LATEST NEWS.

TELEGRAMS

RECEIVED AT THE OFFICE OF THE DAILY EXCHANGE.

CONGRESSIONAL PROCEEDINGS.

SENATE.

The morning hour was occupied by the consideration of private bills relating to California.

The joint resolution of which Governor Seward was the author, giving three years' full pay of her deceased husband, to the widow of Capt. Herndon, amounting to $7,500, was then taken up.

Messrs. Iverson and Slidell opposed the measure.

Mr. Benjamin paid a warm tribute to the calm courage of Capt. Herndon, and he hoped it would be a precedent for American officers.

Mr. Seward said that Mrs. Herndon had brought this matter to his knowledge, and that he had brought it before the Senate. He said that he was influenced by the incident that the last known of the gallant officer was that he sent by a rescued passenger his watch to his wife, that being the estate he left her.

The resolution was then passed—yeas 32; nays—Messrs. Green, Hunter, Iverson, Johnson, of Tenn., King, Slidell and Toombs—8.

Twenty-one Senators were absent when the vote was taken.

The question of the fishery bounties was taken up. Mr. Hale spoke on the subject. Finally the matter was postponed till to-morrow.

The Paraguay resolution was passed in its original shape, after which the West Point appropriation bill was passed.

The admission of Oregon was then discussed, after which the Senate adjourned.

HOUSE OF REPRESENTATIVES.

WASHINGTON, May 5, 1858.

Mr. Clingman, from the Committee on Foreign Affairs reported a bill for the satisfaction of the claims for French spoliations, being a copy of the one vetoed by President Pierce. He said he had been instructed to ask a postponement of the subject till the 19th of May.

On motion of Mr. Shorter the consideration of the subject was postponed till the 1st Monday in January next—yeas 66 nays 60.

Mr. Clingman addressed the House on the subject of Central American affairs, arguing that the seizure of Gen. Walker, by Commodore Paulding, was without authority of law and had benefitted Great Britain to the detriment of the United States. He also maintained that the Clayton-Bulwer Treaty should be abrogated, and that we have a better claim than Great Britain has to the control of South America. While speaking in approval of the doctrines of the Ostend manifesto, as promulgated by Mr. Buchanan,

Mr. Gidding inquired whether Mr. Clingman was in favor of the annexation of Cuba.

Mr. Clingman replied that he should be glad to have Cuba annexed; and that four years ago the United States had good ground and ought to have taken it after the Black Warrior affair.

Mr. Davis, of Maryland, inquired whether Mr. Clingman proposed that the treaty should be abrogated by proclamation or through negotiation.

Mr. Clingman replied that he knew very well that there was a disposition on the part of the British Cabinet to abrogate the treaty on fair and honorable terms, and he thought that the Executive could do it at this time.

The House here resumed the consideration of the Senate bill for the admission of Minnesota into the Union.

Messrs. Davis, of Md., and Anderson briefly opposed the bill on the ground that the constitution permits alien suffrage.

Mr. Reagan contended that Congress has no power to interfere with the question as to who shall be electors in a State.

The further consideration of the bill was postponed until to-morrow at 10 o'clock,

The House went into a Committee of the Whole on the State of the Union—Mr. Burnett in the chair—and resumed the consideration of the executive, judicial and legislative appropriation bill.

Several amendments were discussed and adopted, but without coming to a final vote on the subject.

Adjourned.

FROM ALBANY.

ALBANY, Tuesday, May 4, 1858.

The Taylor and Brennan lease of the ground opposite Washington Market, with the piers and water rights, is for one year from the 24th of April, at $5,000 per annum, payable quarterly in advance.

The State officers appeared by counsel before Judge Gould this morning, in answer to the injunction issued yesterday to prevent them making a contract for a State paper. It appearing that the injunction had been disregarded, Judge Gould refused to hear any argument until the State officers had purged themselves of contempt of Court. The hearing was adjourned till 4, P. M., in order that affidavits of the service of the injunction, and proofs of its violation, might be before the Court.

There is a bad break in the first culvert this side of Brockport on the Erie Canal, which will stop navigation two or three days.

This afternoon, Mr. Reynolds, counsel for the *Evening Journal*, moved to amend the order of injunction, by including the *Atlas and Argus* with the State officers, and take the case into a full Court. Mr. Porter opposed the motion on the ground that under the law of 1851 no injunction could be obtained against the officers or their employees without eighty days' notice. The Court reserved its decision.

Judge Gould suspended further action in the contempt case until the above point is decided by the Court.

The Anti-Lecomptonites are firing one hundred guns to-night in honor of the election of Mayor Perry, this being the night of the inauguration of the new Common Council.

PHILADELPHIA MUNICIPAL ELECTION—SUCCESS OF THE UNION PEOPLE'S TICKET.

PHILADELPHIA, May 5.—The election yesterday resulted in the entire success of the People's Ticket. Alexander Henry, the People's candidate for Mayor, is elected over Richard Vaux, the Democratic candidate, by a majority of 4,300. The other People's candidates for Solicitor, Controller, Receiver of Taxes and Commissioner are elected by majorities ranging from 2,800 to 3,800.

Common Council—Two-thirds of the People's ticket elected.

Select Council—Democrats have one majority—a portion of the old members holding over.

LAWRENCE, STONE & CO.—ANOTHER VICTIM OF THE BOSTON FIRE.

BOSTON, May 4.—At the adjourned meeting of the creditors of Lawrence, Stone & Co., to-day, debts amounting to $160,000 were proved, making a total of debts against the defunct firm of $2,875,000.

The body of Patrick Reardon, making the third victim of the Federal street fire, was dug from the ruins to-day. He was 24 years old.

BREAK IN THE CANAL.

ST. CATHARINE'S, C. W., May 4.—The gates of the lock No. 7 were carried away last night by the schooner Amelia. The navigation will be interrupted for four or five days.

DEATH OF NATHAN T. WILLIAMS.

ITHACA, N. Y., May 4.—Mr. Nathan T. Williams, for the past twenty years Cashier of the Tompkins county Bank, and one of the most respected citizens of Ithaca, died suddenly this afternoon.

ARMY OFFICERS AT ST. LOUIS.

ST. LOUIS, May 4.—The following officers of the United States Army have arrived here: General Smith, General Harney, Colonel Johnson, Major Maera, Major Chapman, Captain Humphreys and Captain Pleasanton.

CANAL NAVIGATION.

OSWEGO, May 4.—The old Oswego line boat Whiton arrived early this morning, with a full cargo of merchandise, mostly for Chicago, being the first boat this season through from New York.

PHILADELPHIA STOCK MARKET.

PHILADELPHIA, May 4.—Stocks steady. Pennsylvania State Five 37⅝; Reading Railroad 24¼; Morris Canal 47½; Long Island Railroad 12¾; Pennsylvania Railroad 42⅝.

BOSTON WEEKLY BANK STATEMENT.

BOSTON, May 4.—The following are the footings of our Bank Statement for the past week:

Capital Stock	$32,548,150	Due to other Bks	$5,925,900
Loans and Disc	51,409,700	Deposits	21,257,900
Specie	9,243,000	Circulation	5,903,900
Due fm. other Bks	7,444,000		

SAILING OF THE CANADA.

BOSTON, May 5.—The steamer Canada sailed hence to-day at noon with 140 passengers for Liverpool. She had no specie.

THE EUROPA AT BOSTON.

BOSTON, May 5.—The steamer Europa, from Halifax, arrived here this evening, at 8 o'clock. Her mails will go South by the morning train.

MARKETS.

NEW YORK, May 5.—Cotton is quiet—sales of 1,000 bales. Flour is heavy—sales of 10,500 bbls. State is 5 cts. lower. Ohio opened with a decline of 10 cts. but subsequently advanced 5 cts. Common to good State $4.05@$4.15; Ohio $4.25@$4.45; Southern unchanged—sales at $4.40@$4.70. Wheat is heavy—sales of 3,500 bushels. Southern white 120@130 cts.; Western white 110@125 cts. Corn has advanced—sales of 26,000 bushels. White 69@73 cts.; yellow has advanced 1 cent—sales at 73@75 cts. Pork is dull—sales of Mess at $18.25@$18.50; Prime $14.75@$15. Lard is heavy at 11½@11¾ cts. Whiskey is steady at 20½@21 cts. Sugar is steady—Muscovado $5.69@$6.37. Coffee is quiet. Turpentine is steady. Rice is firm. Freights are buoyant—Flour for Liverpool taken at 2s. 4½d.@2s. 5d.; Grain 6½@7½d.

The Conneautville *Courier*, states that two girls aged about fifteen, residents of Wayne, Ashtabula county, Ohio, who were constant readers of flash newspapers and cheap novels, became impressed that they were to be heroines, and one dark stormy night last week, left their parents' home, and started on foot, each carrying a bundle, and without means, in quest of adventure. The first day they walked through the mud to Harmonsburg, in Crawford county; but learning there was a vast difference between fiction and reality, they told their story to some person, who took them home.

The number of American sea-going vessels reported as totally lost and missing during the past month has amounted to thirty, viz: three ships, four barques, eight brigs, and thirteen schooners lost, and a brig and a schooner missing. The total value of the above vessels may be estimated at about $460,000. There were about fourteen hands on the two missing vessels when they sailed, and fourteen lives were lost with the other vessels.

Should there be no "let up" in the financial world this summer, it is estimated that about five hundred thousand dollars will be expended in Vincennes, between the first of May and the first of December, for buildings and improvements. A half million of dollars to be scattered among the brick makers, lumbermen, carpenters and mechanics.—*Vincennes Gazette.*

CITY INTELLIGENCE.

THE ESCAPE OF A CONVICT FROM THE PENITENTIARY.—ARREST OF THE LATE WARDEN.—An account was given in the *Exchange* on Monday, of the escape of William Herman, a convict in the penitentiary. From information received at the time, it was stated that the prisoner was supposed to have escaped by concealing himself in a wagon, which conveyed an *imaginary* chest of tools from the institution. Since Friday, the officers have been on the alert to arrest Herman, and yesterday it was determined to search again the house of Henry Weighorst, corner of Canton Avenue and Bond street. This was done by Lieut. Marsh, and officers Fleming and Armsworthy, but without succeeding in finding the fugitive. The officers, before leaving the premises, examined the chest which was taken from the Penitentiary, and found that it did not contain tools, as represented, but was fitted with false drawers, well calculated to deceive, except upon a close examination. The front of the chest was taken out, and the inside showed that the drawers which originally had been in the chest had been taken out, and the front replaced in such a manner as to imitate a tier of drawers.

The sides of the chest were panneled and one of them was moveable and so arranged that it could be fastened from the inside by means of small screws, the aperture made by taking out this panel served as a place for the ingress and egress of the convict. There was also found within the chest the clothes of the prisoner, which had evidently been hastily taken off, the pantaloons having been cut apart down the legs. The chest is painted green, is two feet six inches in length; two feet, six inches high, and eighteen inches wide. There was also taken from Weighorst's house, a turning lathe and appendages belonging to Herman, which he had used in working ivory.

After the false chest had been opened, it was conveyed, together with the other articles, to the Eastern District Station house, and the State's Attorney informed of the facts, who advised the arrest of Henry Weighorst; he was taken in custody by Lieut. Marsh and officer Fleming, and brought before Justice Welsh, who after hearing the evidence, concluded to hold him in $2,000 bail to answer before the Criminal Court. Warrants were issued also for the arrest of John G. Schley, one of the keepers at the Penitentiary, and Oliver P. Merryman, late Warden of that Institution. They were accordingly taken into custody by Lieut. Marsh, and officers Fleming and Armsworthy, and brought before Justice Welsh, on the charge of aiding in the escape of Herman. They were held in $2,000 security each, to appear before the Criminal Court. Henry Mormon, who drove the wagon from Weighorst's to the Penitentiary, and then back again to the house, with the chest, was also held to bail in the same sum.

FIRES.—The alarm of fire yesterday morning about half-past 7 o'clock, proceeded from the burning of an ice-house, on the premises of Mr. Ernst Seebergh, on Holland alley, north of Eager street. The fire, it is supposed, was accidental, occasioned by sparks from a lighted candle in the hands of a boy, (who had gone into the ice-house to get out some meat,) igniting the straw therein. The fire was soon extinguished, and the damage to the property was very slight. The loss is covered by insurance in the Firemen's Office. During the fire, a young man named Edward Hamilton, descended into the ice-house, for the purpose of bringing up some of the meat, and was suffocated by the smoke. Several persons went down to his assistance, and at great risk, rescued him from his dangerous position.

About half past eight o'clock on Tuesday night, fire was discovered in the Block and Pump making establishment No. 112 Long Dock. It was extinguished before causing much damage, by the officers on that beat.

The tin ware establishment of Mr. John W. Beckett, No. 93 Eutaw street near Mulberry, took fire in the second story by accident, about half-past two o'clock yesterday morning. It was discovered by several of the Western District police, who entered the premises and extinguished the flames, after slight damage to the building. The loss is covered by insurance in the Howard office.

MAN SHOT.—About six o'clock last evening a young man named Henry Barnes was shot by another named James Hughes, at the intersection of Calvert and Foundry streets, the ball taking effect in the lower part of the stomach. The wounded man stated that Hughes had a pistol, and was pointing it at some person, when he remarked to him, "don't shoot." Hughes replied, "I'll shoot you," and immediately fired. Barnes was removed to his parents' residence, No. 17 St. Paul street, where he was attended by Drs. Patterson and Coskery, who consider him in a critical condition. The wound was probed to the depth of six inches without reaching the ball. Hughes was arrested by officers F. Davis and Huzzy, and committed for a further examination by Justice Mearis.

PENITENTIARY.—The subordinate officers of this institution were sworn into their respective offices by Justice Alexander, on Monday last, viz:—Physician, Dr. J. W. F. Hank; Deputy Warden, Isaac G. Roberts; Superintendent of Weaving, Gregory Barrett; Chief Clerk, J. J. Dangherty; Superintendent of Smithing, James Wright; Messenger, Ed. E. Frazier; Hospital Guard, S. Stork; Dormitory Guard, Samuel Ford; Avenue Guard, Edward S. Sparks; Police, Benjamin Reynolds and Andrew J. Burke; Wall Guards, Henry Cook, Mark Hammond, Ed. Deems, Anthony Bond, Wellington McKnight; Substitutes, John W. Clark, Wm. H. Lafevre, James Morgan.

PROPERTY SALES.—Mr. Sam'l H. Gover, auctioneer, yesterday sold on the premises, a lot of ground fronting 38 feet 6 inches on Raborg street, with a depth of 75 ft., improved by several dwelling houses, subject to a ground rent of $48.12. Purchased by Mrs. Margaret Kennedy for $850.

The same auctioneer sold yesterday afternoon a lot of ground on Pleasant alley, having a front of 11 feet with depth of 60 feet, improved by a two-story brick dwelling; subject to a ground rent of $11. Purchased by George P. Thompson for $410.

ACCIDENT.—On Tuesday evening, whilst a young man, named Bernard Donnelly, with some companions, was firing a salute on Gallows' Hill, the swivel burst, injuring him severely. One portion of the gun struck him on the ankle, nearly cutting off the foot, and another lacerated the thigh. His face was also burned and blackened by the powder. He was carried to his home on Britton street, near Eager, where he was attended by Dr. Yeates and Prof. Smith, who deemed it necessary to amputate the limb; at last accounts he was doing as well as could be expected.

BURGLARIOUS.—Three dwelling houses, on west Fayette street, near Pine, occupied respectively by Christopher Deshon, Samuel Rutter and Francis P. Blair, were entered during Tuesday night and robbed of various articles. A quantity of silver was taken from Mr. Deshon's house, who thinks the thieves must have been secreted in the house before the family retired. From Mr. Rutter's house a small sum of money was taken, and from Mr. Blair's an overcoat.

THE BUTCHERS' ASSOCIATION, NO. 2.—Fifty of the most enterprising of the butchers of our city, having recently formed themselves into an association, under the style of the Butchers' Association, No. 2, have now in course of erection, at the corner of Neighbor and McKim streets, a building in which they intend to carry on the hide and tallow business.

MALTREATING A SEAMAN.—Captain Shears, of the brig Heywood, has been arrested by the United States Marshal on the charge of maltreating Joseph Webber, a seaman employed on board that vessel. He was held for an examination before the United States Commissioner.

ELECTION OF TEACHER.—At a meeting of the Board of School Commissioners, held on Tuesday afternoon, Miss Sarah E. Woodward was elected an assistant Teacher in the Female Primary School No. 3.

PROCEEDINGS OF THE CITY COUNCIL.

REGULAR SESSION.

WEDNESDAY, May 5, 1858.

FIRST BRANCH.—Branch met. In the absence of John T. Ford, Esq., the President, owing to indisposition, on motion of Mr. Harvey, Mr. Dryden was called to the chair. All the remaining members were present.

Mr. Dryden presented from the Board of Commissioners of Public Schools a memorial for the providing of a new edifice for the use of the Central Male High School, alleging that the building now occupied therefor was too small for that purpose, and having been erected for other purposes, it could not be so arranged as to afford the necessary conveniences. Referred to the Committee on Education.

Mr. Harvey, from the Committee on Highways, reported favorably upon the petition of Jno. A. G. Goetz, to erect a verandah in front of his premises, in Brown street, between Charles and Light.—Adopted.

Mr. Wood, from the Committee on Police and Jail, reported favorably upon the petition of Barnum & Co., for the prohibition of the use of Monument Square as a hack stand, and submitted a resolution in accordance therewith, which was read and laid over.

Mr. Beale called up the revised ordinance to repress certain evil practices within the city limits.

Mr. Dukehart moved to amend by offering the subjoined section:

"*And be it enacted and ordained*, That from and after the passage of this ordinance, it shall not be lawful for any unmarried female over the age of fifteen years, to appear on any street, lane or alley of the city, with skirts exceeding *four feet* in diameter, under a penalty of being prohibited from having a beau; for any widow to wear skirts exceeding *five feet* in diameter, under the penalty of being prohibited from having a second husband—nor for any married woman to appear with skirts exceeding *six feet*, under such penalty and deprivations as their husbands may see proper to inflict—one half to the informer, and the other half to the person or persons who can get it."

The chair ruled the amendment out of order.

Mr. Wood—As this is a growing evil the matter had better be considered.

Mr. Talbott—If the chair rules it out of order, I will be compelled to take an appeal.

President—Well, you will have to take it then.

Mr. Talbott—Then I must appeal.

President—I cannot see how you can constitutionally stipulate the room the ladies shall occupy on the footway.

Mr. Hamilton—Does the constitution allow them not only to run at large, but to occupy so *large* a share of the highway?

Mr. Dukehart—I withdraw the amendment.

Mr. Beale—It is now the property of the Branch, and the gentleman cannot withdraw it unless by consent. Though I would allow the ladies the largest liberty, the expansions of the present day is becoming too enormous to pass unheeded.

The amendment and the appeal from the decision of the chair, were then withdrawn by consent, and the ordinance adopted without the hoop appendage.

Revised ordinance, No. 60, relating to military companies was then taken up.

Mr. Beale moved to amend by striking out the number "forty" as the complement of men requisite at a law parade to secure to the several companies the annual appropriation, and insert "thirty" in lieu thereof. He urged that unless this be done, the result would be the breaking up of many companies, the membership of which was composed of mechanics, who were often unable to parade in busy seasons. The City Guards, who have a larger list than required by law, have divided so as to obtain a double appropriation.

Mr. Hampson thought that no company that could not parade forty men was worth calling a company. The best companies are opposed to the decrease, and consider that the provision gives spirit to the military.

Mr. Cunningham said that he had listened attentively to the gentleman who offered the amendment, (Mr. Beale,) and could not tell what side he was advocating from his remarks. He asks a decrease of the number, and still complains that the Guards have divided their company, to secure two appropriations. Certainly the larger the number the less chance they will have to do so. It was the only company, he said, on parade on Monday last, that was not a disgrace to the city. The others looked like fantastic clubs—one section with one uniform and muskets, and then another section with another kind of uniform and rifles. He belonged to the Guards, and would rather vote to abolish the appropriation than to reduce the number.

Mr. Beale—The gentleman must be very dull of comprehension—more so than I thought him to be, if he cannot understand my argument. Why it is as plain as the nose on a man's face. That magnificent and magnanimous company to which he belongs is anxious to break up the smaller ones; or at least I have heard such a thing mooted on the street.

The proposed amendment was rejected by a vote of yeas 9 to nays 10.

Mr. Dukehart, from the Committee on Ways and Means, reported a resolution appropriating $120 to repair the desks and furniture in the office of the clerk of the Superior Court. Adopted. He also reported that the subject of the memorial of Geo. W. Buck and Jas. Young, relative to the matter of the Debtford Fire Company, did not come within their province, that the memorial should be referred to the Committee on Fire Companies. Adopted. Also, that the Committee did not conceive any action necessary upon the letter of Christian Keener, relative to the alms house property, and asking to be discharged from its further consideration.—Adopted.

Mr. Glanville moved a re-consideration of the vote, adopting the ordinance relative to the military companies, and that it be laid upon the table. Adopted.

The Branch then adjourned.

SECOND BRANCH.—The Branch met pursuant to adjournment. John B. Seidenstricker, Esq., President, in the chair, and all the members present except Mr. Hintze.

A communication was received from the City Commissioner stating that leather hose can be purchased at a cheaper rate than gutta percha hose and is more durable for city purposes.

A resolution granting permission to Marcus Wolf to construct a verandah, was received from the First Branch and concurred in.

A resolution relative to the placing of seats in Union Square, was received from the First Branch and concurred in.

The proposition of the First Branch to provide for the appointment of an additional inspector of weights and measures, was taken up and concurred in.

The general assessment bill was taken up, and amended to allow each of the assessors a salary of $400, after which it was passed.

Adjourned until this afternoon.

LAW INTELLIGENCE.

CRIMINAL COURT.—The May term of this Court will commence on Monday next. The following gentlemen have been summoned by sheriff Cramer to constitute the grand and petit jurors:

Grand Jurors.—George R. Dodge, Augustus M. Price, John W. Walker, John Gorsuch, Samuel Hindes, Jacob Smith, Charles Howard, David W. Hudson, Enoch S. Courtney, Francis Burns, John C. Ran, Sterling Thomas, Henry P. Lauderman, Job Smith, Samuel Duer, Joseph Cushing, Jr., Isaac Munroe, Wm. Bose, Joseph Simms, Nicholas Brewer, Edwin Bailey, Thomas Cannon, Wm. H. Ford, Aaron Fenton.

Petit Jurors.—Thomas Watkins of N., Thomas Sewell, Isaac Morrow, W. W. Binyon, Joseph H. J. Rutter, William Johnson, J. J. Stewart, Caleb W. Burgess, Robert W. Dryden, Jarratt H. Cole, Matthew Taylor, John W. Mortimer, Geo. Gordshell, William K. Mitchell, James J. Pascal, William I. Carey, William Wilcox, Thos. J. Lemmon, David Lefever, John Dufrio, William Weir, William Primrose, James W. Cotrell.

SUPERIOR COURT.—The May term commences on Monday next. There will be about the usual number of original cases and a very large number of trials, the latter docket embracing over nine hundred cases. The following gentlemen have been selected as jurors for the first three weeks:

Asa H. Smith, John Mitchell, Edward Hatton, John B. Ray, Wm. H. Severe, Richard H. Smith, Nicholas Hutchins, Wm. F. H. Onion, Wm. Ely, Joseph Weathers, Richard Thompson, John Simpson, Thomas Coulson, James M. Baker, Wm. Hilton, Thomas West, Charles H. Mercer, Andrew C. Gregg, James C. Fenhagen, Wm. Schaffer, Thomas J. Dallam, Thomas C. Elliott, George H. Dutton, Elisha Harrington.

COURT OF COMMON PLEAS.—The trial calendar for the May term, which commences on Monday next, embraces 448 cases. There will be about 500 cases on the original docket, and about the usual number on the appeal docket. The following gentlemen have been selected as jurors for the first three weeks:

John W. Tucker, Charles Webb, Alex. K. Mantz, James Wilson, David Stewart, Otho Williams, Samuel G. Miles, Conrad R. Fite, Joshua Royston, Wm. McConkey, Francis A. Crook, Cyrus Hollingsworth, Jas. C. Adams, James Cortlan, Asa Higgins, Evan J. Ellicott, Thos. E. Hambleton, Augustus Matthiott, Geo. W. Ward, Ephraim Larrabee, Samuel Moore, Alonzo Lilly, Joshua R. Jones, John Hauptman.

CIRCUIT COURT OF THE UNITED STATES.—There was no business transacted in this Court yesterday. The case of the United States *vs.* John O. Little, charged with the murder of Wm. Finnegan, on board the brig Acma, is fixed for trial this morning.

COURT OF APPEALS OF MARYLAND.

DECEMBER TERM, 1857.

ANNAPOLIS, May 5, 1858.

No. 107. Jacob Campbell *vs.* Floyd N. Webb and others—appeal from the Circuit Court for Washington county. Justice Eccleston delivered the opinion of the Court. Judgment reversed, and proceedendo awarded.

No. 100. Farmers' and Mechanics' Bank of Carroll county *vs.* Burgess Nelson—appeal from the Circuit Court for Carroll county—was further argued by Miller and Maulsby for the appellee, and by Palmer for the appellants.

SUPREME COURT OF THE UNITED STATES.

TUESDAY, May 4, 1858.

E. Mariner, Esq., of Wisconsin, was admitted an attorney and counsellor of this Court.

No. 54. Horace C. Silsby *et al.*, appellants, *vs.* Elisha Foote. Appeal from the Circuit Court of the United States for the Northern District of New York. Mr. Justice Nelson delivered the opinion of the Court, reversing and annulling so much of the decree of the said Circuit Court as allows the complainant costs and interest on the profits found for him, and affirming the residue of said decree, and ordering each party to pay his own costs in this Court.

No. 71. Charles W. Gazzam, plaintiff in error, *vs.* Lessee of Elam Phillips *et al.* In error to the Supreme Court of the State of Alabama. Mr. Justice Nelson delivered the opinion of the Court, reversing the judgment of the said Supreme Court, with costs, and remanding the cause with directions to award a venire facias de novo.

No. 67. The People's Ferry Company of Boston, claimants of the steamboat Jefferson, &c., appellants, *vs.* Jos. Beers and David Warner, assignees of B. C. Terry. Appeal from the Circuit Court of the United States for the southern district of New York. Mr. Justice Catron delivered the opinion of the Court, reversing the decree of the said Circuit Court, and remanding the case with directions to dismiss the libel, and ordering each party to pay his own costs in this Court.

No. 105. Patrick Hines *et al.*, plaintiffs in error, *vs.* Ralph Papin. In error to the Supreme Court of the State of Missouri. It appearing to the Court, that the writ of error is defective and the case irregularly brought up, it is ordered that this cause be dismissed for the want of jurisdiction.

No. 255. The United States, appellants, *vs.* Andres Pico. Appeal from the District Court of the United States for the Northern district of California. On the motion of Mr. Attorney General Black this appeal was dismissed.

No. 97. James Barton, plaintiff in error, *vs.* Robert Forsyth. The argument of this cause was continued by Mr. Ballance for the plaintiff in error, and by Mr. Williams for the defendant in error.

Adjourned until to-morrow at 11 o'clock.

COURT OF CLAIMS.

TUESDAY, May 4.

The court opened at 12, M. Ptesent Judges Blackford and Scarburgh.

Judge Blackford delivered a very elaborate and extended opinion in the case of the surviving executors of Isaac Bowman adverse to the claim.

Adjourned to Monday next at 12, M.

DOMESTIC.

The steamer Fashion, which gained considerable notriety some months ago as a filibuster steamer, and as having conveyed General Walker and his little army to Central America, is now running as a passenger boat between Mobile and Galveston, Texas.

The laborers on the Hoboken and Hudson River Turnpike have again struck for higher wages, which the company decline paying. Two hundred new hands were to be employed on Monday, and the strikers discharged.

Rev. T. Lean, a minister of the Wesleyan Methodist persuasion, was arrested and brought to Detroit on the 30th ult., charged with robbing the mail at Worth, Tuscola county, Mich., at which place he was deputy postmaster.

The coinage of the United States Mint in Philadelphia for the month of April, was $1,006,920 in gold, principally in double eagles; $354,000 in silver, wholly in half and quarter dollar pieces, and $13,000 in cents.

The Abbington *Standard* states that the shoemakers of Weymouth, Mass., and vicinity, are forming organizations, preparatory to making a general strike.

The City Council of Augusta, Ga., have raised the tax, or license, on the sale of lottery tickets in that city, from one hundred to one thousand dollars per annum.

It is said the President had prepared a message on Utah affairs, which would have been sent to Congress had the Deficiency bill been defeated

Scarlet fever and measles have prevailed to an alarming extent in Ogdensburg, N. Y., for some time past—74 children died in 71 days.

Hereafter all the Massachusetts Infantry are to be armed with the new rifle musket of the pattern of 1855, and the rifles are to have the sabre bayonet.

Engineer Meigs, Superintendent of the Capitol extension, has discharged most of the workmen, owing to the building appropriation being exhausted.

The steamship General Rusk, arrived at New Orleans on the 28th ult., from Brazos, St. Jago, having $330,900 in specie.

The Amount of Timber floated out of Yazoo Valley, Miss., to market is by the late rise of the "father of waters," is estimated at $5,000,000.

BOARD OF TRADE.

Committee of Arbitration for the month of May.

A. GROVERMAN, JAS. H. BARNEY, | W. A. DEAN, JAS. CORTLAN, JR.

Monetary and Commercial Review.

BALTIMORE, May 5, 1858.

The activity which has prevailed in the Stock Market for several days past still continues, although the transactions at the Board to-day were not so heavy as yesterday by about $30,000, the total sales footing up about $70,000. Baltimore and Ohio Railroad shows a further advance of 75 cents over yesterday's rates. There were some 900 shares sold; the opening sales being at $55 regular way, and seller 60 days, and advancing to $55¼ regular way, and 56¼ buyer 60, at which rate the closing offerings were made, against $55⅝ asked regular way, and $57 buyer 60 days. The demand for Northern Central Railway fell off, some 360 shares being sold. It opened at $18¾ cash, and buyer 2 days, at which rates 150 shares were disposed of; 10 shares afterwards sold at $18¼ cash, closing with sales of 200 shares at $18½ buyer 60 days, showing a slight decline. After the Board 100 shares sold regular way at $18⅜, and 100 shares at $18½ buyer 60 days.

Baltimore city 6 per cent. bonds, 1890, recovered the decline of yesterday, $3,800 bringing 95, while those of 1875 were steady at 93½, and 1886 at 95. Very little done in Railroad bonds; $500 of Baltimore and Ohio, 1885, selling at 81, an advance of ½, and $920 of 1867 at 90, the same as last rate. No other bonds disposed of. The first sales at the Board of Canton Company for the past two weeks were made to-day, when 100 shares sold at $21¼, being the same price as the last sales were effected at.—Bank stocks are steady, and we note some few transactions at the Board to-day. Union sold at $77, Western at $20, and Howard at $9½.

Maryland 6's, 1890, closed at 103 bid. Baltimore 6's, 1875, 93½ bid, 94 asked; 1886, 95 bid, 95½ asked; do., 1890, 94¾ bid, 95 asked. Baltimore and Ohio Railroad bonds, 1867, 89 bid, 91 asked; do., 1875, 80½ bid, 83 asked; do. 1885, 81 bid. N. W. Va., 1st mortgage, 88 bid, 89 asked; do. 2d do. 66 bid, 70 asked, do. 3d do. 40¾ bid, 42 asked: do. endorsed, 65 bid, 70. Northern Central, 1885, 59 bid, 59½ asked. Central Ohio, 2d mortgage, 50½ bid, 56 asked. Baltimore and Ohio Railroad shares closed at 55¼ bid. 55⅝ asked—against 54¼ bid, 54¾ asked yesterday. N. Central Railroad shares, 18¾ bid, 18⅞ asked—against 18⅜ bid, 18½ asked yesterday.

At New York to-day stocks were rather weaker and a decline in some descriptions took place. Canton receded ⅛; Erie ⅛ but afterwards recovered; Michigan Southern ⅞; Reading ⅜; New York Central ¼; Cleveland and Toledo ½.

The Philadelphia *Bulletin* says:

The Banks of this city, with the exception of the Bank of North American, generally declare their semi-annual dividends at this time We give below a statenfent of all that we have been able to ascertain, together with the amount to be paid out by each Bank for dividends:

Banks.	Capital.	Dividend per cent.	Amt. of divid'd
Philadelphia Bank	$1,800,000	4 per cent.	$72,000
Farmers' and Mechanics'	2,000,000	3 "	60,000
Commercial Bank	841,400	3 "	25,242
Mechanics' Bank	800,000	5 "	40,000
Northern Liberties' Bank	500,000	4 "	20,000
Western Bank	418,600	4 "	16,744
Manuf. and Mechanics'	544,375	3 "	16,331
Southwark Bank	250,000	5 "	12,500
Bank of Commerce	250,000	5 "	12,500
Tradesmen's Bank	150,000	4 "	6,000
Total	$7,554,375		$281,317

The Girard Bank has determined to pass its dividend.—The Commonwealth Bank, which is a new institution, does not divide. The total amount of the dividends reported above, on a capital of $7,554,375, is $281,317, an average of not far from four per cent.

The following is Tuesday's business at the office of th Assistant Treasurer, New York:

Receipts	$33,364.10
Payments	92,951.21
Balance	3,073,622.37

The receipts include $33,000 from customs.

The operations at the New York Clearing House on Tuesday were as follows:

Total exchanges	$20,871,755.99
Total balance	1,230,475.27

Messrs. Thompson Bros., bankers, New York, quote land warrants as follows:

Acres.	Buying Price.	Acres.	Selling Price.
40	$1.00	40	$1.05
80	88	80	91
120	83	120	85
160	87	160	90

United States Treasury notes, 5 per cents, ⅜@⅝ prem.
do. do. do. 6 " 3 " ¼@⅜ dis.

SALES AT THE BALTIMORE STOCK BOARD.

WEDNESDAY, May 5, 1858.

$3800 Balt. 6's, new	90..95	100 sh. B. & O. R.	s60a10..55
770 " "	75..93½	50 " "	s60..55
851 " "	86..95	100 " "	s60af10..55
500 B. & O. RR. bds	85..81	50 " "	s60..55
950 " " "	67..90	85 " "	..55
100 shs. Canton co.	..21⅛	50 " "	55..55
15 shs. Un. Bk. of Md.	77	25 " "	s60..55
43 shs. Western Bk.	20	50 " "	b60..55½
150 shs. Howard Bk.	9½	50 " "	b6..55¼
150 shs. N. C. R. R.	b2..19¾	69 " "	..55¾
100 " "	..18¾	225 " "	b6..55½
10 " "	..18¾	50 " "	b60..56¾
200 " "	b60..18½		

AFTER THE BOARD.

100 shares N. C. RR	18⅜
100 " "	b60..18¼

Prices and Sales of Stocks in New York.

BY TELEGRAPH,

Through WM. FISHER & SON, Stock and Bill Brokers, No. 22 SOUTH STREET.

	1st Board.	2d Board
Virginia 6's	93	00
La Crosse & Milwaukee RR	00	00
Canton Company	21¾	00
Erie Railroad	24⅜	24⅞
Illinois bonds	88¾	00
Michigan Southern RR	26⅛	26
Missouri 6's	83½	83½
Panama Railroad	107½	00
Reading Railroad	48⅜	48¼
New York Central Railroad	89⅞	89⅞
Cleveland & Toledo RR	44⅜	00
Cleveland & Pittsburg RR	00	00
Cumberland Coal Co	17¾	17¾
Harlem	12	12
Hudson	30⅝	00
Milwaukee & Miss	29½	00

Market Heavy. Inactive.

BALTIMORE MARKET.

WEDNESDAY, May 5, 1858.

COFFEE.—The stormy weather has acted very unfavorably upon business to-day, and we are without any transactions to report. The market is very firm however at the quotations, viz: 10@10¼ cts. for medium grades, 10¾ cts. for good fair, and 11@11½ cts. for prime. The stock of all descriptions has become very much reduced, being only 5,000 bags, principally in second hands.

FLOUR.—The market is unchanged. Sales were reported on 'Change to-day of 800 bbls. Howard Street Super at $4.37½, and 700 bbls. Ohio do. at $4.37½. City Mills was quiet at $4@4.12½. Extra was rather quiet, with sales of 550 bbls. Ohio at $4.75; Howard Street Extra we quote at $5, and City Mills do. at $5.25@5.50. Rye Flour is dull, at $3.62½, and Corn Meal at $3.50 for Baltimore ground.

GRAIN.—There was no material change in the market to-day. Of white Wheat the offerings were nearly 5,600 bushels, and sales were made at 100@110 cts. for inferior and fair, 116@120 cts. for good and prime, and 130 cts. for choice. Red Wheat was in good request and slightly improved. Nearly all the offerings, some 1,500 bushels changed hands at 106@110 cts. for good and prime. Of Corn, there were 13,000 bushels white and 9,000 bushels yellow in market. 4,500 bushels white were sold at 62@63 cts. and 5,000 bushels yellow at 65@67 cts. for fair to prime. There was no Rye on 'Change; we quote Pennsylvania at 70 cts. and Maryland and Virginia nominally at 65 cts. There were some 4,000 bushels Oats, nearly all of which sold 34@35 cts. for Maryland and 35@36 cts. for Pennsylvania.

MOLASSES.—We are without any transactions to report. The market is steady at the quotations, viz: New Orleans at 35@36