WILLIAM H. GILLESPIE,

Wholesale and Retail Dealer in

FURNITURE, CHAIRS AND MATTRASSES!

ALL OF HIS OWN MANUFACTURE,

I WISH IT DISTINCTLY UNDERSTOOD THAT I SELL NOTHING BUT good, substantial work, of the Latest Eastern Styles, and **ALL WARRANTED.**

I am turning my attention especially to **FINE WORK,** for home trade, and will sell CHEAPER than any other House in this City.

MY FACILITIES for Manufacturing are equal to Cincinnati, and ahead of any similar establishment in Dayton.

I have already A FULL AND COMPLETE STOCK, to select from—First-class, Medium and Common, in Rose Wood, Mahogany and Oak.

I cordially invite all to call and see me. I take pleasure in showing my stock, whether persons buy or not.

COUNTRY DEALERS, TAKE NOTICE!

I will supply you with a BETTER article of Medium and Common Furniture, and BE CHEAP AS YOU CAN buy in Cincinnati. I am now manufacturing every description of PLAIN WORK, such as Bedstead Windsor and Cane Seat Chairs, Bureaus, Tables, Stands, &c., &c., for the Wholesale Trade.

Please Give me a Call!

WARE-ROOMS ON MAIN ST., NORTH OF SECOND, EAST SIDE, NO. 50

Factory on Wyandotte street, near Fifth, Dayton Ohio.

jeis-1ydaw WILLIAM H. GILLESPIE

NOTICE!—The business of the Establishment while under the proprietorship of Mr. O. R. Eppi will be settled by me. W. A. GILLESPIE.

Railroad Time Table.

Trains arrive and depart as follows:

TRAINS	LEAVES.	ARRIVES.
CINCINNATI, HAMILTON & DAYTON.		
1st train, - -	5.00 a m	8.00 a m.
2d, - -	8.05 a m	10.55 a m.
3d, - - -	4.00 p m	7.15 p m.
4th, - - -	7.30 p m	8.45 p m.
SANDUSKY, DAYTON, & CINCINNATI.		
Springfield & Colum. Ex.	7.00 a m	9.10 a m.
Delaware & Cleve. Ex.	8.00 a m	7.30 a m.
Sandusky, - -	10.40 a m	3.40 p m.
Delaware Express,	7.40 p m	7.40 p m.
DAYTON & MICHIGAN.		
1st Train, - -	8.00 a m	7.55 a m
2d " - -	7.35 p m	7.30 p m
DAYTON & WESTERN, (To Indianapolis.)		
1st Train, - -	6.50 a m	9.20 a m.
2d " - -	11.40 a m	6.25 p m
3d " - - -	5.00 p m	1.15 a m
GREENVILLE & MIAMI, (To Indianapolis.		
1st Train, - -	8.10 a m	10.55 a m.
2d " - - -	5.00 p m	3.55 p m
*DAYTON, XENIA & COLUMBUS.		
1st Train, - -	9.35 a m	11.30 a m.
2d " - - -	6.30 p m	5.35 a m.
3d " - - - -	1.20 a m	5.30 a m.

FIRST OF THE SEASON!

Ice Cream, Lemonade AND SODA WATER!

CAN BE HAD AT

W. H. BUCKE'S Fashionable Saloons,

Every Day & Evening through the summer.

He is also prepared to furnish private and wedding parties, pic nics, etc., with the best of Ice Confectioneries, etc., which he affords at very reasonable rates. He feels confident that he can give superior accommodations for the price. Give him a call.

Cor. 2d & Main, N. Ohmer's old stand.

apr12

FIRST OF THE SEASON!

ICE CREAM

AND

ORANGE ICE,

CAN BE HAD AT

F. J. WELTY'S, This Day and Evening,

And every Day and Evening during the summer season, at the corner of Main and Fourth streets.

apr12

BOOKS

The following list of NEW BOOKS, just rec'd.

By WILLARD & WHEATON.

Tom Brown's School Days at Rugby.
Schools and Holidays, By Oliphant.
First Things, By Baron Stowe.
The Pillar of Fire, or Israel in Bondage, By the author of "Prince of House of Israel."
Conversion of a Skeptic—a Member of the Bar, By Rev. M. P. Maxwell.
Godey's Lady's Book, for May.

ALSO,

WALL & WINDOW PAPERS.

apr16 No. 376, Third street.

Boots and Shoes.

BOOTS & SHOES, BOOTS AND SHOES,

AT

B. N. Davis',

B. N. DAVIS',

B. N. DAVIS',

No. 79, Jefferson street,

DAYTON, O.

apr16

TO HORSEMEN.

A. GALLEY, Veterinary Surgeon

Cor. St. Clair and Second Streets, DAYTON, OHIO.

DURING the twenty months since I have opened the stable on Second and St. Clair sts., I have treated in my Horse Infirmary more than 450 horses and cows; of these there were many animals which the majority considered incurable; and yet I have treated them with the very best success.

The public is therefore respectfully requested to favor me with its confidence and patronage in the treatment of Horses and Cattle; and I will spare no pains to deserve the same.

The following testimonials given under their own hands, by my patrons, are sufficient to prove my capability:

DAYTON, OHIO, Oct. 20, 1857.

We, the undersigned, certify that A. Galley, Veterinary Surgeon, has treated sick horses for us, and that we are not only satisfied with the cures he has effected for us, but we conscientiously recommend him to all our friends and acquaintances as an experienced and skillful Physician in this branch of science.

R. D. Harshman,	J. W. Harries,
Geo Lehman,	H. Flory,
C. B. Clark,	Rev. A. Anderson,
H. M. Houk,	G. Harshman,
E. O'Brien,	——Diky,
O. Connoway,	Geo. Wogaman,
John Howard,	B. Dills,
B. Piese,	S. Schaefler,
S. C. Emley,	R. N. Comly,
J. S. Bell,	C. Harries,
R. Chambers,	S. Fauver,
J. Miller,	S. Craighead,

Robert Steele.

mh8-3m

Skirts, Skirts.

Holmes' Imperial, Self-adjusting Netted

BISHOP SKIRT,

SOMETHING NEW AND SUPERIOR.

Douglass & Sherwood's Adjustable Bustle

SKIRTS.

25, 27 and 30 Springs, PICOLOMINI

SKIRTS

Just received and for sale at cash prices.

apr22 JOHN, VAN DOREN & CO.

JAMES TURNER,

Justice of the Peace,

OFFICE, BECKEL BUILDING,

On Jefferson street, near the corner of Third,

In room formerly occupied by Justice Torrence.

Particular attention paid to drawing Deeds, Mortgages, Contracts, Bonds, and Legal Papers. Also, collections promptly made. apr21

LUNCH every day, at the "Metropolitan," at 12 o'clock. apr6

NEW GOODS!!

SPRING GOODS!

DRY GOODS,

CHEAP GOODS

PRETTY GOODS!

Good Goods,

Just Received, March 26,

THOMAS SCHÆFFER,

No. 86 Main Street,

OPPOSITE COURT HOUSE LOT.

mh26

HENRY L. BROWN, A.D. IRWIN.

BROWN & IRWIN,

DEALERS IN JUNIATTA IRON NAILS, Steel Anvils, Vises, Bellows, Files, Springs and Axles, in all their varieties, and Manufacturers of Stoves and Hollow Ware by most approved patterns, all of which will be sold on the most reasonable terms.

We are the successors of Samuel B. Brown, at his old stand on the corner of First and Mill streets, Head of the Basin, Dayton, Ohio. Our foundery is at the foot of Ludlow street.

Manufacturers & Machinists,

Will find at BROWN & IRWIN'S a general assortment of Heavy Bar and Slab Iron Steel, etc.

Blacksmiths,

Will find at BROWN & IRWIN'S the best of Bar, Horse Shoe, and Nail Rod Iron, Files, Rasps, Bellows, Vises, Anvils, and other Tools.

Carriage and Wagon Makers,

Will find at BROWN & IRWIN'S a large assortment of Dandy, Buggy and Wagon Tire, Springs, Axles, Hub Bands, Carriage and Tire Bolts, etc.

Plow and Harrow Makers,

Will find at BROWN and IRWIN'S a large assortment of Slab Steel and Slab Iron, of various sizes.

Coopers,

Will find at BROWN and IRWIN'S a large lot of Hoop and Band Iron. feb25-dawly

WINES AND LIQUORS.

10 BASKETS Champagne,
10 doz. Sparkling Catawba,
10 cases Bermuda Julip,
2 casks Port Wine,
2 " Sherry do,
2 " Madeira do,
2 " Claret do,
5 dozen Blackberry Brandy,
5 " Cherry do,
5 " Lavender do,
5 " Ginger do,
5 " Aromatic Schnapps,
5 " Ginger Wine.
10 bbls. Old Rye & Bourbon Whisky,
5 " Old Hennessey and Otard Brandy,

The above Liquors are warranted good, or no sale. Families and Dealers are requested to call and examine for themselves. For sale only by the Package and Bottle.

mh30 D. and F. B. SHULL.

BATHS! BATHS!!

MR. PETER DISTER would inform the Citizens of Dayton and the traveling public, that he has opened a

BATH-HOUSE

At his Barber Shop, on Market street, 2 doors from Jefferson, where he will have ready at all times,

Hot, Cold and Shower Baths.

These Baths will be kept clean and neat. Connected with the Bath is an

Excellent Barber Shop!

A large assortment of choice perfumery will also be found at the same place.

PETER DISTER.

The Coleman Farm Mill,

THE WONDER & ADMIRATION

OF THIS AGE.

Every Farmer His Own Miller!

GREAT SAVING TIME & EXPENSE

THE ONLY

SUCCESSFUL METALIC MILL EVER INVENTED FOR MAKING BUCKWHEAT AND FAMILY FLOUR.

It can be run by Horse, Steam, Wind or Water Power. Price, with sieve arranged, for sifting Corn Meal for family use, while grinding, $50

Price, with Bolting Machine attached, for making Family Flour, $75

Descriptive Circulars can be had, or the mill can be seen in operation at the office of the "Coleman Farm Mill Company," Tribune Buildings, No. 7 Spruce st., N. Y., where all orders will receive prompt attention.

dec10-6m MARTIN THATCHER, Sec'y.

THE

One Horse shoeing shop,

ON THIRD STREET,

A few doors East of the POST OFFICE,

DAYTON, O.

THE Subscriber is now better prepared than ever to accommodate his old customers, and the public, in the

Horse-Shoeing Business,

In its various branches. Particular attention will be given to all lame horses, such as split hoofs, and hoof-bound, and corns in their feet, will be cured satisfactory to the owner of such horses, and if not, money will be refunded

ALSO.—Horses that interfere will be shod to prevent it, and warranted, or money refunded.

He will personally superintend all work entrusted to his care. Thankful for past favors, he respectfully asks a continuance of the patronage of his old customers, and will be happy to accommodate as many new ones as may favor him with a call.

apr2-dawly NATHAN SIFFERMAN.

(Journal and Gazette copy 3m.)

GROCERIES—SPRING STOCK

BIMM & BRO.,

HEAD OF THE BASIN,

HAVE JUST RECEIVED THEIR Spring stock, embracing in part—

100 Bags Prime Rio Coffee.
12 do Java and Mocha.
Fine stock of all kinds of Sugar.
50,000 pounds extra S. C. Hams.
40,000 do do Shoulders.
30,000 do do Sides.
10,000 lbs. extra & C. Dried Beef.
100 bush. choice White Beans.
150 butts assort'd Virginia Tobacco.
30 chests and caddies assorted Teas.
50 boxes No. 1 German Soap.
25 do Pure Corn Starch.
24 do Saleratus.
20 do Soda.
30,000 fine Cigars.
75 sacks Dried Peaches and Apples.
A large lot of Fresh White Fish, Pickerel, Shad, Bass, Codfish and Mackerel.
100 bbls. No. 1 Family Flour. mh29

CIGARS AND TOBACCO.

75,000 IMPORTED and Domestic Cigars,
20 boxes and caddies Tobacco,
10 gross Anderson's Solace,
10 " Bronson's Fine Cut,
2 kegs Fine Cut, for Retailing.

mh30 D. and F. B. SHULL.

Mourning Gooods.

Black Tamartine Cloth,
Black Grenadine Berage,
Black Silk Grenadine,
Black Byadere Berage,
Black Berage Robes,
Black French Lawns,
Black French Organdies,
Good stock Mourning Prints and Gingham, at the

CASH STORE of

apr6 JOHN, VAN DOREN and CO.

FOR SALE CHEAP.

A FINE FAMILY HORSE.—Inquire of

mh19 J. M. WATTERS & BRO.

Latest by Telegraph.

Highly Important from Europe.

ARRIVAL OF THE WESER & BORYSSIA

NEW YORK, May 15.

The steamships Weser and Borussia, from Bremen and Southampton, bringing Liverpool dates to the 3d inst., three days later than those furnished by the Adelaide and Persia, arrived here this evening at half-past six o'clock.

THE WAR NEWS.

In regard to the war, there can be but little doubt that the war has commenced in all probability. There was a sharp action at the bridge of Buffalora on Thursday, the 28th ult. It is reported that the Austrians, after a considerable loss, took it at the point of the bayonet. It is also reported that Mortara has been taken, and that the Sardinians had retreated before the Austrians near the Lake Maggiore. The telegraph lines to Switzerland have been cut by the Austrians.

Vienna, May 1.—The Austrians have occupied Intra, Pallanze and Arona, the Sardinians retreating at their approach.

Turin, April 28.—The steamer which arrived at Genoa on the 27th brought a proclamation to the Tuscan army, inviting it to await the signal of war, and advance in a compact body of 12,000 men to reinforce Piedmont. A similar proclamation has been addressed to the troops in the Romagna.

Turin, April 29.—Generals Canrobert and Neill have arrived here, and gone to join the King. The Austrians are concentrating in great masses at Placenza, where a proclamation has been issued by the Austrian Commissioner Extraordinary. Fifteen thousand of the French Imperial Guards land to-night at Genoa, making the force there 40,000 men.

The force at Suza is also increasing fast.

Turin, April 30.—The official bulletin confirms the passage of the Ticino by the Austrians yesterday. The King, accompanied by Generals Canrobert and Neill, visited the line of the river Dora. The corps d'armee which entered Piedmont by Gravelona, consists of twenty battalions and eight batteries of cannon.

Turin, May 1.—The King has gone to assume the command of the army. The Austrians are at Nevaro in force, and also at Pairo. The French infantry and artillery continue to arrive. No decisive movement has yet been made.

Berne, April 30.—The Austrians have seized several Sardinian vessels on Lake Maggiore, and commenced hostilities last evening.

Vienna, April 30.—Count Buyol has forwarded circular rates to the foreign governments, stating the diplomatic and political reasons for the declaration of war by the Emperor. The Vienna Sentung publishes degrees, ordering the income tax of the third class to be retained by the pay of the office immediately upon the interest of the public bonds being paid, and ordering a loan of $80,000,000, but as at present it is impossible to contract, The National Bank will advance two-thirds of the nominal value of the loan in new notes. A third decree releases the National Bank from the necessity of meeting its notes with specie, and a fourth ordering the duties and excise dues to be paid in silver or payable in coupons at the National loan.

In England, a royal proclamation has been issued, offering a bounty of £10 to seamen, with the intention of recruiting 10,000 additional men. The greatest activity prevails in the English dock-yards, preparing for war.

The Emperor Napoleon was expected to join the French army on the 3d inst.

Instructions from the British Admiralty were received at Woolwich, April 30th, directing all possible haste in the completion of the new class steam frigates now on the stocks.

A telegraphic dispatch was received at Sherness, on the 27th ult., to send the royal George to Davenport, the Collossus to Portsmouth, and the Edgar, Queen and Traflagar are to be got ready for sea immediately.—The Osborne, steam Yacht, has been ordered to be got ready for immediate service.—Its destination is reported to be the Mediterranean to be placed at the disposal of the Prince of Wales.

The Prussian Government has resolved to put its army in readiness to march.

Arrangements of the Associated Press.

ST. JOHNS, May 14.

The agent of the New York Associated Press at Cape Race, with his assistants, and the news boats fully equipped for service off that point, left this city to-day, and will doubtless be in order for efficient service on and after Monday next. The arrangements of the Press are far more reliable than heretofore, and there is good reason to expect that every steamer passing day or night, within reasonable distance of the Cape Race Lighthouse, will be boarded by the Association's news boat; all the arrangements being under the immediate superintendence of Mr. Forrell, for many years the attentive manager of the news boat establishment at Sandy Hook.

Departures.

QUEBEC, May 14.

The steamer North Britain sailed to-day, at 11 o'clock, with two hundred passengers.

NEW YORK, May 14.

The steamer Bremen, for Southampton, sailed at noon, with two hundred and eighty seven passengers, and half a million dollars in specie. The steamer Glasgow sailed for Glasgow with two hundred and twenty-eight passengers.

Later from California.

NEW YORK, May 14.

The steamer Star of the West arrived here this morning, with nearly a million and a half in specie. Her California dates have been anticipated. The principal consignees of the treasure are, Livingston & Fargo $280,000; American Exchange Bank $197,000; Strauss & Bro. $114,000; W. P. Coleman $97,000; Freeman & Co., $88,000; Duncan, Sherman & Co., $85,000.

It is reported, that the Liberals have taken all of the city of Mexico, except the palace.

The Panama *Star* says, that the Cass-Herran treaty, which was sent from Washington to Bogota for ratification, has been lost by the capsizing of a boat in the Magdalena river, in which it was placed.

From Washington.

WASHINGTON, May 14.

The War Department has designated the following stations as schools for artillery practice: Forts Ridgely, Randall and Leavenworth, in the Departments of the West; Forts Clark, in Texas, and Vancouver, in Oregon. The following officers have been appointed inspectors: Brevet Col. Munroe, Department of the West; Brevet Col. Nauman, Department of California and Oregon, and Brevet Col. Harvey Brown, Department of the coast and Texas.

Lieutenants Almy and Pegran have been detached from the command of the steamers Fulton and Water-Witch.

Nova Scotia Election.

HALIFAX, May 14.

The Provincial election, on Thursday, resulted in the success of the Liberals; the Protestants obtaining a majority of nine in the Parliament. A representation of five of the present Executive Council were defeated.

Rich, Fancy Silks,

Rich, Folard Silks,
Rich Berages and
Grenadine Robes;
Rich Printed Berages,
Rich Organdies,

JUST RECEIVED AT THE NEW CASH STORE.

mh29 JOHN, VAN DOREN and CO.

MARKETS.

Produce Market.

	WHOLESALE.	RETAIL.
Butter	10@20c	25@30c
Lard	9@10¼	12c
Eggs	9c	12c
Potatoes, new, per bu,	80@90	90@1,10
Dried Apples, per bu	2,25	per lb. 13c
" Peaches "	4,00	" 15c
Cranberries, "		12½
Corn Meal "	80	1,00
Onions "	60	1,00
Flour, per bbl.,	7,00@7,25	7,00@7,50

Grain Market.

Wheat	1,55
Corn	81
Barley	60
Rye	98
Oats	35@40
Flaxseed	1,40
Whisky	27½
Linseed	85
Hay	$16@17,00 ton
Timothy seed	1,50
Clover seed	6,25
Ship stuff	$30 per ton

Cincinnati Markets.

CINCINNATI, May 14.

Flour firm. $7,50@7,75 for superfine.

Whisky 27@28½.

Provisions buoyant. Mess Pork $18,00@18,25; prime $13,00@13,75.

Wheat steady. White 1,65@1,80; Red 1,35@1,68.

Corn active at 85@90

Rye is fair demand at 1,00

Barley dull at 55@60.

Oats, 60@65 for prime.

Lard 12.

New York Market.

NEW YORK, May 14.

Flour advanced Ohio $7,65@7,90.

Wheat buoyant. White 1,85@1,95; Red $1,75@1,80.

Corn firm at 95@98 for mixed; White 98@99.

Pork firm. Mess, $18,66@18,75 Prime, $14,25@14,50.

Whisky dull at 30.

E. O'BRIEN,

Wholesale Grocer,

AND DEALER IN

Fine Imported Wines,

LIQUORS AND CIGARS,

KEEPS CONSTANTLY ON HAND, a general variety of Fruits. He is also agent for the sale of Old Bourbon Whisky,

NO. 301, SECOND STREET,

Next door to A. Gump's stone front Dry Goods Store, - - - - DAYTON, OHIO.

100 Bags Prime Coffee, E. O'BRIEN.
50 Bbls. Molasses. E. O'BRIEN.
100 Packages Fine Teas, E. O'BRIEN.
100 Boxes Tobacco, E. O'BRIEN.
20 Hds. Sugar, E. O'BRIEN.
74 Boxes Soap, E. O'BRIEN
40 Dozen Buckets, E. O'BRIEN.
40 Bbls. Cr'd. and P'd. Sugar, E. O'BRIEN.
20 Dozen Wash-boards, E. O'BRIEN.

A large stock of Spices, Cheese Nuts and everything that may be needed in a store of the kind, for sale by E. O'BRIEN.

WINES & LIQUORS.

15 Quarter Casks Port Wine, E. O'BRIEN.
20 Quarter Casks Brandies, E. O'BRIEN.
2 Pipes Holl. Gin, E. O'BRIEN.
150 Bbls. Old Buorbon Whisky, E. O'BRIEN.
75 Bbls. Fine Rye Whisky, E. O'BRIEN.
80 Bbls. Rectified Whisky, E. O'BRIEN.
Madeira, Sherry, Claret, Muscat, Native and Malaga Wines, E. O'BRIEN.
150,000 Imported Cigars, E. O'BRIEN.

N. B.—As my stock is now complete and well assorted, I invite all who wish to get Fine Groceries, Wines and Liquors, free from drugs, to call and see me, and I will do all in my power to compensate them for their trouble. E. O'BRIEN.

mh14

WHEELER & WILSON

Sewing Machines.

HUSTON BUILDING,
Corner of Third and Jefferson,
DAYTON, - - - OHIO.

WE offer the Wheeler & Wilson Sewing Machines, with important improvements, at a reduction of $25 on former prices, and to meet the demand for a GOOD, low-priced Family Machine, have introduced a NEW STYLE, working upon the same principle, and making the same stitch, though not so highly finished, at

FIFTY-FIVE DOLLARS!

The elegance, speed, noiselessness and simplicity of the Machine, the beauty and strength of stitch, being ALIKE ON BOTH SIDES, impossible to ravel, and leaving no chain or ridge on the under side, the economy of thread, and adaptability to the thickest or thinnest fabrics, has rendered this the most successful and popular Sewing Machine now made.

At our various offices, we sell at New York prices, and give instructions free of charge, to enable purchasers to sew ordinary seams, hem, fell, quilt, gather, bind and tuck, all on the same Machine, and warrant it for three years.

SEND OR CALL FOR A CIRCULAR, containing full particulars, prices, testimonials, etc.

jan18 W. SUMNER & CO.

I. N. GREEN

WISHES to say to his friends and customers that he is now receiving, in addition to his varied stock of Groceries, a large invoice of Seasonable Goods, such as

Choice Sugars, Powdered, Crushed, Granulated, Clarified, N. O. and Brown, Molasses and Syrups of different kinds;
Coffee of every style and price,
Rice, Dried Tenn. Peaches,
Peeled do.; Dried Apples, Teas in
Chests, half Chests,
Or Small Caddies; very fine, and at low prices.
Sugar-cured Hams, Sugar-cured Beef; German and No. 1 Soap, Fancy and Transparent do.; Prunes, Plums, English and Dried Cherries, Zante Currants, Figs, Raisins, Oranges, Lemons, No. 1 Mackerel, Halibut, Codfish, Oysters,
Fresh and Cove; Pickles,
Catsups,
Nuts,
Best brand Flour,
Potatoes, &c., &c.

His stock is large and complete, and he is prepared to sell at WHOLESALE or RETAIL prices. Those wishing anything in his line, will do well to call and examine his stock. No. 316 south side 3d st., Dayton, Ohio. feb8

NOTICE.

TO the Atlantic and Great Western R. R Company, owners of Lots No. 3730, 3731, 3732, 3733, 3734, 3735, 3738, 3749, 3748, and 5750, and the unknown owners of Lots No. 3739, 3740, 3751, 3752, and 3753, to fill and raise said lots so as to abate a nuisance caused by stagnant water. The said work to be done within twenty days, under the direction of the City Engineer.

By order of the City Council, this 3d day of May, A. D. 1859.

may9-3wd FIELDING LOURY, City Clerk.

To the Fashionable Public!

THE undersigned has now, and has had for the last two weeks, the

Spring Styles of Silk and Cassimere Hats.

They are certainly a very nice style of dress hats, for Gentlemen's wear. All other kinds of soft hats, for men and boys. Also, caps of all descriptions in abundance, cheap, for the "ready John."

Call at 297, Third street.

mh8 C. FAVORITE.

"PINK EYES."

150 BUSH. best quality of Pink-eye Potatoes, just received from the North-west, in prime condition, and for sale at the store of

W. H. BRANDENBURG and CO.,

apr12 No. 300, 3d street, Dayton.

LAWS OF OHIO.

Published by Authority.

[No 195.] AN ACT

To amend section six, (6), fifteen (15), twenty five (25), and twenty seven (27), of the act entitled an act to further provide for the better regulation of the receipt, disbursement and safe keeping of the public revenue, passed April 12, 1858,

Section 1. Be it enacted by the General Assembly of the State of Ohio, That section 6 of the act entitled "an act further to provide for the better regulation of the receipt, disbursement and safe keeping of the public revenue," passed April 12th 1858, be so amended as to read as follows: Sec. 6. The treasurer of state shall, on presentation, pay all warrants drawn on the treasury by the auditor of state, duly certified and countersigned by the comptroller, when there are funds in the treasury belonging to the particular fund on which the warrant is drawn, in the manner prescribed in section thirteen of the "act to establish the independent treasury of the state of Ohio," passed April 12, 1858, and on payment of the same he shall take the receipt of the person presenting the said warrant and entitled to receive such payment, on the face of such warrant, and in full for the amount specified therein; and the treasurer shall write on the face thereof the word "paid," which warrant, when so paid and cancelled, shall be numbered in the order in which it is paid, and he shall record the same in an appropriate book kept for that purpose, and file the same in his office, as his voucher for so much money paid out, and shall credit himself with the amount of the warrant paid, in his account against the particular fund appropriated, and for which he has charged himself, as herein provided, so as to keep an exact debit and credit account of each particular fund in his office.

Sec. 2. That section fifteen (15) of the aforesaid act be so amended as to read as follows: Sec. 15. It is hereby made the duty of the auditor and treasurer of each and every county in this state, conjointly to make out and cause to be published in at least one newspaper of general circulation in the county in and for which they are such auditor and treasurer, a statement of the exact amount of money existing in the treasury of such county at the close of the last business day in each of the months of February and August in every year, and oftener, if the commissioners of the county shall so direct; particularly specifying in such statement the amount belonging to each particular fund, together with all other property, bonds, securities, claims, assets and effects, belonging to the county, in the custody or under the control of such treasurer. Such statement shall be signed by said county treasurer and said county auditor, and the expense of such publication shall be paid out of the county treasury on warrant or warrants drawn by the county auditor, particularly specifying the same; and if at any time it shall be found that such statement was untrue or false in regard to the amount of money and other property on hand and in the treasury, the said treasurer and the said auditor making the same, shall, without regard to lapse of time, be held to be guilty of a breach of trust and high misdemeanor, and on trial by indictment, and conviction thereof, before any court of competent jurisdiction, shall be sentenced by the court before which such trial and conviction shall be had, to the same punishment as is provided in and by the act hereby amended, or by the "act to establish the independent treasury of the state of Ohio," passed April 12, 1858, or by the law for the punishment of embezzlement.

Sec. 3. That section twenty five (25) of the aforesaid act be so amended as to read as follows: Sec. 25. All costs and expenses of the safe keeping and disbursement according to the requirements of the act hereby amended, and of the act to establish the independent treasury of the state of Ohio, of the public money belonging to the several counties or townships, shall be paid by the treasurer of the proper county, under the supervision of the county commissioners and county auditor of such county, by the warrant of the said auditor, drawn on the treasury, and certified by said commissioners as to the object for which it was drawn. And any failure, or neglect, or refusal on the part of any county treasurer to provide specie for the payments of specie out of his treasury without unnecessary inconvenience or trouble or individual loss or expense to the tax payers in the manner prescribed in and by the fourteenth (14) section of the act entitled "an act to establish the independent treasury of the state of Ohio," passed April 12, 1858, shall be deemed and held in law to be a misdemeanor, and on his trial and conviction thereof, by indictment before any court of competent jurisdiction, he shall be sentenced for each such offence to pay a fine of not less than twenty dollars nor more than five hundred dollars. And each county treasurer shall make a settlement with the county commissioners and county auditor of his county semi-annually, as provided by law, and he shall be allowed for his services, two and one half per centum on all moneys by him received, and and one half per centum on all moneys by him paid out during the preceding half year, where each sum so received and so paid out shall not exceed fifty dollars; and on all sums so received and so paid out, exceeding fifty dollars and not exceeding one hundred dollars each, one and one half per centum, and on all sums, so received or paid out, exceeding one hundred dollars and not exceeding two hundred dollars each, one per centum; and on all sums, so received or paid out, exceeding two hundred dollars and not exceeding five hundred dollars each, one half of one per centum; and on all sums, so received or paid out, exceeding five hundred dollars each, one quarter of one per centum for receiving into, and one quarter of one per centum for paying out of the treasury as aforesaid, hereby expressly excepting that which may be collected on the tax duplicate, and that collected for taxes on delinquent or forfeited lands, by sale of such lands or otherwise, and excepting also that on which some other rate of compensation is fixed by law. And said treasurer shall be credited with the sum paid by him for printing such advertisements as he is required to publish in some newspaper, and with the sum by him paid for blank books and stationery necessarily used in his office: provided, that no per centage shall be allowed to the treasurer on any money by him received from his predecessor in office, or from the legal representative of such predecessor.

Sec. 4. That section twenty seven (27) of the aforesaid act be so amended as to read as follows: Sec. 27. The county commissioners of each county in this state are hereby required to provide, as soon as practicable after the passage of this act, all such rooms or offices, and construct such fire and burglar proof vault, or provide such fire or burglar proof safe, and other means of security, in the office of the county treasurer in the public buildings of each county, as may be needed by the county treasurer for the perfect protection and safe keeping of the money therein. And if any county commissioner or county commissioners of any county in this state shall fail, or neglect, or refuse to provide and furnish the county treasurer of their county, such fire proof and burglar proof safe or vault, for the safe keeping of the public money therein, as the said treasurer shall require or demand in writing, any such commissioner or commissioners, so failing, neglecting, or refusing to provide the same, shall be held in law as guilty of a high misdemeanor, and on trial and conviction thereof, before any court having competent jurisdiction, shall be severally fined, for the use of the county, by the court before which such trial and conviction is had, in any sum not exceeding one thousand dollars, nor less than one hundred dollars, with costs of prosecution, at the discretion of the said court, for each such offence, and the said county commissioner or commissioners, so failing, neglecting, or refusing to furnish the same, shall moreover be held liable on his or their official bond, and also in his or their private capacity, to pay for the use of the county, for all amounts of money or property that may be stolen, robbed, or unlawfully taken from such county treasury during the time between the period when such requisition or demand shall have been made by any such treasurer, and the time when such vault, safe, and other means of security, may be furnished to such treasurer by such commissioner or commissioners.

Sec. 5. That the original sections six (6), fifteen (15), twenty five (25), and twenty seven (27), of the act hereby amended, and section thirty one (31) of the act entitled an act prescribing the duties of country tax surers, passed March 12, 1831, and took effect June 1, 1831, be and the same are hereby repealed: provided, that the repeal of the said sections of said acts shall not affect any rights acquired under them or either of them, or affect any liability, civil or criminal, growing out of, or arising under, said sections of said acts, or either of them, or the prosecution of them to final judgment, agreeably to the law heretofore existing.

Sec. 6. This act shall take effect and be in force from and after its passage.

WILLIAM B. WOODS,
Speaker of the House of Representatives.
MARTIN WELKER,
President of the Senate.

April 5, 1859.

Secretary of State's Office,
Columbus, O.

I hereby certify that the foregoing acts are true copies of the original rolls on file in this office.

A. P. RUSSELL, Secretary of State.

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