THE KELSEY SENSATION.

Another Day of Remarkable Testimony at Oyster Bay.

THE BLOOD-STAINED SHIRT.

A Boy's Discovery on the Road at Lloyd's Beach.

ROYAL SAMMIS' LITTLE CLUB.

Fred Titus, the Negro, Fully Corroborated by Young Leonard.

HE LEAVES HIS OLD MASTER.

Miss Kelsey Again on the Stand-Peter Trainor, the Constable, and His Adventures in Hunting Kelsey.

DR. BANKS' "V. C." LETTER.

OYSTER BAY, Sept. 19, 1873. Keisey inquest is being conducted here, was com-fortably filled this morning by a very motley assemblage, Caucasian and Ethiopian, to listen to the proceedings. The important witnesses of the romantic "Carthalo"-whose fate has left such a pall of mystery and painful suspense over this romantically picturesque portion of Long Islandand a little boy, a school toddler, who, with another juvenile companion, found the bloody shirt and boot on the beach near Lloyd's Dock. This testimony concerning the first discovery of these articles has never before been taken. It is remarkable to note Miss Kelsey's testimony as to the purchase of lemons, the finding of the lemons on the beach, and the fact that this boot also is the "mate" of the boot which was found in Mrs. Oakley's yard after Kelsey threw it at Dr.

District Attorney Tuthill and Messrs, Young and Platt assisted Coroner Baylis on behalf of the people of Suffolk county. Justice Mont.ort was present also, as was the little constable, Pete subpænas to serve pending the various legal proceedings in the case. Mr. Stansborough, partner of the law firm of John Smith & Co., of Smithtown, was present, watching the proceedings, presumably, in the interest of the suspected and impli-

Frederick Titus, the colored man, who testified yesterday in relation to Royal Sammis' disguise, has left the employ of John J. Sammis at West Neck (the father of Royal), being afraid to stay there, as he says, lest he should be harmed. He is now in the employ of Mr. Titus Conklin at East Neck, for whom he formerly worked during a period of fourteen years. He did not return to his old employer's at all last night after the in-

Was acquainted with Arthur T. Burd, and that Hurd had told him that he was at Mrs. Oakley's on the night of the tarring and feathering of Kelsey, and that he (Hurd) had a handkerchief over his acc so that people could not recognize him; he either said the handkerchief was "over" or "around" his face; that conversation took place on the cars. (Hurd testified that he was not masked or disguised, but that he had a handkerchief around his seck).

or disguised, but that he had a handkerchlef around his meck).

KELSEY'S SISTER ON THE STAND.

Miss Charlotte J. Kelsey, sister of the missing Charles G. Kelsey, was next called to the witness stand. She is a irail, nervous looking spinster, with attenuated face and frame, small mouth, thin, compressed lips, and snapping black eyes. She was dressed in deep black. In giving her testimony she manifested an extraordinary penchant for talking very rapidly and running off into matters having no reference whatever to the gist of the questions put to her. Her condemnation of all the tarparty was sweeping and general, though irrelevant. She testified:—

hadn't done anviling: then they sent up stairs for Foyal, and when he came down the first I said to him was,

"noval, you ought to be here;"

he braced up awfully and put out his arms, and looked so ugly I was straid of him, and didn't know what to do; after a while he began to talk, and said. "Charley looked an awful sight," Charley had often told us that Royal would murder him only for the law, and he said he would never harm Royal; Royal said he thought they would make away with Charley if it wasn't for his friends; Royal said he had lots of letters and had burned about forty; Royal's inther kept on repeating. "We don't know anything about it, and hadn't had anything to do with it: the next day I went to Mrs. Oakley's, in the afternoon; Mrs. Oakley opened the door, and I said to her, "Mrs. Oakley, do you know anything about my brother Charley" and she said, "I don't know anything about my brother there'! and she said, "I don't know anything about the said had to the said said she was the said of the said she was the said she said, "I don't know anything a said he to the said said she "ind talked was used to the said said she was the said said she said sai

alwaysdid when be was in Europe.

Charles Hartt, a resident of Huntington, was next sworn, and testified:

I was in the village on the evening of the 4th of November last; I started home from "Squideree's" at ten minutes before ten; I passed Mrs. Gakley's house in going home: George Williams was with me; when I got sopposite Mrs. Oakley's I smelt tar heating or burning, and I remarked that I thought some one was smoking their horses for the episootic; Williams spoke of it too; the tar emelt pretty strong; I saw no light and no persons spoving about there; I could not see into Gakley's back yard from the street; the night was dark and kind of daup, not clear.

Linn S. Sills a worth helms aways testified:

John S. Sills, a youth, being sworn, testified:-

John S. Sills, a youth, being sworn, testified:—

I live with J. Amherst Woodhull, Supervisor of the town of Huntington; I was in the village on the night of the 4th November: it was about ten or half-past ten o'clock when I went home; I found something on my way to the village about half-past eight or a quarter to nine; I found a cane standing up by the gate at Mrs. Stuart's place; it was standing up by the gate at Mrs. Stuart's place; it was sate of the stuart's place; it was standing up to the gate at Mrs. It was the standing up to the gate at Mrs. It was soak, I think; I don't think it was quite so large as a hoe handle; it was about that size, though; it was straight and looked like a corn stalk all carved out; the fence was broken just there; all the rest of it was in good condition; I gave the cane to young Tilston, and he took it home; one day I saked him for it, as I had auri myself, and he brought it down and showed it to Mr. Woodhull, and Mr. Woothull took and tapt it for two or three day; then I was subpommed and took it to the court room, and it was finally left with Squire Moniorf; it was a board James No.

James Sprott, a timid-looking little lad of four-teen years of age, was next sworn:—

house, at Mr. Crossman's; lived at Crossman's brick yard last November: that is only a little way from the school house; I noticed last November, about the 5th.

A BOOT AND A SHIRT
on the side of the road, near the bridge; the shirt was rolled up and tucked in the boot; I took it out and booked at it and put I back again; there was blood on the shirt; there was a green and white necktie on the shirt and seme teathers inside the bosom of the shirt and seme teathers inside the bosom of the shirt and seme tar and a feather on the boot; there were a paper also and two leanous in the middle of the road; the paper was thin and white; the lemons were kind of jammed, where a wagon had run over them; I didn't pick them up; they were all lying a little beyond the bridge, nearer to the beach; there was a boy named Jerry Gurvey with me; it was about half-past six of seven o'clock in the morning; the boot and shirt were there two or three days; I saw them that day, again at noon; the shirt and boot were not so far from the bridge as the length of this room; I didn't put the shirt back in the boot; It was a Tuesday morning; the blood was on the front part of the shirt, below the bosom; there was a good deal of blood; I think it is not more than half a mile from there to Peter Fagan's, around by the road; it is high ground, a kind of little bank or side hill, where he lives.

To the Coroner—I heard men say the boot was patent

the front part of the shirt, below the boson; there was good deal of blood; I think it is no more than half a mile from there to Peter ragan's, around by the road; it is high ground, a kind of little bank or side bill, where he lives.

To the Coroner—I heard men say the boot was patent leather; I don't know what patent leather is.

To Mr. Young—I saw tracks in the sand on the road, and thought cows had been fighting there; the road is a kind of hard and sandy;

I couldn't tell what kind of tracks they were; I spoke to the boy who was with me; the place where the sand was tracked and shuffled was about half way between the bridge and Lloyd's Dock—not near the shirt and boot.

To a Juror—I didn't notice any wagon tracks fresh made; there were a good many wagon tracks there, but iddn't notice them; in he bloody place was about as by as this sheet of paper (toolscap), but it was round; it was this sheet of paper (toolscap), but it was round; it was this sheet of paper (toolscap), but it was round; it was dry, I think, but I didn't pottce-dooking countryman, a resident of Great Neck, town of Huntington, was next called, and he testified as follows:—

I live about a quarter of a mile from Lloyd's Beach; I was on the beach road, near the bridge, about eight o'clock on the morning of the 5th of November; I found a boot and a shirt about ten rods beyond the bridge and two lemons and perhaps a quarter of a pound of mixed, somewhat wern, I think; the whole lower had been synezed till they burst open; on the burst part of one of them was a cutor or mood,

The witness then explained that he saw a drunken man lying on the road the night before, and he thought that some friend had come along and they had had a few clips and had wiped the blood with the shirt.

Joel Scudder was next called, and testified:

I live at West Neck on the direct road to Lloyd's Beach, about two and a half miles south of the house of the last witness; I was up and out of bed at twenty minutes past two o'clock on the morning of November 5, 1872; I had got up to see how the weather was, as I had been watching for several days for a rough morning to go out and shoot some wild ducks; I stepped out and found the morning was very still, and went back to bed again; about half an hour afterward I heard north in the direction of Lloyd's Beach; it sounded like a light wagon—not so heavy as a farm wagon; about an h ur afterward I heard what I took to be the same wagon, going south from the beach, as if returning to Huntington; after I heard the wagon pass south I got up and the clock struck five; that was, perhaps, three-quarters of an hour afterward; I think the wagon was driven at a three and a half or four minute gait; the horse was a good, quick stepper, as I heard its hoof tails; the wagon was driven quickly both ways; I am pretty certain there was driven ones.

Edward K. Bryar, a respectable elderly gentle-

wagon was driven quickly both ways; I am pretty certain there was but one horse.

Edward K. Bryar, a respectable elderly gentleman, was sworn and testified:—

I reside at West Neck, on the same road as Mr. Scudder, about a mile nearer to Lloyd's Dock; I was up about three o'clock; I went to be about five minutes later; I tien heard a wagon pass my house going toward the beach; it was, I think, a light box wagon, and was going at a rapid rate; I heard what I took to be the same wagon going back, south, toward the village; I got up again immediately and looked at the clock, and it was rive minutes of four by my clock; I don't think I had been asseep meantime; it went by the second time with the same appearance of speed and hurry, but it was going up ascending ground in returning; it is two miles from my house to the bridge that has been altuded to, and about haif a mile from the bridge tast fail; I noticed, about that time, that the bridge had been repaired with a sort of centre board that year a wagon quite a jounce if driven fast over the bridge; I think it would be very likely to bunce light loose articles out of a wagon if driven over very fast; the would perhaps been the bringe driven over very fast; the content of which is the brings when he saw him.

I reside in Huntington several rods from Mrs. Oakley's premises! I was at home on the night of the 4th Novem.

ing very rapidly and running off into matters having no reference whatever to the gist of the questions put to her. Her condemnation of all the tarparity was sweeping and general, though irrelevant. She testified:—

I live with my brother William: Charles lived with us mult the night of November 4 last, which was the last time I ever saw him: he left the house about hait-past six o'clock; he said he was going to the village, and asked him to get me some lemons; he wore then a black coat, black pants and a black plant sand a black plant and a black plant and a work carpen for a long time; he had been to work carpen for a long time; he had been to work carpen middling late that agy, and did not stop until middling late that agy, and did not stop until middling late that night; he mad I took the light and went up to our rooms about mine o'clock; when Charley was out we generally left the doors open; next morning before I was up brother William came to me and said. "Oh, brother Charley hasn't got home;" he said, "He hasn't come home, and there is the light burning down on the kitchen table;" his wastch lay in Charley's room on the kitchen table;" his wastch lay in Charley's room on the kitchen table;" his wastch lay in Charley's room on the kitchen table;" his wastch lay in Charley's room on the kitchen table; whit are on it, but there was no chain on it; his culfs were there too on some books, and so was his worsted jacket, with tar and feathers on it; his shirt was on the bed and was torn open in the back, where they had pulled it off him; there was or an nour, perhaps an nour; I don't know what time it was the second time I neard the noise; it seemed to be directly opposite my house in the road; they appeared to be going south; Kelsey's residence is southeasterly from my house; I am not very well acquainted with Royai Sammis; I have never been in his prosence since he grew to manhood until this summer; I only know the quantity of tar that was put on Kelsey by what Mr. Hurd told me—namely, that a small pan would hold it all; I told the person to whom I said I knew the quantity used that I was told of it by Mr. Hurd; the first noise i heard seemed to come from the direction of Mrs. Oakley's house; I could not describe the sound of that noise.

By a juror—I do not sell tar at my store, but I could have tarnished some varnish.

William Leonard, a lad of about fifteen years.

William Leonard, a lad of about fifteen years,

with am technard, a last of about inteen years, sworn, deposed:—

I five at West Neck road; I know John and Royal Sammis; I live near their residence; I recollect being in Sammis' barn on Sunday, November 5; Royal was there and Fred. Titus a colored man I was sent to the barn that morning by my father to get a cold chisel; Royal was boring a hole in a little club with a brace and bit; it was, I think, a little hickorf or oak club; it was about a fool and a half long, and about two inches thick around the handle; the other end was a big knot (faughter); he bored the hole in the handle, put a tarred string through it and then put the string on his wrist to try it: then he took it off; I asked him what he was going to dowith it, and he said he was going to take it dewn to the city with him te kill some of the mad dogs with; that was all that was said, for Royal went out of the barn then; I never saw the club anterwards.

This corroborates the testimony of the negro

was next sworn:—

I had a conversation with Dr. Banks, I think about two or three weeks before the let of November; he wanted me to assist in catching Keisey; I told him if he would get the proper documents I would help him to secure Keisey II he was committing any depredations on Mrs. Oakley's property; he did not give me at any time a warrant for Keisey's arrest, nor did anyone else; that conversation took place in iront of Charles T. Duryea's hote; he said he would drop a note and let me know how things went on; he told me, as near as I remember, that he would sign the note "V. C.;" I afterwards received a letter from Dr. Banks through the Post office; (letter shown) this looks like the letter; I received it I think on the morning of the 4th, the day it was post marked and the day Keisey was tarred and feathered; this letter was put in evidence before Justice Montfort. Dr. Banks at that time swore this letter was in his handwriting.

Mr. Platt read the letter as follows:-

Mr. Platt read the letter as follows:

"Peren-Last night being stormy, only a partial watch
was set. He came on the ground, but not near enough to
be taken. You will hear more as things take shape
must be caught somewhere. His eye is used to the dark
and may have suspected a watch and run. No stir was
made, so that he didn't get only a suspicton, if that.
V. O.

and may have suspected a watch and run. No stir was made, so that he didn't get only a suspicion, if that.

Witness resumed—

Atter the night of the 4th of November I went to look for Kelsey about Mrs. Oakley's premises: I came up the back street, past her backy ard, with William Kelsey; I tound near the premises of Mrs. Oakley several articles: I was looking for a hoot which I heard was about there; I was looking for a hoot which I heard was about there; I was for the several articles; I was looking for a hoot which I heard was about there; I saw a track of a loot, like a sort of sandal, with the shape of a foot, consisting of a mat of tar and leathers; it was as thick as the sole of my shoe: It was on the grass, about six feet from the fence; it was a complete mass of tar and feathers; in the second with the shape of a complete mass of tar and feathers; in the second with the shape of a complete mass of tar and feathers; in the second with the shape in the same size as thock as the second with what looked like tar, smell like tar and left like tar (laughter); the shawes looked about seven or eight inches long, and the keg would, perhaps beld two of three quarts; the feathers like tar and left like tar (laughter); the shawes looked about seven or eight inches long, and the keg would, perhaps beld two of three quarts; the feathers like the body are some of them were white and gray; is saw the body are some of them were white and gray; is saw the body are some of them were white and gray; is saw the body are some of them were white and gray; is saw the body are some of them were white and gray; is saw the body are some of them were white and gray; is saw the body are some of them were white and gray; is saw the body are some of them were white and gray; is saw the body are some of them were white and gray; is saw the body are some of them were white and gray; is saw the body are some of them were white and were the size of the some some of the same size as those I had seen in the variety of the same size as thos

then I was subponned and took it to the court from and it was finally left with Squire Monfort; it was a board fence that was broken.

James Sprott, a timid-looking little lad of four-teen years of age, was next sworn:—

I reside in Mulion Hollow; I live near the school

Jereside in Mulion Hollow; I live near the school

Jurish there would be a pint of tar in the lumps I have spoken of if it were meited; there was considerable tar on the grass about there where Kelsey hall walked out.

At the close of this witness' testimony an adjournment was taken until Wednesday next.

The Proposed Sale of Sequestered Colonial Property-Press Arguments For and Against the Measure-The Indifferentism of Place Against the Rights of Property-A Serious Crisis and Its Probable Sequences.

HAVANA, Sept. 13, 1873. La Republica Española, a daily journal of this city, forgetting the doctrines of democracy since editor has been appointed to fill a high office in the Treasury department of the island, is advocating the sale of the sequestered property, as de creed by the Captain General—a measure wonderful to behold, opposed by the Junta de la Deuda, a board composed of the most irreconcilable Spaniards in the island. La Republica Española has a long article upon this decree, prefaced by the following call for the attention of all Spaniards:—

The sale of property embargoed on account of the insurrection decreed by the superior government (of the island) on the 3d mai, as preposed by the Intendency General of Finance, which has been received in this capital and the interior towns of the island with general expressions of approbation; meets with a strong opposition from a certain group of unconditional Spaniards. Wonder at this citizen we are completely authorized to make known to you that the Board of the Debt b openly opposed to the realization of this sale.

Are more proofs needed to realize the true patriotism of these unconditional Spaniards. Here are the names of the illustrious persons who compose the Junta de la. Deuda:—Senors D. Julian de Zalueta, Fedro Sotolongo, Jose E. More, Marques de Almendarea, B. Maunerto, Pulido, Julian Alvarez, Manuel Foreda, Juan M. Ortz, Vicente Galarea, Jose Gener, Apolianz dei Rato, Agustin Saavodra.

The Republica further declares that the Internal has a long article upon this decree, prefaced by the

dency General had asked from the Junta de la Deuda a list of all the confiscated property, and given it twenty-four hours to return its report, but that the Junta had studiously refrained from

on the part of the Junta is inexplicable. The public is anxiously regarding it and its action at this critical period. Those who published the decree of September 3 are in duty bound to carry it out. If they do not they will have but lighted another

If they do not they will have but lighted another torch of discord. It is now impossible to recede without leaving honor behind. If there is any one disposed to oppose its effect his daring must be punished. If the Junta de la Deuda itself is an obstacle, down with the Junta.

The article in the Republica, of which the foregoing is but a slight sketch, naturally excited some alarm and apprehension among the unconditional Spaniards, although they blindly approve and follow the policy of their feaders. Strange and surprising it must appear that the Junia de la Deuda, if earnestly opposed to the sale of sequestered property, should be opposed by a republican journal in an act which is so creditable to them. The late Intendente General, Don Cancio Villiamil, as President of the Board, frequently demanded authorization from the government in Spain to sell the sequestered property, but was always re-

as President of the Board, frequently demanded authorization from the government in Spain to sell the sequestered property, but was always refused, as the sale is illegal. The Junta de la Deuda, aware of this fact, is justified in opposing a decree proposed by an acting Intendente and promulgated by the Captain General, who, even in the extraordinary powers granted him, is not supposed to have the power to decree a measure which may bring about serious complications.

EFFORT AT NEUTRALISATION.

Notwithstanding the power of the men who compose the Board (and no doubt to counteract the article published yesterday morning in the Republica Española) the Diario in its alternoon extra published the following:

The Diario has before stated its opinion respecting the sale of property confiscated to the public treasury which formerly be the Diario does not purport to constitute itself into an officious defender of the Junta de is Benda, but believes it its duty to state what the Junta de is Benda, but believes it its duty to state what the Junta de is Benda, but believes it its duty to state what the Junta de is Benda, but believes it its duty to state what the Junta de is Benda, but believes it its duty to state what the Junta de is Benda, but believes it its duty to state what the Junta de is Benda, but believes it its duty to state what the Junta de is Benda, but believes it its duty to state what the Junta de is Benda of Sales of the Public Treasury, which will give it all the required legality; at the same time stating, further, that the proceeds of such sales should enter the confers of the Junta de la Deuda, to which properly belongs to the Board of Sales of the Public Treasury, which will give it all the required legality; at the same time stating, further, that the proceeds of such sales should enter the confers of the Junta de la Deuda, to which properly belongs to the Board of Sales of the Public Treasury, which will give it all the captally, also gives the lie to the Republica, saying if the latter is compet

The Junta de la Deuda does not oppose, never has been opposed, nor can they be opposed to the sale of the property proceeding from the insurrection. What the Junta has done was to manifest that the sale of these properties was not within the circle of their attributions, and therefore it was impossible for them to take charge of the matter.

THE MILITIA MUTINY.

The Rioters To Be Tried by Court Mar tial-Their Release Yesterday Morning-Generals Funk, Stonehouse and Schaler to Make Arrangements for the Trial.

the night before last to consider and repent their disgraceful conduct of Thursday. During the whole Arsenal, corner of Elm and White streets, without light or fire. The Arsenal is an old building, without windows, and generally out of repair. Many of the members of the regiment who had become Arsenal took advantage of the open windows, and when the guards were not looking they crawled der men than when they went to Prospect Park, where, in all probability, they will never go again

At an early hour yesterday morning a crowd was attracted to the railing around the Arsenal by seeing the heads of many of the German soldiers, with brass-spiked helmets.

PROJECTING FROM THE WINDOWS of the old barrack. About half-past six o'clock the scene was a lively one; several hundred people had collected around the place, and all manner of fun was poked at the warriors in "doleful dumps." Shop girls coquetted and firted with the soldiers dust and cobwebs) in a most tantalizing manner Under ordinary circumstances, it is fair to suppose, but, as it was, they grinned and made all manner of wry faces expressive of supreme disgust, and indicating that high moral sentiment so common among men the morning after being "high." The

gamin of the neighborhood amused themselves by displaying their proficiency in artillery tactics with putty blowers, through which they showered a ceaseless volley of pills at THE BILIOUS WARRIORS.

The abused Germans showed no fight, their potvalor having died out with the stimulation produced by Thursday's beer. The police did all in their power to prevent and check this undue exhibition of kindly feeling by the mob, but they were impotent before so large a number. About nina o'clock the crowd had dispersed and comparative quiet reigned in the neighborhood. The wives of some of the "soldiers" were on hand and anxiously paraded the streets indulging in Micawberism. The realization of their hopes came at twelve o'clock, when their husbands were 'turned out' by Captain Adolph Gorgi, Commissariat of Subsistence, who received his orders from Superintendent Matsell, the last-named dignitary having received his instructions from General Funk in Albany.

A sadder looking lot of demoralized soldiers was never seen, even in war times, than these dust-berrimed, cobweb-freexied and blear-eyed milital

A sadder looking lot of demoralized soldiers was never seen, even in war times, than these dust-begrimed, cobweb-freexied and blear-eyed militia men when they made their appearance. Rip Van Winkle couldn't have looked worse after his twenty years' sleep than did these men who had slept none for forty-eight hours. With dejected mien and downcast eyes they went in their different directions, totally indifferent to the jeers of the crowd collected around the gate.

GENERAL FUNK "COMES HOME AGAIN."

At five o'clock General Funk came home from Albany in company with General Stonehouse, in a conversation with General Funk a Herald reporter learned that he and General Stonehouse, together with General Scholer, were going to make arrangements for a court martial in the case, and that, in all probability, the regiment would be disbanded. The General said that, as the affair was to go to the court martial, he could not, by virtue of his office, say anything further of the case.

COOPER UNION EVENING SCHOOLS.

The admission of applicants to the Cooper Union evening Schools of Science and Art is pro gressing rapidly. Most of the classes in the School of Art are filled. There are a few vacancies, however, in perspective, life, object and figure drawing and modelling in clay. In the School of Science applicants will still be received into the classes in algebra, geometry, chemistry, astronomy, natural philosophy, mechanics, analytical geometry, trigonometry, descriptive geometry, mechanical drawing, calculus, mechanical engineering and chemical analysis.

KILLED BY A PALL

Michael Shields, a man forty-nine years of age, died in Believue Hospital from fracture of the base of the skull and other injuries received by falling from the third story of building No. 43 Market street. Coroner Kessier was notified. The deceased, who had been in this country but a few months, has jeft a large family in England.

THE COURTS.

Bankruptey of the New York, Cswego and Midland Railway Company.

ACTION OF THE CREDITORS.

BUSINESS IN THE OTHER COURTS.

Company et al. vs. Charies A. Jeakins, the defendant, a dentist, of Amenia, Dutchess county, ing an injunction restraining him from making \$250. The Court further directed the commitmen of defendant to jail until the payment of the fine. The application recently made for a mandamus against the Comptroller to pay Messrs. Traphagen, day before Judge Pancher, in Supreme Court Chambers. On both sides the same arguments as previously were urged, when Judge Fancher took

A dog's board bill, amounting to \$276, as pre sented against the estate of the late John A. Bradish, was the subject of some controversy yesterday in Supreme Court Chambers, before Judge Fancher. The claim had been resisted by the public administrator, but the claimant took the matter into Court and got his money, and now wanted an additional allowance on the ground that the debt was contested in good faith. Judge Fancher refused the allowance, as in his judgment contesting such a bill was very excusable.

THE NEW YORK, OSWEGO AND MIDLAND RAILWAY COMPANY.

Yesterday, in the United States District Court, Luther G. Tillotson and Edwin S. Greely, composing the firm of Tillotson & Co., filed a petition praying that the New York, Oswego and Midland Railway Company be declared bankrupt. The creditors in this case claim that the railway company is in-debted to them in the sum of \$2,012, due on a promissory note. The order to show cause why the company should not be declared bankrupt is returnable on the 2d of October next.

BUSINESS IN THE OTHER COURTS.

SUPREME COURT-CHAMBERS. Decisions.

By Judge Fancher.

In the Matter of the Application of the National Ride Association for Leave to Mortgage.—Petition for leave to execute mortgage granted.

McClusky vs. France.—The order of arrest should be vacated, with \$10 costs.

Knoepiel vs. Reinhard et al.—Injunction restraining defendants from imitating the labels used by plaintiff in the sale of Angosture Bitters is hereby continued until the final issue of the suit.

SUPERIOR COURT-CHAMBERS.

Decisions.

By Judge William & Curtis,
Lunsbury vs. Potter.—Order granted.
Ferdon vs. Kinney.—Motion granted.
Allen, Weiss, Monheimer, Moore and Hernstein
vs. The Hercules Mutual Life Assurance Society of
the United States.—Orders.
Frost vs. Doremus.—Order directing Sheriff to

COURT OF COMMON PLEAS-CHAMBERS. Decisions.

William C. Kiely vs. George W. Bauen.—Motion granted.
Slattery vs. Martin and others.—Motion denied, with leave to move on further adidavits (opinion).
Sadlier vs. McMenamy and others.—Order modified by requiring defendants to answer in ten days from date, and give security for any judgment that may be recovered.

MARINE COURT-CHAMBERS.

Decisions.

By Judge Joachimsen.

Otto Kohler et al. vs. Lorenzo Busemann.—Motion granted on payment of \$10 costs, judgment and levy to stand as security. Cause to be returned to calendar and tried September 25.

Doerrschuck vs. Parker.—Motion to commit denied, but without costs.

Parker vs. Cleary.—Motion granted and order to file security vacated, with \$5 costs.

Morgan vs. Gentil.—Motion denied, with \$7 costs to abide event. Decisions.

COURT OF GENERAL SESSIONS. A Forger Sent to the State Prison for Five Years.

Yesterday a genteel-looking young man, who gave his name as John W. Johnson, pleaded guilty to forgery in the third degree. On the 5th of september, he forged an order for \$125, purporting to have been signed by Fahnestock & Murray, Pitts-burg, directing P. F. Corbin, 87 Chambers street to pay him that amount. District Attorney Rollins said there were four other charges against the prisoner. The Judge sentenced him to the extreme penalty of the law, which was five years' imprison-

Larceny of Clothing. Joseph Fischer pleaded guilty to stealing on the 10th of September, clothing valued at \$140, the property of Heitzmann Heit. He was sent to the State Prison for two years and six months.

Assaulting a Policeman. Michael Buckley, alias James Martin, who was ointly indicted with Dennis Cutting for assaulting Officer Morris on the 22d of August, pleaded guilty. The employer of the defendant gave him an excel-lent character. His Honor said that the police must be protected, and sent Buckley to the Peni-tentiary for one year.

The following prisoners, who were remanded early in the term, were brought up for sentence:-John Witter, an old man, who cut a man in the arm and was convicted of assault and battery, was

Charles Brown, who pleaded guilty to an at-tempt at petit larceny from the person, was arraigned. Mr. Rollins informed the Court that in raigned. Mr. Rollins informed the Court that in 1866 Brown, under the name of Joseph Prior, pleaded guilty to grand larceny and was sentenced to the State Prison for two years. While being conveyed to the City Prison he escaped from the officer and never entered upon his term of service. His Honor sentenced him to two years' imprisonment upon the old plea, and at the expiration of that term to serve one year more upon the latter plea. James E. Wurtzburg, who pleaded guilty to forgery in the third degree, was sent to the State Prison for three years and six months.

In the afternoon Richard Wester was arraigned at the bar charged with arson in the first degree. The jury was sworn, and, after Mr. Howe, the counsel for the accused, took a technical legal objection on the ground of the unconstitutionality of the Jury law, the Court adjourned the trial till

Acquittals. John Boyhan was charged with cutting Patrick dence showed that the parties had a severe fight, and that after Gooke had knocked him down, kicked him and bit his ear Boyhan drew a knife and stabbed him in the arm. The jury acquitted the accused, believing that he was justified in protecting himself. Cooke in the arm on the 23d of August. The evi-

ing himsell.

Francis Williamson and Hugh McEvoy, indicted for stealing a gold watch from James Cassidy on the 25th of August. The testimony was not legally sufficient to convict them and a verdict of not guilty was rendered.

Heavy Arrest of Sawdust Swindlers. Before Judge Dowling. on the 28th of April two men named Charles

Moore and Frank Morton, residents of a Western Moore and Frank Morton, residents of a Western State, came to Mayor Havemeyer and told him that they had received a letter offering them counterfeit money for sale, from some firm in New York, and made affidavits to that effect. The Mayor issueposed to be concerned in the swindle. Detectives Bennett and Mariow yesterday afternoon, at half-past one o'clock. Sale of Callaging.—On Friday, September 12, John F. Gallaging.—On Friday, September 12, John F. German at the residence, woodbridge, N. J., this (Saturday) afternoon, at half-past one o'clock. Batterd the funeral, from he some firm in the swindle. Detectives Bennett and Mariow yesterday afternoon, at half-past one o'clock. The relatives and friends are respectfully inted to attend the funeral, from No. 334 East Thirty-sixth street, on Sunday, the 21st inst., at one o'clock this morning. The names of the parties arrested are Hebry Memminger, William Dean, George Adams, Spencer 12, beer and Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person mentioned in the affidavit of Charles M. Saulson. Memminger was the only person m State, came to Mayor Havemeyer and told him that

before the Mayor. The others were arrested on

COMMISSION OF APPEALS CALENDAR.

The following is the calendar of the Commission of Appeals for September 20:—Nos. 112, 113, 114, 123, 123, 142, 147, 153,

THE CITY PRISON BATILE.

A Two Days' Squabble in the Board of Supervisors—The Advocates of a New Prison Win a Barren Victory.

the Board of Supervisors over the appropriation of \$250,000 in the report of the Committee on Taxes Vance and the Mayor, who are commissioners under the act to construct it, leading on the one side, and Alderman McCafferty on the other. The ball opened yesterday by Mr. McCafferty moving to the appropriation. Lost on a tie vote. The scheme, which was denounced as a fraud, like the Albany

whiteh was denounced as a fraud, like the Albany Capitol and the new Court House, was defeated by a vote of 7 to 6. Yeas—The Mayor, Messra. Vance, Billings, Cooper, Falconer, Ottendorfer, Morris and Kehr—T. Nays—Messra. Monheimer, Rielly, Flanagan, Lysaght, McCafferty and Koch—6.

The Mayor decided it lost, as nine votes were required to adopt the proposition. A reconsideration was carried, when a motion made by Mr. Flanagan, to recommit to the committee with orders to report the probable, cost, was negatived. Mr. Monheimer's motion, to insert \$25,000 instead of \$250,000, was lost, yeas 7, nays 8. Recorder Hackett appeared at this juncture, when the question came up on the adoption of the committee's report and it was carried, the Mayor, the Recorder and Messrs, Morris, Ottendorfer, Kehr, Falconer, Cooper, Vance and Billings, voting yes, and the others voting nay.

During the two days' skirmish attaches of the Mayor's and Comptroiler's offices, were present in large force as "lookers-on in Venice" and a part of the time the Deputy Comptroller and the Mayor's private secretarys occupied seats of Supervisors.

The "General Society of Mechanics and Tradesmen of the City of New York"-best known to the public, perhaps, through their free "Apprentices" Library"-give notice that their free evening classes in mechanical architectural and free-hand drawing and bookkeeping will be open at their rooms, No. 472 Broadway, on the first Monday evening in October and for the reception and classification of pupils during the preceding week. This school is intended for the free instruction of the apprentices and mechanics of our city, and each scholar is particularly instructed in those branches most nearly connected with the trade or occupation in which he is specially engaged.

MARRIAGES AND DEATHS.

Married.

Browne—Day.—On Thursday, September 18, by the Rev. Thomas H. Burch, Henry B. Browne to Kate M. Day, all of Brooklyn, N. Y. No cards.

Cannon—Johnson.—On Friday, June 13, 1873, by the Rev. W. H. Ferris, Dr. O. Carroll Cannon, of New York city, to Miss May Johnson, of Tivoll, N. Y.

CURRY—MURPHY.—On Thursday, September 18, at alien sweet Methodist Episcopal Church, by Rev. S. E. Stevens, John L. Curry to Hester A. R. Murphy, both of this city.

Dodge—Mellany.—On Wednesday, September 17, at the residence of D. W. Meliny, Esq., Tremont, Westchester county, N. Y., by the Rev. Alexander Nesbit, Amara D. T. Dodge, of Washington, D. C., to Miss Mary A. Mellny, of New York.

Hendrickson—Harris—At Belleionte, Pa., on Wednesday, September 17, John S. Hendrickson, of Middletown, N. J., to Jennis S., daughter of the late Joseph Harris, of the former place.

Houghton—Palmer.—On Thursday, September 18, at the residence of the bride's parents, by the Rev. O. A. Roberts, Marie C., daughter of Dr. Simeon Palmer, of Fairhaven, Mass., to Francis W. Houghton, of New York city.

Lupkin—Squire.—On Wednesday, September 17, at the Church of the Holy Sepuichre, by the Rev. J. Tuttle Smith, Theo. D. Lupkin, of Galveston, Texas, to Kate H., daughter of Newton Squire, of this city.

Galveston papers copy.

Rush—Small.—At the Church of the Nativity,

this city.

Galveston papers copy.

RUSH—SMALL.—At the Church of the Nativity,
Brooklyn. on Thursday, September 18, 1873, by the
Rev. Father Moran, Myron C. Rush to Isabella
SMALL, both of that city.

TELLER—ROMER.—At Kingston, N. Y., on Thursday, September 18, by Rev. Dr. Beach, of New
Haven, Myron Trller to Jennie F. Romer, daughtor of William F. Romer, all of Kingston.

LANE.—On Friday, September 19, at 91 Second avenue, Mrs. Albert S. Lane, of a daughter. No cards. No cake.

Belknar.—At Somers Centre, Westchester county, N. Y., among friends, on Friday, September 19, 1873, Edwin S. Belknar, of Elizabeth, N. J., in the 79th year of his age.

Relatives and friends are invited to attend his fineral, from the Reformed Church, Port Richmond, Staten Island, on Monday afternoon, September 22, at half-past three o'clock. Boat leaves pier 19 North River at half-past two o'clock; returning leaves Port Richmond at five and six o'clock.

Bowne.—At San Francisco, Cal., on Thursday, September 18, William F. Bowne, formerly of this city, aged 56 years.

Brady.—On Thursday, September 18, at the residence of her sister, 261 West Thirty-eighth street, Mrs. Anne Brady, aged 39 years.

The friends of the family are respectfully invited to attend the funeral, this (Saturday) afternoon, at two o'clock.

Braniff.—At his residence, Tompkinsville, Staten Island, on Wednesday, September 17, 1873, Thomas Braniff, St., in the 78th year of his age. Relatives and friends are invited to attend the funeral, this (Saturday) morning, at ten o'clock, from Tompkins avenue to St. Peter's church, New Brighton, where a solemn requiem mass will be offered for the repose of his soul; from thence to St. Peter's Church, New Brighton, where a solemn requiem sass will be offered for the repose of his soul; from thence to St. Peter's church, New Brighton, where a solemn requiem mass will be offered for the repose of his soul; from thence to Cark, Ireland, aged 64 years.

The relatives and friends of the deceased are respectfully invited to attend the funeral, from his late residence. Corner of Nineteenth street and avenue A, on Sunday, at two o'clock P. M.

CROCE.—On Wednesday, September 17, Giulio Crock, a native of Stylezinand, aged 69 years.

The relatives and friends of the deceased are respectfully invited to attend the funeral, from his late residence. No. 146 Elm street, on Saturday morning, September 20, at half-past nine. His remains will be conveyed to the Church of St. Anthony de Padua, Sullivan street, between Prin

CROOK.—On Thursday, September 18, 1873, John Thomas Crook, son of John Crook, of 34 Moore street, New York, aged 19 years, 3 months and 9 days.

The relatives and friends of the family and also the members of Acacla Lodge, No. 327 F. and A. M., are respectifully invited to attend the funeral, from the residence of his parents, No. 34 Moore street, New York, on Sunday, September 21, at two P. M., without further notice. Service at Dr. Partrich's church, Williamsburg.

Dr. Baun.—At hal:-past eight o'clock, on Friday, September 19, at the residence of her parents, Ellen Dr. Baun.—At hal:-past eight o'clock, on Friday, September 19, at the residence of her parents, at two be Baun, after a short and painful liness.

The friends of the family are invited to attend the funeral, which will take place on Sunday, 21st inst., from 147 East Fifty-mint street, New York, at two o'clock P. M.

Duank.—On Thursday, September 18, after a short severe illness, Mrs. Catharine A. McGinness, widow of James Duane, in the 72d year of her age. Her sons, M. H., Joseph E. and W. J. Duane, Edward and George McGinness, also her sons-inlaw, Chauncey Northup and Clarence Smith, and her friends, are respectfully invited to attend the funeral, on Saturday, September 20, at two o'clock, from her late residence, No. 185 South Eighth street, Williamsburg.

New Orleans papers please copy.

Duncan.—At Astoria, on Friday, September 19, Charkne Alexandra, youngest son of Thomas and Martha Duncan, aged 11 months and 4 days.

Funeral from their residence, Academy street, on Sunday, September 21, at two o'clock. Friends are invited to attend.

ELLIOTT.—On Friday, September 19, Emma S., only child of John H. and Martha A. Elliott, aged 3 years, 3 months and 19 days.

Puneral will take place on Sunday, the 21st inst., at two o'clock, at Whitestone, L. L., at the residence of her grandfather, Henry Lowerre, Eaq.

Finn.—On Wednesday, September 17, Thomas E. Finn, in the 38th year of his age.

The relatives and friends of the family are respectfully invited

late residence, No. 714 East Fortieta street, on Sunday, 71st inst., at haif-past twelve o'clock P. M. Interment in Woodlawn Ceneiery.

GOLDEN.—On Thursday, September 18, 1873, after a short and severe illness. Michael Golden, the beloved husband of Ellen Golden, a native of Cisra, King's county, Ireland, in the 53th year of his age. Relatives and friends of the lamily are respectfully invited to attend the funeral, from his late residence, 348 East Thirty-inith street, on Sunday, at one P. M.

Goss.—On Thursday, September 18, Catharine Ann, daughter of James and Catharine Goss, in the 18th year of her age.

The relatives and friends of the family are respectfully invited to attend the funeral, from her late residence, No. 337 Third avenue, corner Twenty-fifth street, on Saturday, September 20, at hali-past one o'clock P. M.

HARIMAN.—On Wednesday, September 17, 1873, after a long and peinful lilness, Rosina Hariman, in the 68th year of her age.

A solemn requieum mass will le said for the repose of her soul at the Church of the Most Holy Redeemer, Third street, sear Avenue A, on Saturday morning, September 20, at 9 A. M. Funeral to take place from the residence of her son, Anthony Hariman, No. 92 First street, en Sunday, September 21, 1873, at one o'clock P. M. The Irrends of the family and those of her sons are respectfully invited to attend without further notice. Her remains will be taken to Calvary Cemetery for interment.

HENDLEY.—At Middletown, Coan., on Friday morning, September 19, WILLIAM HENDLEY, Senior partner of William Hendley & Co., Galveston, Texas.

Relatives and friends are invited to attend the funeral, in the chapet at Ophir Farm, on Sunday, 21st inst., at two o'clock P. M., Without further notice. A special train will leave the Grand Central depot at twelve M., Sunday, for White Pains, and will return after the services.

IVES.—In Goshen, Conn., on Thursday, September 18, Norley of this city.

Notice of funeral in Sunday's papers.

KNOTT.—On Friday, September 19, Jennie B. KNOTT.—On Friday,

Inst.
LAFFERTY.—On Thursday morning, September
18, Rose Lafferty, in the 68th year of her age.
Her relatives and friends are respectfully invited
to attend the funeral, on Saturday, September 20,
at one o'clock P. M., from the residence of her sonin-law, Robert Borland, 347 West Seventeenth
street.

at one o'clock r. m., rome as the control of the family are respect.

Lambert.—On Friday morning, September 19, 1873, Mrs. Maria Lambert, widow of John Fitch Lambert, aged 69 years.

Füneral on Sunday, Zist inst., at the residence of her son-in-law, D. McManus, 187 Elm street, New York, at twelve M.

Lynks.—On Friday, September 19, Mary Ann Lynkss, beloved wile of Joseph Lyness, in the 47th year of her age.

The relatives and friends of the family are respectfully invited to attend the funeral, from her late residence, 788 Eleventh avenue, between Fifty-fourth and Fifty-fith streets, on Sunday, the Zist inst., at one o'clock. Mer remains will be taken to Calvary Cemetery for interment.

MACKLIN.—On Thursday, September 18, CATHARINE, the wife of George Macklin, in the 45th year of her age.

ming, the wife of George Macklin, in the 46th year of her age.

Relatives and friends of the family are respectfully invited to attend the funeral, from her late residence, Gore street, Stapleton, S. I., this day (Saturday), September 20, at two o'clock.

Maguire.—On Thursday, September 18, Patrick Maguire,—On Thursday, September 18, Patrick Maguire, a native of the parish of Boho, county fermanagh, Ireland, in the 57th year of his age.

The relatives and friends of the family are respectfully invited to attend the luneral, from the residence of his sister, Elizabeth Cullen, 406 East Tenth street, on Sunday afternoon, 21st inst., at two o'clock precisely.

residence of his sister, Ehrabeth Cullen, 408 East Tenth street, on Sunday afternoon, 21st inst., at two o'clock precisely.

MATHEWS.—At Hoboken, on Friday, September 19, Lerk, beloved wife of William Mathews, Jr., aged 21 years, 2 months and 17 days.

Notice of funeral in Sunday's Herald.

Mosley.—In Brooklyn, on Thursday, September 18, William M. Mosley, of apoplexy, eldest son of Robert Mosley, Est, of London, England, aged 51 years.

Friends of the family are respectfully invited to attend the juneral, from his late residence, 179 Nineteenth street, South Brooklyn, on Sunday, the 21st inst., at two P. M.

London papers please copy.

MOUNT, aged 19 years.

The relatives and friends of the family are respectfully invited to attend the funeral, at his late residence, No. 2.296 Fourth avenue, on Sunday, the 21st inst., at eleven o'clock A. M.

MURPHY.—In Brooklyn, on Wednesday, September 17, at her residence, No. 498 Dean street, of consumption, Isabella G. MCEPHY, aged 20 years.

The funeral will take place from the Church of the Redeemer, Fourth avenue, corner of Pacific street, on Saturday, September 20, at three o'clock P. M.

MCELLIGOTT.—On Thursday, September 18, 1873, Margaret McElligott, aged 38 years, a native of

P. M.

MCELLIGOTT.—On Thursday, September 18, 1873.

MARGARET MCELLIGOTT, aged 38 years, a native of county Kerry, Ireland.

The relatives and irlends are most respectfully invited to attend the iuneral, from her late residence, No. 6 West street, on Sunday, September 21, 1873, at two o'clock.

MCMENEY.—At No. 318 East Fifty-seventh street, ROBERT MCMENEY, a native of Glasgow, in the 44th year of his age.

ROBERT MCMRSR, the Research of the family, also the members of Perfect Ashlar Lodge No. 604, F. and A. M., are cordially invited to attend his funeral, from his late residence, No. 318 East Flity-seventh street, on Sunday next, the 21st inst., at twelve from his late residence, No. 318 East Flity-seventh street, on Sunday next, the 21st inst., at twelve o'clock noon.

Philadelphia and Glasgow (Scotland) papers please copy.

PERFECT ASHLAR LODGE NO. 604. F. AND A. M.—

The members are hereby summoned to attend an emergent communication at the rooms No. 8 Union square on Sunday, 21st inst., at eleven o'clock pre-

The members are hereby summoned to attend an emergent communication at the rooms No. 8 Union square on Sunday, 21st inst., at eleven o'clock precisely, to pay the last tribute of respect to our late brother, Robert McMeney. Brethron of sister lodges are invited to unite.

J. HODGE MERCER, Acting Master.

W. SINCLAIR, Secretary.

Oakley.—On Thursday, September 18, after a lingering illness, Mark E., wife of David Oakley.

Relatives and friends are invited to attend the funeral, on Sunday, September 21, at one P. M., from Methodist Episcopal church, corner of Lexington avenue and Filty-second street.

ORR.—At Cornwall, on Thursday, September 18, 1873, Jeannie, daughter of William Orr, aged 6-years, 7 months and 12 days.

Funeral on Sunday afternoon, at two o'clock. Friends are invited to attend.

POLLOCK.—At Fort Klamath, Oregon, on Sunday, August 24, of pneumonia, Amelia Jane, second daughter of Captain Robert Pollock, Twenty-first United States infantry.

City Lodge, No. 405, F. And A. M.—Brethren—You are hereby summoned to meet at the lodge rooms, Bleecker Building, corner Bleecker and Morton fetreets, on Saturday, 20th linst, at halfpast nine A. M. sharp, for the purpose of attending the funeral of our deceased brother, Washington M. Thurman. By order of

ALEXANDER MACK, Master.

James B. Youell, Secretary.

PURDY.—On Thursday evening, September 18, 18aBella L., youngest daughter of Bartholomew B. and Sarah A. Purdy, aged 1 year and 11 months.

Relatives and friends of the family are respectfully invited to attend the funeral, this (Saturday) morning, at eleven o'clock, from her parents' residence, Fourth avenue, between 128th and 129th streets.

QUINN.—On Thursday, September 18, of diphtheria, John Stewart Quinn, aged 5 years and 6

dence, Fourth avenue, between 128th and 129th streets.

QUINN.—On Thursday, September 18, of diphtheria, John Stewart Quinn, aged 5 years and 6 months.

Friends of the family are invited to attend the funeral, on Sunday, 21st inst., at two o'clock P. M., from the corner of Sackett and Henry streets, Brooklyn.

RICH.—Of consumption, en Friday evening, September 19, at the residence of his aunt, 177 West Fourth street, New York, Frank P. RICH, son of David and Margaret Rich, in the 17th year of his age.

Funeral services at half-past one o'clock on Saturday afternoon, September 20. The remains will be removed to Providence for interment.

Providence papers please copy.

ROSENBERG.—On Friday, September 19, EDWARD ROSENBERG, aged 44 years.

Relatives and friends of the family; also Samuel Lodge, No. 63, U. O.B. B.; Empire City Lodge, No. 206, P. and A. M., and Chevro Benoni Sholom are respectfully invited to attend the juneral, which will take place Sunday morning, at half-past ten o'clock.

Serrell.—On Thursday, September 18, 1873,