

LOCAL MATTERS.

WEATHER PROBABILITIES.—Jan. 25, 1879.—For the Middle States partly cloudy weather, south-west to north-west winds, rising temperature during the day, followed by light by rising barometer and falling temperature.

CHURCH SERVICES, &c., TO-MORROW.—Christ Church.—Services at 11 a. m. and 7:30 p. m. by Rev. H. Suter.

St. Paul's Church.—Services at 11 a. m. and 4 p. m. by Rev. Dr. Norton.

Grace Church.—Services at 11 a. m. and 7:30 p. m. by Rev. Dr. Sprigg.

St. Mary's Church.—Mass at 7 and 11 a. m. Vespers at 4 p. m.

Union Presbyterian Church (First Church).—Services at 11 a. m. and 7:30 p. m. by Rev. Dr. Bullock.

Second Presbyterian Church.—Services at 11 a. m. and 7:30 p. m. by Rev. Wm. Dinwiddie.

Meth. Epis. Church.—Services at 11 a. m. and 7:30 p. m. by Rev. Mr. Pearce.

Meth. Epis. Church, South.—Services at 11 a. m. and 7:30 p. m. by Rev. Mr. Boyle.

Meth. Prot. Church.—Services at 11 a. m. and 7:30 p. m. by Rev. W. R. Graham. Subject continued.—"Heavenly Recognition."

Baptist Church.—Services at 11 a. m. and 7:30 p. m. by Rev. W. S. Peck.

German Lutheran.—Services at 7 p. m.

Young Men's Christian Association.—Prayer meeting in the Methodist Episcopal Church at 4 p. m. Alms House at 2 1/2 p. m.

THE RIVER.—The ice on the river has broken up in front of the city and to a considerable extent disappeared. The ferry steamer City of Alexandria went up the river as far as the U. S. magazine, yesterday evening, but returned in a short time. The steamer John Gibson started for New York this morning about 8:30 o'clock with the cargo which she loaded some time since. At 10:30 she was a short distance from Fort Washington, but making good headway through the ice. The steamer E. C. Knight, of the same line, tried to come down from George yesterday, but only succeeded in getting a short distance when she returned to her berth. Her ice sheathing was somewhat injured. The tugs are working about the harbor without apparent difficulty. The prospect seems to be favorable for a speedy opening of navigation.

PERSONAL.—The Richmond correspondent of the Petersburg Index-Appeal writes: "Mr. Hunter, of Alexandria, brought Gen. Thos. M. W. of Hanover, to his tent again to-day by offering him the protection of game. Gen. W. is the oldest man in the House, but notwithstanding his years he is one of the most vigorous members of that body, and he has fought the gamest fight with an enemy that would hardly be expected from one of his advanced age. He was temporarily the victor in this fight again to-day. The bill had to give way for the special order."

CARRIER PIGEONS.—Five "Military Homing Pigeons" belonging to Mr. J. H. D. Smart, of this city, were "used" to-day in front of the Masonic Temple, city of Washington, where the Poultry Regulation is being held, at 8 1/2 minutes past 2 o'clock p. m. and arrived at their coop, on Prince street, in six and a half minutes. They came in complete order, all together, and it is considered a good fly. There were some thousands of people in the streets and at windows and on the house tops attracted by the novelty of the sight at the starting of the birds.

RAILROAD TO MOUNT VERNON.—The project for the building of a railroad from this city to Mount Vernon, agitated some time ago, has been revived, in consequence of the block log up of the river by ice and the difficulty thereby experienced in reaching that place, and is now under serious contemplation by interested parties. It is stated that the road could be built at a cost of about \$3,000 per mile, and that it could be made a very profitable investment in consideration of the constantly increasing number of persons visiting Mount Vernon.

FINE BREAD.—Messrs. George R. Hill & Co. in connection with their extensive cracker and cake manufactory, are now making a fine and delicious assortment of bread. They have every convenience for making, steaming and baking, and the bread for sale is the famous Vienna bread which was so much in vogue at the Centennial. The different varieties, Oatmeal, Twix, Black, Irish and Milk loaves, are baked daily and can be had of any of the grocery stores in the city.

CITY DEBT.—In the House of Delegates, yesterday, Mr. Ma-hugh introduced the bill, as forwarded by the City Council, to authorize the city of Alexandria to compromise the debt of the city and to issue bonds in accordance with the terms of such compromise, and prescribing the mode in which the payment of the interest on such bonds may be enforced.

NOT DEAD.—We are gratified to state that our reporter was misinformed as to the death of Mr. Harrison Emerson. Mr. E. has been quite sick but is still alive, and we are pleased to learn of his improving health. May he live a long time yet.

BARN BURNED.—The barn and contents, belonging to Mr. George Chappelier, near Dulaplane station, Fauquier county, was destroyed by fire yesterday morning. Loss about one thousand dollars. The property was uninsured.

FOR NEURALGIA, RHEUMATISM, LAMENESS, GOUT, SWEETENED, BURNS, WOUNDS, &c., the best remedy is Kell's Roman Liniment. Price 50 cents.

MR. ISAAC EICHERG informs us that he has received telegrams from his buyer, who is to the north now watching his chances for bar gains, and that he will open in a day or two 2,500 yards of Prints in remnants at 4c a yard; 2,500 elegant styles by the yard at 3c; 3,000 yards of Bleached Cotton, yard wide, 5c; 3,000 yards of superior quality at 7c, worth 10c; 2,500 yards of real Fisher's Bleaching, 1,200 do., yard wide, prime article, 20c, together with a large stock of Hamburg Edging and Insertings, all of which were bought at extremely low figures and will be sold cheap.

REDUCTIONS EXTRAORDINARY.—Overcoats and Usters for men, youths, boys and children from \$2.50 up to \$30, at Katzenstein's, 310 Seventh street, Washington, D. C.

MAKE NO MISTAKE.—In DOOLEY'S YEAST POWDER you get the best article of the kind in the world. The oats and bottles are always full weight, the article itself the purest and strongest possible. Do you want your banking always perfect? Don't fail then to use DOOLEY'S YEAST POWDER.

FOR BAKING PANS, CAKE PANS, PIE PANS, Oyster Cans, Cake Cutters, Tin Toys, or any thing in the tinware line, call on Stansbury & Bro., corner King and Columbus sts. dec 21

A BAWL FROM SECOND BASE.—Harry Shaffer, the second base of the Boston Club, fell and dislocated his knee cap a little while ago. He says that he owes his immediate recovery to Giles' Liniment and Iodine Ammonia. Sold by E. S. Leadwater & Bro. Trial size 25 cents. Dr. Giles, 120 West Broadway.

Forwards of thirty years Mrs. Winslow's Soothing Syrup has been used for children. It corrects acidity of the stomach, relieves wind colic, regulates the bowels, cures dysentery and diarrhea, whether arising from teething or other causes. An old and well tried remedy. 25-cents a bottle.

SPLIT PEAS, fresh, just received by J. C. MILBURN. Jan 25

THE ARLINGTON CASE.

[Reported for the Alexandria Gazette.] The U. S. Circuit Court, Judge Hughes presiding, resumed the consideration of the Arlington case this morning. The counsel were all present, as heretofore named, and the attendance outside the bar was as large as on the previous days.

After some little delay, caused by waiting for counsel, Judge Willoughby said that they wished it understood that the advertisement of sale, which had been introduced in evidence, was in for all purposes and not confined to a special one.

Major Page agreed. Major Page also submitted the will of G. W. P. Custis could not be found and was lost.

The fact was admitted, subject to defendant's objections.

The counsel on both sides then read the instructions which they proposed to offer.

The plaintiff's instructions were as follows: 1. If the jury believe from the evidence that P. R. Fendall, for and on behalf of the owner of the property in controversy, prior to the sale thereof by the tax commissioners, on the 11th day of January, 1864, offered to pay the amount chargeable on said property under the act of Congress, entitled "an act for the collection of direct taxes in insurrectionary districts, within the United States, and for other purposes," approved June 7th, 1862, and the said act is in force, and that said offer was refused by said commissioners because it was not made by the owner in person, then said sale was unauthorized and conferred no title upon the purchaser, and they must find for the plaintiff, if they believe from the evidence that for said sale he has good title to such property.

2. If the jury believe from the evidence that the commissioners, prior to January 11, 1864, established a general rule, and uniformly followed a general rule, under which they refused to receive on property which had been advertised for sale, from any one but the owner, or a party in interest, in person, the amount chargeable upon said property, by virtue of the said act of Congress, then said rule disposed of the necessity of a tender, and in absence of proof to the contrary, the law presumes that said amount would have been paid, and the court instructs the jury that upon such a state of facts the sale of the property in controversy made on the said 11th day of January, 1864, was authorized and conferred no title upon the purchaser, and they must find for the plaintiff, if they believe from the evidence that for said sale he has good title to said property.

The defendant's instructions were:— 1. Any rule or practice of the tax commissioners not to receive taxes from any one but the owner or owners of the lands charged with the taxes, in person cannot be regarded as material to the merits of this case, unless the jury shall believe from the evidence that it was in consequence of such rule or practice that the taxes on the property in controversy were not paid or tendered prior to the sale and within sixty days after the amount of the same had been fixed by the Commissioners.

2. The certificate of sale introduced by the defendants is evidence of the regularity and validity of the sale, and as such evidence can be refuted only by establishing the fact that the property in controversy was not subject to taxes or that the taxes thereon had been paid previous to the sale, or that the property had been redeemed according to law.

Judge Willoughby thought this the proper time to submit the objections as to the occupancy by the United States, as heretofore decided by the Court. He therefore submitted instructions in favor of the defendants on that ground both generally and separately for the cemetery, Fort Whipple and the Freedmen's Village. The principal point in these instructions was as to the manner of occupancy. The defendants claimed that they held only by authority of the U. S. Tax Court would recollect that it had decided heretofore that this was a statutory action and should be conducted as such. It had been further held that this suit could be maintained without invading the sovereign rights of the United States, and was substantially a writ of right. He read from 21 Tucker, page 179, edition of 1837.

The court reminded the counsel that he had decided that this was neither a writ of right nor of ejectment, but nearer the former. It was not stated that this was a writ of right but that idea was, on the contrary, combated by the court. This action would be more accurately described as a substitute for the writ of right.

Judge Willoughby wished to get at the substance, and not the form. The real question was one of right of property and the defendants claimed no such rights. It seemed to him absurd to sue these parties when the United States was really the defendant.

The Court cited the case of Moigs et al. vs. McClurg.

Judge Willoughby said his point was not raised in that case.

It was then suggested that time be allowed counsel to consult over the instructions.

Also that the Court would wish time to consider the papers offered and that the jury might be adjourned over until Monday.

The Court said he ought probably to take time to consider the instructions, however ready he might be to decide upon them.

The second set of instructions (as to the U. S. being the real occupants) were then overruled and the Court took a recess, after adjourning the jury over until Monday morning.

The Court reassembled at 1:30 p. m. The counsel for the plaintiff submitted instructions substantially as stated in the morning.

Major Page said that as the defendant's second instruction was in the words of the statute, the plaintiff would not object thereto.

The counsel for the defendants then tendered another instruction in substance stating that if the taxes were not tendered before the day of sale, no such sale was valid.

Also one which stated that no evidence in the case showed that the property in question was not subject to taxes.

Counsel for plaintiff objected to both of these instructions as well as to the three original instructions not accepted.

Various other instructions as to various technical points were offered by the defendants and numbered. They relate to various minor points and were couched in the legal phrases. They were in substance the same as those offered in the morning.

Mr. S. F. Beach addressed the Court in support of the instructions offered by the plaintiff and against those of the defendant. He quoted from several decisions and reports in sundry cases bearing upon the question at issue.

Judge Willoughby followed, in behalf of the defendants sustaining their proposed instructions, combating the views advanced by Mr. Beach.

During the argument frequent references were made to the cases of Bennett vs. Hunter and Tacy vs. Irwin.

The Court called attention to the fact that under the decision of the Supreme Court, in these cases the tender was regarded as equivalent to the payment of the tax, and the sale

LOCAL BREVITIES.

Col. R. S. Chew, Assistant Commander of Fredericksburg Commandery K. T., and Grand Warden of the Grand Commandery of Virginia, has been presented with a magnificent sword by his brethren of Fredericksburg.

Frank Garnett, son of R. P. W. Garnett, about sixteen years of age, accidentally shot himself in the thigh while out gunning across Hunting Creek this evening. The wound is a serious one.

Andrew L. Lewis, son of Daniel W. Lewis, of Fairfax county, yesterday received an appointment to the Agricultural Department. Mr. Lewis is a most worthy young gentleman.

Both ferry boats will run to-morrow, the first boat leaving at half past nine o'clock.

THE COCK FIGHTING CONTEST between North and South Carolina, at Charlotte, N. C., is progressing, and is a success in every respect. On Friday local celebrities were there in force, and sporting men from abroad graced the occasion with their presence. The crowd was very prominent in its character, so far as the nature of the contest is concerned, all classes of society being represented. The strains chiefly pitted against each other were Sam Jenkins' grays, slaw birds, black hawks and gray dominiques.

In the recent fight of the day a North Carolina red was matched against a gray stone fence, crossed on a war horse, with a brass back. They went at each other squarely, and fought hard, and neither with any advantage for about a minute. Shortly after the gray and the red were rattled and ruined, and died in the pit on the third delivery. Time, 1m. 40s. North Carolina was six and South Carolina three of the six fights. The best birds have been held for the last nine fights.

WARWICK, N. J., Jan. 25.—A fire started at midnight last night in Eger's block in this village which is now in ruins. The fire has extended to other buildings, and is now beyond the control of the firemen. Assistance has been sent for to Newark.

Eger's block and six other buildings have been destroyed, entailing a loss of about \$50,000.

CHICAGO, Jan. 25.—One section of Armour and Company's warehouse, at the Union stock yards, was burned early this morning. No provisions were destroyed, and the loss, which is confined to one building, will probably not exceed \$10,000 dollars.

COURT OF APPEALS YESTERDAY.—Alexandria and Fredericksburg Railway trustees against Graham and others. Put on privileged docket.

Brown vs. Brown's administrator and als. Argued by William L. Royal, eq., for appellant and continued until to-morrow.

AMUSEMENTS.—SAREPTA HALL, Wednesday, Thursday and Saturday, January 22d, 23d and 24th.

THE MODERN SCIENCES, or the Latest Inventions of the Century; the Marvelous PHONOGRAPH, Wonderful TELEPHONE.

With all the Latest Improvements, and last, but not least, the greatest of them all, the MICROPHONE. Admission—Adults 15c; children 10c. Special rates for schools and families.

PERFORMANCES FROM 3 to 5 and 7:30 to 10 p. m.

RESTAURANTS.—GEORGE STEURMAGEL'S, EXCHANGE RESTAURANT, No. 30 North Royal st.

Importers of French Brandy, Holland Gin, Irish and Scotch Whisky, St. Croix and Jamaica Rum, Rhine, Sherry, Port, Madeira and Claret Wines.

Restaurant Bitters, &c., &c. hand and served promptly and in the nicest manner. nov 9-1v

BLACK SILKS AND CASHMERE. January 17th, 1879. Great bargains in the above goods. Call and see. Also Henrietta Cloths, Australian Shirtings, Crapo Vests, &c., &c.

H. B. Hoopes, D. P. BRASHEAR, No. 10 King street, Alexandria, Va. jan 17

SKATES! SKATES! 88 King street, corner of Royal, Alexandria, Va. We have on hand a small lot of Skates of assorted kinds, which we will close out at prime cost.

Jan 11 J. T. CRIGHTON & SON. JOHN A. FIELD, 71 King street.

Is Agent for ALLEN & CO'S RICHMOND GEM CIGARETTES and other goods; also FELGNER'S and SON'S HERB DE LA REIM CIGARETTES. Will sell them at FACTORY PRICES. Call in and see for yourself. ep 22

RAISINS—Lager and London Lager, in kegs, boxes and quarters, loose Aluacast, Valencia and Seedless Raisins, just received and for sale at lowest current rates by J. C. MILBURN, 19 north Royal st.

COBURN AND OTHER STYLES OF BREAD, manufactured by Geo. R. Hill & Co., for sale at J. C. MILBURN'S, Jan 21

4 DOZEN JARS CHINESE PRESERVES (bought at a receiver's sale) for sale very low by G. W. RAMSAY, Jan 22 Corner King and St. Asaph sts.

PURE GROUND SPICES—Mace, Cinnamon, Cloves, Allspice, Ginger, &c., just received by [de 17] WARFIELD & HALL.

COD FISH.—450 pounds Extra Shore Cod Fish received to-day by J. C. MILBURN, Jan 10

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ASK YOUR GROCER FOR BRIDGE-WATER FAMILY FLOUR; it is the best. [Jan 23] C. S. TAYLOR, Jr., Agent.

TURKEY PRUNES, Mat Raisins and prime new Currants received by N. Y. steamer at dec 11 W. A. JOHNSON & CO'S.

BUTTER—68 lbs NOKWOOD CREAM-BEY for sale by THOS. PERRY, Agent, Jan 8

FOREIGN ITEMS.

A youth has been arrested at L. M. France, for threatening to assassinate Grant.

A prodigious fever is causing great mortality among inhabitants of the Rhodope district of Turkey.

Negotiations have been commenced between the Porte and Austria on the question of the occupation of Novi Bazar.

The honorary degree of LL. D. has been conferred on Earl Dufferin by Trinity College, Dublin.

Two thousand workmen have been discharged from the Midland dock yard, in pursuance of the economic policy now prevailing in most of the Russian naval establishments.

Shera Ali, the Amir of Afghanistan, will not visit St. Petersburg, but will remain at Tashkend. Yakoub Kahn has fled from Afghanistan.

The Grand Duchess Anastasia, daughter of the Grand Duke Michael, was married yesterday to Prince Frederick of Mecklenburg-Schwerin, at the winter palace in St. Petersburg with great pomp. The city was illuminated at night, and the Dumas were sung in all the churches. The bells will continue ringing for three days.

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AUCTION SALES.

TEXAS FOR SALE. W. S. THE EXECUTORS OF JOHN P. DULANY, deceased, will offer the above named FARM FOR SALE on the SEVENTEENTH OF FEBRUARY, 1879, at twelve o'clock, at the Salem depot, Manassas, K. B. The Texas farm is well known, lies in Fauquier county, two miles from Salem depot; contains 350 ACRES, more or less; about 90 in good timber; the residue cleared and divided into 6 fields, with good fencing. The improvements consist of a good DWELLING HOUSE, with 4 rooms well of excellent water, first class barn, stables, &c.

Terms of Sale: Twenty per cent cash; the residue in five annual payments; deferred bonds bearing 6 per cent interest from January 1, 1880, with approved personal security. Title to be retained till purchase money is all paid. Interest on deferred payments to be paid annually.

The purchaser will be allowed to seed the corn land this fall; will be allowed interest on cash payment to January 1st, 1880, when possession will be given. As the timber land is valuable, only a sufficient amount for use of the farm will be allowed to be cut until the two first bonds are paid. Mr. J. Alex. Carter, who rents the farm this year, will show same, and give any information desired concerning it.

R. H. DULANY, ARTHUR HERBERT, JNO. A. CARTER, Executors of John P. Dulany, dec'd

TRUSTEE'S SALE OF A VALUABLE FRUIT FARM NEAR GAINESVILLE, PRINCE WILLIAM COUNTY, VA.—By virtue of a deed of trust executed by Charles A. Hubback and wife, on the 20th day of March, 1878, and duly recorded in the Clerk's office of the Prince William County Court, in liber 31, folio 404, I will offer for sale by public auction, on the premises, on the TWENTY-FIFTH DAY OF FEBRUARY, 1879, that TRACT OF LAND, containing 25 acres, situated on the turnpike leading from Gainesville to Haymarket, in said county, distant from Gainesville station one-half mile. The improvements consist of a TWO STORY DWELLING HOUSE, containing five rooms, good barn and all necessary outbuildings—all new and neatly built. The fruit consists of 275 Dwarf Apple Trees, 25 Standard do., 70 Peach, 40 Dwarf Pear, 20 Cherry, 600 Grape Vines, 14 acres Raspberries, 1 acre Blackberries, and 4 do. Strawberries, all choice fruit; six acres are in good grass.

Terms of Sale: Cash enough to pay the costs and expenses of executing this trust and to discharge the amount secured by said deed of trust, unpaid, if being about \$1,000; for the remainder the terms will be made known on the day of sale, or by inquiry of the undersigned.

Being as trustee, I shall convey only such title as is vested in me, which, however, is unquestionable. D. G. MEADE, Trustee. Prince William co, Jan 21—oots

JOB PRINTING. THE ALEXANDRIA GAZETTE

BOOK AND JOB PRINTING OFFICE

W. W. ADAM & SONS, DEALERS IN WATCHES, JEWELRY & SILVERWARE

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