L. L. Delafield (referee) to F. Goelet 4,000

Lexington av., s. w. corner of 97th st., 30x100.11; S. Lord (referee) to H. Knickerbocker 1,350

139th st., n. s., 280.10 ft. e. of 3d av., 25x100; S. R. Brownell (referee) to S. Ehert 5,500

Pearl st., lot No. 77, 25x100; Meyer Baum and wife to H. Stollmeyer ..... Nom.

Waverley st., n. s. (lot No. 85, 24th ward); J. Bachmann and wife to Samuel M. Purdy 1,900

Suffolk st., e. s., 150 ft. s. of Houston st., 25x100; S. W. Stuart (referee) to A. S. Schondelmeier 3,175

23d st., n. s., 300 ft. e. of 7th av., 25x98.9; Walter Barnes (executor) to S. B. W. McLeod 17,000

Av. C, n. w. corner of 11th st., 26x83; Charles Bernhard and wife to D. Gugliuba 12,000

66th st., s. s., 100 ft. e. of Madison av., 20x100.5; Willett Bronson and wife to Ira E. Dayling 80,000

Road from Kingsbridge to Fordham, irregular (24th ward); Henry M. Herrian to Anna L. Herrian ..... Nom.

31st st., s. s., 100 ft. e. of 2d av., 22.6x98.9; J. Burchell and husband to George W. Hodges 14,500

7th av., w. s., 24.9 ft. s. of 27th st., 24.8x91.7; Henry Clifford and wife to R. Lagai 22,