CITY INTELLIGENCE.

THE CITY ELECTION

Meeting of the Return Judges

An Adjournment until This Afternoon.

How the Business was Done in the Fourth Ward.

At 10 o'clock this morning the Return Judges the city met in the Sapreme Court room, for the purpose of returning the voice cast at the election on Taesday last for the Electoral College.

The following is a I	ist of the Judges:-
Burds. 1 Joan B. Bouvier. 2 Francis Hagerty. 2 Joan G. McCall. 4 W J A. Fusey. 3 John O'Byrne. 6 W li am st. Tiel. 5 John Grahsm. 8 William Kane. 9 D B. Beitler. 11 Lews t'. Pierce.	Wirds, 15. William Seybert, 16. Jino G. Smith. 17. William H. Ehret. 18. Jidob M. Davis. 19. B. A. Kienss. 19. Joe. B. Haines. 11. Iva Jinos. 12. Thomas Megatree, Jr. 12. Charles Williams. 14. H. S. Gagner. 15. Daniel Harkins.
12. Isaac Burk.	H. A exander Kyl-,
12 . H. Green	7. Fred. W. Masteller.

14. Samuel + chelde. | S. W. A. De Barry. A permanent organization was effected, as President-James N. Kern. Clerks-J. Alexander Simpson, R. H. Beatty.

Doorkerters-John G. Hollick, James Ghee ghan, Henry Lee, and J. H. Codman.

Messes gers—Richard Ott and Thomas Strain. The officers were then sworu in by Alderman

The wards were then called and when the return of the Fourth was read, Mr. IA B. Bettler moved to exclude the Seventh division of the Third ward, and Sixth, Seventh, and Eighth divisions of the Fourth ward, stating that he based it on certain statistics formished by the Prothonousry of the Court of Common Pleas, which he forwarded to the Chairman, who hanced the document to the Cierk, who read it The Prothonotary, under oath, sub-cribes to the fact that there has been no list of voters furnished to his office of the above division, as required by law. He also gives the total votes of these divisions, as returned for the October election, which compares with the November election as tollows:-

SEVENTH DIVISION, THIRD WARD. O. M. Coates..........976 | W. V. McGrath.......976

Oct. ber, 1868.
Hector Tyndale150 D. M. Fox3
SIXTH DIVISION, FOURTH WARD,
November 1868.
October, 1868.
Tyndale80 Fox8
EIGHTH DIVISION, FOURTH WARD,
November, 1868
Coates153 McGrath12

October, 1868. Tyndale. .. 156 | Fox... SEVENTH DIVISION, FOURTH WARD. November 1868.

October 1868. 23 | Fox..... ..651 Mr. O'Byrne argued that the duties of the Board are only ministerial. The law places the decision of contested elections in the hands of

the Court. The Return Judges have merely to count the votes as returned. Mr. Green said tout the returns exhibited fraud upon their face, and he was not willing to count the votes until so ordered by the Court. He wanted it settled that respectability was not to be governed by rough ..

Mr. O'Birle said he was no apologist for fraud, but he insisted that the Board had no pewer to act in this matter.
President Kern read from the law, which

zh ws that in ordinary ca-es no oarts of returus could be excluded, except where deficiences make them natutelligible. He said he would ceiving returns in their present shape the return Judges were making themselves a party to the trand

The vote being put, was decided in the affirma Tive, as f. llows:—
Yeas-Messrs. Bouvier, Graham, King, Beitler, Green, Scheide, Seybert, Davis, Nace, Haines, Jones, Megargee, Williams, Kyle, DeBavry, and Kern.
Nays-Hagerty, McCall, Furey, O'Byrne, Tiel, Parce, Burke, Smith, Ehrer, Hagner, Hacking,

Pierce, Burke, Smith, Ehret, Hagner, Hackins, and Maste ler. On motion, the Board then adjourned until 1

o'clock, to allow the judges of the above wards to correct their returns. The affidavits attached to the above documents are as follows: -

The affidavits attached to the above documents are as follows:—

State of Pennsylvania, City of Philadelphia sa.:—
Charles Sigmund, being duly sworn according to have deep es and any state in was minorily laspector of elections in the Sixth division of the Fourth ward, at the election held in said division on Taesday, Nov. 3, 1868; that the provisions of the laws regulating the manner of conducting elections were easily divregarded by the judge and remaining insuector of said election division as inspector, for about one hour after the polis (pened; that about \$0'clock in the morning of election day a voter approached the window, handed in his bailot and because the laspector would not swear said voter (the said I speciol knowing said voter to be a qualified elector) a crowd rushed into the building and to the window, and by threats and violence compelled deponent, the ninority Return Inspector, and bith lateir cirks to leave said place that one of the clowd of roughs ours de the window took the Bible from the inspector and threw it in the street; that one Finnegan handed the Bible back again; that persons outside (several persons) said if any Democrats were swern at said divisions that day the inspector would be turn from the box: that persons applying to vote were coallenged by deponent, and channess dis regarded; that voters—qualified electors of said divisions in the line of vo.es, were driven away by threats and accusi violence; that over 1600 votes were polled at said elections that at the election heid Oct. 18, 1868, only 369 vores were polled; that the election heid Oct. 18, 1868 only 369 vores were polled; that the fraudient votes as a series of said division voted. And that the fraudient votes were polled in said election neid Nov. 3, 1888, greatly exceeded the fraudient votes were polled in said election did Nov. 3, 1888, greatly exceeded the fraudient votes were polled in said election field for the election of seid division said, in speaking of the election of seid division that deponent as lospect

November, A. D. 1868. DAVID B HITLER, Alderman.

State of Pennsylvan's, City of Pilladelphia, as.:—

Jacob L. Haugh being culy sworn according to law, deposes and says that, at the election held in the Sixth division of the Fourth ward of it e said city, in Tuesday, the 3d day of November, 1838, he was present outside the window for about fitty-live minutes from the trme the rolls opense; that a person applying to y.te was chanced; di that Mr. Chariss Signom the trme the rolls opense; that a person applying to y.te was chanced; di that Mr. Chariss Signom the minority isopense of election in act division; challenged said voter that John Duffy, who was outside the window at said election division, took the brook, the B bie, from the majority Inso corat as a describe division, innew it in the attret, and relused to permit said voter to be sworn in reference to bis qualifications as a voter; that the vote of said person was received by the forspector and placed in the box; that said Duffy and others told the Inspector that it he swore another Democratic voter that day they would drag him out of the window. The Indge of election then came on from the room in white these election officers were conducting the election, and said, 'What is the health of you had that book.' 'Qualified electors in the lide of voters were besten and lorded to retire; that qualifies electors forced to eave. Deponent was old by J. ha Duffy that if he swore and subscribed before me true 5th day of Boysenber, 1865. DAVID BEITLER, Alderman.

Pate of Pennsylvania, tity of Philadelphia, se-

B'ais of Penray'ivania, tity of Philadelphia, se:— Wi ham H. mcliwa, 'n, being duly sw rn according to law, deposes and says, that at the election held in the Rhy: the division of the Yourth ward in the raid city on Twaday, the 3d of No, 'ember, 1865, he was one of the Inspectors of said election; that the laws regu-

lating the manner of conducting election was totally disregarded in said election division by the and disregarded in said election division by the and over majority inspects; that persons voted over a sign on false, fictitions names, some persons votes of the said fittitions names, some persons votes of the said fittitions is at the fitting of said division is six through and fitting and on the extra assessment list is two hundred and fitten (2:5) and on the extra assessment list is two hundred and fitten (2:5), making a total of 885; that one thousand three hundred and fitty-fort tokets were counted in said election division at said election to sait he largest vote poled in the said division at the election held October 11, 1888, was seven hundred and firsty-four (7:4); that deponent was a clerk in the said division at the election held October 13, 1888; that no population held October 13, 1888; that no population held October 13, 1888; that no populating was given deponent to ascertain if the names of persons offering to vote were on the list of taxables; that in the largest were disregarded and tickets placed in the box as soon as received in the windor, and that at least five bundred votes remigrated and tickets placed in the persons claiming to be between the ages of twenty on affirmed, and without requiring vouchers for resulted eventy-two years voted without being 2 wire, or affirmed, and without requiring vouchers for resulted eventy was an anounced by some person outself a said the ticket were thrown into the winder we are sons came up with a ticket in each shade in the sons came up with a ticket in each shade in the persons came up with a ticket in each shade in the persons came up with a ticket in each shade in the persons came up with a ticket in each shade in the persons came up with a ticket in each shade in the persons came up with a ticket in each shade in the persons came up with a ticket in each shade in the persons came up with a ticket in each shade in the persons came up with a ticket in ea

vember, A. D. 1888, DAVID BEITLER, Alderman. Figire of Penr, sylvania, City of Philisdelph's as:—
Louis L. Del's being duly sworn accord at to law, denoses and tays that he was one of the ciecks at the
election used in the Eighth division of the Finch
ward on Tuesday, the Ed day of November, A. D.
1858; that he has read and heard read the statement,
swern to and subscribed by Whilam H. M. illvaine,
ph. Inspector of election in the said division, at the
election held Nov. 3. 1888; that had division, at the
election held Nov. 5. 1888; that had division, at the
gas I relates to the election held Nov 3. 1888, is just,
true, and correct, from deponent's twa knowledge,
in at its particulars.
Sworn and subscriped before me this 5th of Nove nber, A. D. 1868.

Partin M. Shalls and Farrard Falls the said.

in an Us particulars.

Sworn and subscrined before me this sheef Nove metr, a. D. 1868.

Palifip M. Shul z and Edward Kelley, being duly sworn according to law, depose and say as follows:—That they were officers of the election held in the Seventh division of the Third word of the said duy on Tuescay, the 31 day of November, a. D. 1868, that the said Philip M. Shully was more that the said Edward Kelley minority Re-ura Inspector; that the simplest and plannest provisions of the laws regulating the manner of conducting elections were disregarded in said election division by the Judge and majority Inspector; that the simplest and plannest of persons voted on fictious names; that great numbers of persons voted over and over as sin that the whole num her of taxables to said division is Sis; that 1120 batiots were counted and only 980 names of voters were registered by the clerks employed at said election by the electics employed at said election by the electics were alike, that the names of all persons vot ug were written down by said election division at any previous election was at the election field on a may previous election was at the election field ones if; it is an addition of the person of the freud perpetrated November 3, 1888, was a gross and outgrageous froud on the rights of legal voters; that the freud perpetrated November 3, 1888, at the election held on said day in said division, exceeds the fraud perpetrated at the election held in said division on October 18, 1888; that the vote polled October 18, 1868, that the based division at the election reld November 3, 1868, at the election and the vote polled October 18, 1868, that the based of the election in said division would not permit the minority Inspector to have the list of taxables to ascertain if the names of persons would not permit the minority Inspector to have the law of the election relation of the election of said division would not permit the more than the persons of the election of the persons would an administration of the relation of th

DAVID BEITLER, Alderman.

AFTERNOON SESSIONS. At 1 o'clock the Board reassembled, and the returns from the Taird and Fourth wards as amended were read. The remainder of the wards were then called off, until the Sixth ward was reached, when, on motion of Mr. Butler, a com-mutee of five was appointed to present the matter of throwing out the precincts of the Third and Fourth wards to the attention of the Court. The minority refusing to act on the Commit ee, the chair appointed it from the majority, and named D. B. Beitler, John B. Green, J. N. Davis, J. B. Bouvier, and W. A. De Bayry. The Board again adjourned until 2

o'clock. CITY CRIMINAL CALENDAR.

Caught at Last-A Bad Boy-"Deputy" in Trouble-Dishonest Boarder-Jewelry Thief-Determined to Vote-

Serious Sport-Crael to his Horse. -Yesterday a man, giving the name of Daniel Kelley, whose real name is supposed to be Smith, was arrested at Seventh and Bedford streets charged with the larceny of a trank and value, valued at \$100, from a Jerseyman in the mouth of July last. The latter came to this city, and encountering Kelley at Walnut street wharf, employed him to carry the trunk and value to a place up town. On the way the Jerseyman stopped in a store, and while there Kelley walked off with the things. He had hearing before Alderman Bonsali, and was held

-William O'Neill, a lad, has been arrested and committed by Aiderman Bonsali for break-ing the palugs off the lence surrounding the parade ground west of Moyamensing Prison, He had been doing so for some time.

- Michael Gormerly, one of the dep ity sheriffs

at the October election, has been arrested and bound over in the sum of \$800, by Alderman Neill on the charge of being one of the parties who knocked down and beat Police Officer Windmill, of the Eighte-nth district, at the Fourth division house of the Twenty-fifth ward.

-Patrick Kelley, who had stopped for a day or two at a house on Water street, above Pine, was arrested yesterday for the theft, on leaving, of an overcoat, a dress valued at \$25, an 1 a lot of jewelry. A portion of the stolen property was recovered. Alderman Carpenter committed

-A fellow named James Condon walked into the jewelry store of Clark & Biddle, Chesnut street, above Seventh, yesterday, and asked to look at some ladies' breastpins. Among others, a handsome brooch was exhibited, which he, unobserved, put into his pocket, and left. When its loss was discovered search was made for the fellow, and Reserve Officer Finley came upon him in the lewelry store of Mr. Ladonus, Ches-nut street, gabove Eighth. He was arrested and taken to the office of Alderman Bettler, where, upon searching him, the brooch was found, as well as a breas pin worth \$25 and a chark worth \$22, which he had cribbed from Ladomas' store. Held in \$2000 bail.

-Pairick Mullerhoon came from New York some time ago and secured employment in rolling mill at Manayunk. He told his employer that he had been in this country but two years; that he had his naturalization papers and in tended to vote for beymour and Blair. His em-ployer, though a Democrat, warned him not to do so, and when Patrick insisted that he would the gent eman informed Police Sergeant Peterman. The 8-regeast went to Patrick and told him that he could not vote. Patrick then had the Sergeant arrested for intimidating a "voter." the Sergeant arrested for intimuded, and Paurick Occurse the officer was discharged, and Paurick committed to answer by Alderman Ramsuell.

Two pretty fellows—Morris Lee and John Kirk—have been arrested by Police Officer short, of the Thirteenth district, for knocking down with clubs an old man six y years of age, in the Twenty-third ward, opposite the Falls of Schuylkill. The assault was made without any provocation — merely for sport. Alderman Whalley committed them.

William Lenark was arrested yesterday, and bound over by alderman Massey, to answer the charge of crnelly beating his horse at Thirteenth and Mount Vernon streets.

OLIVER DYER, who discovered that John Atlen was, as he still is, the "Wickedest Man in New York," and wrote him up for Packhard's Monthly, will appear before the people of this city on Tuesday evening next, Nov. 10, at Concert Hall, when and where he will deliver a lecture exco-ing "The Wickedness, Romance and Rascality of New York." The theme is a fertile one, with which Mr. Dyer is very familiar.

POISONED.

Coroner's Investigation into the Circumstances attending the Death of Mrs. So, bia Hecht.

This morning, at 11 o'clock, Coroner Daniels, sitting in his office, held an inquest into the case of Mrs. Hecht, who was fatally poisoned on Tuesday last by the taking of pilts of atropia, prepared at the store of Mr. Bover, Sixth and Green streets, in tend of assafetida.

Green streets, instead of assafertida.

Mrs. Bedelia Keiley, living at No. 1259 N. Fifth street, testified—On Friday afternood Mrs. Heart told me she would take a none of phis; inataha was billous; saked me if I would get the n; at the Rams time told me she would take a none of phis; inataha was billous; saked me if I would get the n; at the Rams time told me to get a bo to fay myself and the Rams time told me to get a bo to fay myself and the prescription, bold me to take the pills were set, and might get out of shaps, but that ne don't like to hardon them from: she asked for some apple-butter; gave it to her; then went downstains and perhaps about ten minutes after at e told me she had taken them and let, better; sae then ast down to sow, and in about ton or fitten minutes she exited me; she says. "Can there be saything in the se pills? I feel so atrange," asked me for water; taid ner on the soffs and called her danguer, when we reached her again she was cellificus; car led ner to near 1900, some intention a doctor; Dr. De Young came a dt) at charge of the case; the pills were prepared from an oid prescription; a young man prepared them; cidn't know him.

Aschel Hennt testifier—Was sent po, the doctor; he came, he sent me up to Bowers' for a copy of the prescription; Dr. De Young; could sell by he chartened to sower's.

I hilly De Young, M. D., living at No. 212 N. Finn alreet, testified—Ramel Hecut cames) my nouse oe

tenance that he was much starmed; he at once hastened to nower's.

I hillip De Yongs, M. D., living at No. 212 N. First at reet, testified—Racael effects dame to my nouse on tween sand 10 o'cock on Tueseay moraing with a mess ge that her mother was very sick, and that I should come immediately; went to let; was told to it she had been aken with a spil, trying to tear her clothes, and that she had to be not bed by force; one was asleep on the bed when I saw her; she do not breathe hard; her face was flushed; her, told, a she had taken her taked pilis; examined her, and coulon't route her; was told that the had calen but it it to hat morably when I found there was ir much in arousing her I sent g'or a copy of the prescription; Racael went for it; to my surprise I asw on the paper a ropia, what I never prescription the polis; he told me "Yes." I asked to see my original prescription; was shown it; asked no explanation, but riched to Dr. Demme's office; he was out; went to several other noctors, found br. Carter, who told me to give suiphate of zinc as a prompt emetic; went back to the house and sent lacuel for her father, with word that his wife's iff was in dang r; got Drs. Andrews and Gross from the back to the house and found there D.s. Lewis and Carter.

Dr. A. C. Bonneville, No. 514 N. Third street, testi-

was in dang r. got Drs. Andrews and Gross from the Jefferson Medical College: went with them back to the house and found there Drs. Lewis and Carter.

Dr. A. C. Bonnsville, No. 518 N. Third street, testified—"aw the lady about a o'dlerk in the afterooon of Tuesday. (witness then gave the history o' the prescription, and said that young Bower and toid him that he (Bower) had make a mistake it reading the prescriptions had read "atropia." instead of "assalection" prescription was shown the witness at Eower's frug store, and he read it correctly—assaicelida. Prescription was shown the witness at Eower's frug store, and he read it correctly—assaicelida. Not atropia.)

Dr. H. C. Paist, No. 524 N. Sixth street, testified—Was to d in the afternoon that Dr. De Young had been after me; that a lady had been poteoned shrough a mistake at Bower's drug store; went to the store and assed Joseph Bower wast had happened; he showed he the prescription of Dr. De Young; he saked me to read it; iread is "assatcatida," not "atropia." could make out the prescription with therabe ease; I asked him "What of it?" he taid me that he had put stropia is tinstent of assatcatida; I said it was a fearful mistake, and asked him how it heap-ned; he couldn't thit me; only that on the bottom of the prescription is as "atropia; and knowing also that Dr. De Young had the same of prescribing large doses. I comp unded it in good laith, aid if the woman does not recovert will cortainly drive me wild; went to the rower, and found three physicals that and not hat there was a possibility of her recovery.

Dr. Linzey, No. 507 N. Sixth street, corroborated the foregoing tes imony.

Dr. Raiph M. Townsend, No. 1270 Tenth street testified—was called from the Jefferson College Hospital about 11 50 olock "to study after the effect of some martificial respiration, with the aid of powerful simulation butterless and objections of best tea and whisky, kept this up unit a bour a olock in the evening; he then had a pute of 100 and was occasing vernitaed in the sundi tions by little studies of switches; about 11 o cook she could swallow; in half an bour a terwards however, she appeared to become sufficiated, and though we resorted to our remedies again, see died.

Dr. Charles arter, resident physician of the Northern Dispensary, No. 608 Spring Ga den attext, testified—about 11 octors on the moraling of Tuesday Dr. ern Dispensary, No. 603 Spring Ga den atreat, testified—About II o'clock on the moraing of Tuesday Dr. De Young, in a state of agitation, cat ed on me and wanted a stomach pump; was then sent for by some member of the amily, but before going thought o' the shidotes for the polson, and incended to send them dows to the nouse, repaired to the nouse with a solution of morphis and a syringe; found the patient laboring under a great stupor; her testh were firmly set; she swellowed an emist; with difficulty; Dr. Lew is soon came in, and I suggested the administered it through the hypodremic syringe; the other doctors then came in; I got a galvanic battery; this was applied with the other means of respiration; these resources were kept up until I left; think the patient was laboring under a poison; her tongue was dry, as also her mouth; from the fact that she recoveres partially at one time, I would rejec, the idea the time poisoned.

itally at one time, I would reject the idea that ane died from any disease; she had the symptoms of being poisoned.

Dr. Shapleigh made a post mortem examination of the body and testified. There were livid spots on the body and testified. There were livid spots on the body; the pupils were somewhat dilate; I found the bind vesses of the brain congested; the vessels of the spinal cord were congested in like manner; the longs and liver were also congested; there were some appearances of irritation of the stowach, not very well mark of the blood was in a find condition; the substance of the brain and spinal cord were sofiened; this, I think, was a post-mortem effect; after poisoning by a repla decomposition as its in early; the proofs ob ained from a post-mortem examination in a case of polaoning by a narcotic like attoria must always be of a negative character; if onnot the appear ances in this case such as, in my opinion, are compatible with a supposition that death had ensued from an overdose of airoofs; atropia is the active principle of atropia belladdonna, the deadly nightshade, rarely used internally and only in minute doses; in large doces it is a deadly poison; having lists and to the evidence of the physicians was were in attendance, my opir ion is, founded upon their evidence, corroporated by the post-mortem after ards, that she came to her death from poison—atropia.

Henry A. Bower, northeast corner of Sixth and Green streets, testified—The drug store is mine; originally the prescription was prepared by myself; afterwards oy my son, Josech H. Bower; he is not a graduate; he never but up the prescription offers; I was absent from the piace at the time; when I came back I learned of the accident; my son has gone to Jerre; he was very much excited.

THE VERDICT.

The jury, after deliberation, rendered the following verdict:—
From the evidence elicited before your jury, From the evidence elicited before your jury, they find that Mrs. Sopnia Hecht sent to the drug store of Henry A. Bower, northeast corner of Sixth and Green streets, on Tuesday morning, November 3, 1868, to have a prescription compounded, calling for four cathartic pills, which had been renewed several times before. These pills were taken by the deceased; soon after severe and alarming symptoms came on physicians were called, when it was discovered that J. seph H. Bower, who had enarge of the store in the absence of his father. Henry A. Bower, had by a mistake, while compounding Bower, had by a missake, while compounding the prescription, substituted atropia, a deadly poleon for assafectia. We therefore find that the said Sophia Hecht came to her death from a narcotle poison known

as alropis. We also most severely censure Henry A. Power for allowing an incompetent person to compound perscriptions at his store, and detrecate the practice of renewing prescriptions

OUTRAGES BY DEMOCRATIC ROUGHS UPON A REPUBLICAN CITIZEY. - Mr. John Shirley, of the firm of Shirley & K.son', doing business as No. 204 Church street, has lately been persecuted by a number of roughs for being a staunch Repub-lican. Mr. Shirley resides at No. 1202 Christian street, and during the campaign just over be excited the cumity and vitup-ration of a lot of Copperheads for making a display of Republican banners, and for an unwavering steadiast-ness to the principles of Republicanism. During the past few weeks the B-cond ward rougus b-daubed his dwelling with paint, tar, etc., broke in the windows and disfigured it in diverways. Last night four men went to the house of Mr. Shi'ley, so disguised as to be urrecog-nizable, and rang the bell. The owner being ab-eut, the servant answered the call, and no rushed into the ball and maltreated the young lady. Ascertaining that Mr. Shirley was not at home, they left after doing all they could to damage the furniture. It was very evident from the number of the quartette, the tegor of their language, and masks, that an assausination of Mr. Shirley was intended.

A Treaty with Italy-Return of Secretary Seward-The Surratt Case Ended.

Despatch to the Associated Press. Washington, Nov. 6.

bas proclaimed the treaty between the United States and the King of Italy for the surrender to each of the contracting parties of persons who shall have been convicted of or charged with any of

Tno a ollowing Crimes: -Murder, attempt to commit murder, the crimes of rape, arson, pluacy, and mutiny on board ship, whenever the crew, or part thereof, by trand or violence against the commander. have taken possession of the vessel; ta- cri nes of burglary, forgery, tabrication or circulation of counterest money, or embezziement of public moneys. The provisions of the treaty shall not apply to any crime or offense of a collical character, and the person or persons delivered, except for the crimes enumerated, shall in no case be tried for any ordinary ordinary committed previously to that for which his or their surrender is asked. This treaty is to continue in force five years.

The Butler Zonaves a colored organization, fired a salute of fifty Benjamin F. Butler to Congre s, and alterwards paraded the streets with their cannon.

Secretary Seward has returned to Washington.
In the Supreme Court of the District of Colum-

The Case of John H. Surratt came up, the motion being to dismiss the appeal of the District Attorney from the d-ction of Judge Wylie in the Criminal Court, sustaining the plea of the statute of limi ations made by the accused, and di-conraing the prisoner. The Court, Judges Cartter, Oliver, and Wyle, dismissed the appeal, on the ground that there was

no precedent for sustaining an appeal in a case after judgment bad been rendered in a criminal

court in favor of the de endant. This is The Eud the Sprratt case.

Latest Markets by Telegraph.

Latest Markets by Telegraph.

New York, Nov. 6—stocks unsettled and excited. Chicago and Rock island, it light leading, 33, Canton Co., 46; Krie, 33%; Cleveland and Pittsburg and Fort Wayne 105% Cleveland and Pittsburg and Fort Wayne 105% Cleveland and Colledo 9-15; Michigan Coutern 8014; New York Central, 1184; Hithols Central, 116; Clamberlard preferred, 33; Virginia 68, 54; Missouri 64 as bell account River, 1271; 5-28, 1862, 164 do., 1864, 1644; do., 1865, 105; do. new, 1674; 10-408, 10214; Gold, 1325, Money, 768 per cant. Exchange 91.

NEW YORK, Nov. 6—Cotton do 1 at 2856c, Flour duil and declined 166,15c, Sales of 898,0 parren 4t to at 8570@78; Onio, 87 1869 18; Western at 4 70@7 50; Southern, 7 206; 340; California, \$670@18c, Wheat all at declined 162c Corn do 1; sales of 29 000 bushels at 81 in @1164 Oats heavy; sales of 18.0 c oushels at at 77c. Beef quiet. Pork duil at \$2673@25.85. Lard duil, Whisky quiet.

Battinger Nov. 6—Catten duil; middling unlands.

7c. Beef quiet. Pork dull at \$20.75@26.85. Lard ... Whisky quiet.
ALTIMORE. Nov. 6 — Cetton dull; middling uplands, Flour, more doing, but prices are unonauged. eat dull and nominal. Corn dul and receiots sir old white, \$1601.05; yello v. \$1601.06. Oats duil bominal. Bye duil a d nominal. Park quiet it \$1603. Bacon active; rib sid-2 17/5c. Gear du., Shoulders, 13%@14c. Hams, 1903. Lard duil 18c.

LEGAL INTELLIGENCE

COURT OF QUARTER SESSIONS-Judge Peirce. charge of the two McBrides, the two Greve-lands, and Holland, who have been in prison lands, and Holland, who have been in prison since July last, awaiting trial upon the charge of the murder of Michael Gallon, it being claimed that they were entitled to be discharged under the two term rule of the act of 1785, Mr. Mann, by the request of District Attorney Sheppard, came into Court and opposed the motion. He said that the views frequently given by himself to the Court and the construction always put by the Court upon the act of 1785 were that its provisions in regard to the discharge of prisoners were not regard to the discharge of prisoners were not mandatory, but gave a discretion to the judges. And this discretion the Court had never besi-tated to exercise. When this law was passed the terms of the Court were quarterly, and con-sequently a man commit ed to prison to answer at the next term might lie there nearly three months before the beginning of the next term, then three months before the expi-ration of that, his first term, and finally three months before the expiration of the third term. By this arrangement he might be confined hearly nine months without trial and without right to discharge. The law was intended to prevent malicious delays, and release, after six or nine months' impri-onment, was the extent of the remedy. But now, by the different rearrangements of the terms, the law different rearrangements of the terms, the law was made to apply to terms of two months' duration, the act of 1867 maxing the last innovation into the order of terms not abbreviating the time when the prisoner might claim[his discharge. But the law was only permissive and was to prevent malicious delays. Therefore, where a postponement of a trial was made by the Commonwealth's officer for what in the honest exercise of his discretion appeared to be a proper cause, where there was an entire absence of everything like malice, the prisoner could not demand his discretionarge. This case has not been tried because the Commonwealth's officer had thought it best not to take it up during the hot season; in best not to take it up during the hot season; in fact, it was the request of the bar that an Oyer and Terminer should not be held during the warm season; moreover, the Court had been compelled to take a recess in order to have the room cleansed; the public interests demanded it. Such reasons as these interests demanded it. Such reasons as these had combined to prevent the trial, and no improper motive whatever entered into it. But here the commitment was in June to answer at the next term, which, as the terms within the meaning of this act consisted of two months, and were not interfered with by the act of 1867, would begin in August, and the second term from that would begin in October and end in November; tuerefore, under the commitment the Commonwealth would have until the close of this month to try the cause.

In the course of the argument Mr. Mann read from the record of this court in 1784, in which were found such penalties as twenty-one lastes.

from the record of this court in 1784, in which were found such penalties as twenty one lashes, so many hours in the pillors, then all ing of one's ears to a post, and the cutting of them off.

Mr. Sheppard, in addition to Mr. Mann's argument, said that he had examined the reported cases on the subject, and had found none that would call upon the Court to grant this motion under the circumstances, but had found those that would well warrant its refusal. Where the panel of jurors had been quashed at two successive terms this was conquashed at two successive terms this was con-sidered an act for the benefit of the community; the prisoner was a member of that community and his ascent was Implied, and, the efore, his discharge refused. So where the order of ousiness prevented the trial. The law, he thought, was not mandatory but simply permissive, and toat where the postponement was not from proper causes, At the request of Mr. O'Byrne the argument

was continued until to morrow. DARING BURGLARS .- Early last evening, Mr. Brown who carries on the fur-making business at No. 434 Lombard street, went down collar, and there found a man, who said that he nad entered the place to sleep. Mr. Brown save him some money, and the other left. After Mr. Brown and his wife had retired for the night they stept in a room ju-t back of the store—the front shulters were pried open, and the place entered by burglars. Some \$500 worth of manafactured furs, consisting of squirrel and mink collars, mails, etc., were stolen. Neither Mr. Brown nor his wife were awakened by the thieves, and by their sensations on rising this

must have been stupefied by chloroform. ROBBERY IN DAYLIGHT .- Yesterday afternoon, bont 5 o'clock, a man entered the tallor store of E. Beistte, No. 338 North Fifth street, daring he absence of the proprietor, and finding only a boy in the place, knocked him down, and then se zing a valuable overcost, decamped. The lad was badly hurt by the blow. The thief

morning they judge that while sleeping they

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THIRD EDITION FOURTH EDITION FIFTH EDITION

WASHINGTON. FROM THE CAPITAL.

The Anticipated Early Return of General Grant-He Desires No Public Demonstration-The U. P. R. R.

Reported Mill Between Giant Pugilists.

FROM WASHINGTON.

Special Despatch to The Evening Telegraph. WASHINGTON, NOV. 6.

General Grant

bes written a leiter to a friend in this city stating that while he is greatly indebted to those who propose giving him A Public Reception

on his arrival here, he prefers that no demonstration be made. He does not state when he will return, but his friends expect him

Next Week. It is probable some sort of a demonstration will be made after Grant has been here for a week or two; but, in accordance with his

wisher, none will take place on his arrival. The Commission of three engineers recently selected by the Pre-

sident to inspect the Unite Pacite Railroad was appointed at the surgestion of the Scoretary of the Interior on account of rumerous communi-cations, official and unofficial, received by him in reference to the character of the work, and representing that no segard had been paid to the requirement that the road should be made a firstclars one. The purpose of the Commission is to inquire how much of the road ought to be accepted by the Government as coming up to the standard required by law, before the payment of a subsidy. It is said the President will soon appoint a similar C mulesion to examine all other branches of the acide Railroat asking and receiving subsidies from the Government.

FROM NEW YORK.

Reported Prize-Fight Between Wormald and O'Baldwin,

POUGHKEEPSIE, Nov. 6 .- A doubtful report just received here states that Wormald and O'Buldwin fought a battle early on the morning of election day in Pu nam county, but lew persons being present. So n after the fight commenced Wermald hit O'Baidwin a terrible bio s, cutting his tace open from the chin to the ear.
O'Faldwin rallied soon after, and by a heavy
and well-directed blow won the fight. The parties then left the field, and procuring carriages, intercepted the night express down train on the Hud-on River Railroad, at either Garrison or Fishkill, where they took passage in a dining-toom car for New York. After the fight was over one of the backers of O'Baldwin got late an altercation and was dealt a terrible blow in the face by Joe Coburn. The greatest vigitance was exercised by the fighters to ward off any sufficion of the fight, and they succeeded well.

New York, Nov. 6.—The ex reme monetary stringency cont nues. Governments are active and excited. The Assistant Trea urer denies selling bonds. There is a panic in railway

The Brooklyn Skating Rink fell this morning. injuring John B. Cort. John Cueningham, Oven O'Hara, David Crocker, and John Kennedy, It is now said that Hodges (Republican) is elec ed to the Assembly from Brooklyn, ustead of his opponent, a Democrat. The Board of Supervisors will meet officially to count the

votes on Tuesday next.

The Republicans elect an Assemblyman in the district of Ulster county, making the Republican It is thought that Hawkins, Republican, will

be elected to the Legislature from Richmond county. Staten I-landimak-s still another rain, and gives the Republicans a majority of 25 in that body.

THE ELECTIONS.

Pennsylvania.

WEST CHESTER, Nov. 6.—Chester county offi-cial—Grant, 9178; Sey nour, 6490. Majority

FOREIGN.

Reverdy Johnson Criticised-A Dreadful Ratiway Collision. By Atlantic Cable. LONDON, Nov. 6 .- The Standard, Conservative

orgau, ascribes the disparagement of Reverdy Johnson by the Radicals here to his admiration or England. Accounts have been received to-day of a dreadful rallway collision which occurred yes terday near Newham, in Wales, Several per-

sons were killed and many injured. From St. Louis.

Sr. Louis, Nov. 6.—Governor Crawford, of K-psas, ras resigned, and has been commissioned colonel of the new regiment of cavalry raised by the State for service against the In-The Lieutenant-Governor will act as Governor during the remainder of the term.

New York Stock Quotations, 3 P. M.

SALUTES IN HONOR OF THE GREAT VICTORY .-Last evening the Cameron Club and the Twentysixth Ward Grant and Coffex Club each fired 100 saintes in honor of the great Republican victors on Tuesday last. There was a large crowd present, and much enthusiasni prevailed

PHILADELPHIA STOCK EXCHANGE SALES, NOV. 6 Reported by De Haven & Bro., No. 46 S. Third a BETWEEN BOARDS.

\$1000 Pa R 1 m cs. ... 10 ½ 152 cm Read R. ... 530 200 Elmira R 78 ... 20 ¾ 1 100 cm Read R. ... 530 200 Elmira R 78 ... 20 ¾ 1 100 do. ... 530 do Reported by De Haven & Bra., No. 40 S. Third streetb30_ 47% ... b10, 47 41 T. ... 4 do....2d&10_ 47 b30_ 47% do.....ls.bso. 47 h

-The Southern crops this year are placed

-Buffaloes may be killed from the car windows on the Pacific Railroad.

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THE LATEST NEWS.

The Expenses of the Government During October-The Public Debt Statement-Revenue Appointments.

FROM WASHINGTON.

Special Despatch to The Evening Telegraph. Governmental Expenses.

WASHINGTON, Nov. 6 .- The following are the expenses of the Government for the month of October:-Civit, miscelianeous, and foreign, \$4.176.0 0; interest on public debt, \$1,381.000; War Departmen', \$8.720,000; Navy Department. \$4,025,000; Internal Department, \$3,062,000. Total, \$21,364,000.

The Secretary of the Treasury to-day confirmed the appointment of Henry G. Hoyt to be Supervisor of Internal Revenue for the States of Connecticut and Rhode Island. THE PUBLIC DEBT STATEMENT.

Special Desputch to The Evening Telegraph. WASHINGTON, Nov. 6.—I'me following is the statement of the public debt of the United States on the 1st of November, 1868:—

Debt Bearing Coin Interest.

Bebt Bearing Currency Interest. 72 850,000'00

Matured Debt Not Presented for Payment Tirree-year 7 %0 pries due August 15 (867 June, and Ju y 15, 18'8...... \$2,936,950 00

1868.
T-xas incents by Binos...
Treasury Notes, acts of
July 17, 1561, and prior
thereto.
Bouos, April 15 1842, Jan.
28 1847 and March 31, 1848
Treasury Notes March 3,
1863. 101,611-14 487,5:0:00

445 492:00 13 000 00 - 89,753 723 64 Debt Bearing no Interest,

United Sta es Notes......... \$2 5.021 073 00 Fractional Currency.......... 33 413,925 42 Fractional Currency....... 19,716-840:00 \$100,151,898 42 .\$2 5/8,8/8,574 06 Total debt ...

per cent lawfur money bands I sued to the Pacific Railroau Companies.... 8113 878 019-24

Debt (less amount in Treasury)......\$1.537,1.9 562 82
The foresoing is a correct statement of the public debt as appears from the Books and Treasurer's returns in this Department, on Non-openher 1 1861.

WUGH MCUULLOUR, Professor of Military Science.

By direction of the President, Major E. S. La mer, 19th Infantry, has been detailed as Professor of Military Science at the Bishop Seabury Mission, Faribautt, Minnesota. General Reynolds Relieved.

General orders have been is-ued from the Army headquarters, in pursuance of the order of the President, releving General Revuolds from command of the Fifth military district, and directing General Canny to turn over his present command to the officer next in command to himself, and proceed to Austin, fexas, to relieve Brevet Major-General Reynolds.

War Department Circular. The following order from the War Department

has been published: -Sold ers may, for cer'ain off-nses not strictly military, be sentenced by general court-martial to confinement in a penitentiary. If any State in a military department has made provision by law for confinement in a penitentiary thereof of pri-oners under sentence by court-martials of the United States, the department commander may designate such penitentiary as a place of execution of any such sentence to pentiantiary contrement; but it no such provision has been made by any State in the department, the record will be forwarded to the Secretary of War

"The authority which has designated the place of contrement, or higher authority can change the place of confinement, or mitigate, or remit the sen ence. The same rules apply to prisoners sent need by mil tare commissions, so long as the law under which the military commission acted is in force, but when that law ceases to be operative, the President alone can change the place of imprisonment, or mitigate or remit the sentence."

for designation of a pr son.

The City Return Judges.

Continued from the Third Edition. At about half past two o'clock the committee returned and Mr. Butler reported that they had consulted Judge Allison, who would not give a decision on the point, but he said he could not sak the Return Judges to accept these divisions where fraud was so apparent, unless compelled to do so by the law. The work of counting the vo'e was then pro-

ceeded with, and resulted as follows: -

	Auditor-General, October, 1868.			President. November, 1868.			
Wards.	Hartronft, R.p.	Boyle, Dem	Mojority.	Total Vote.	Grant, Rep.	Seymour, Dem.	Majority.
1 2 3 4 5 5 6 7 5 9 10 11 12 13 13 15 16 17 18 19 22 24 25 6	2408 2545 1332 1133 1116 2598 1695 1695 2810 2810 2810 2810 2810 2817 22 433 1268 1520 8172 2154 2257 2272 2274 2298 1281 2252 2274 22088 1282 2274 2272 2274 2272 2274 2272 2274 2272 2274 2272 2274 2272 2274 2272 2274 2272 2274 2272 2072 207	2:09 3:49 2490 2290 1701 2:28 1629 1746 2071 1739 1876 2258 8080 2258 4451 1172 2013 1976 2013 1976 2013	1001U 1167D 1718D 1087D 585U 472R 66R	4322 6071 *##81 *2439 3212 2716 4546 3247 8642 457 3090 5041 7754 3890 4311 5227 6318 9127 8018 8050 4017 8117 8115 5438	2425 2599 1177 8-9 1155 11073 1973 2969 2945 1445 2485 2485 11465 3189 3189 4541 11885 2487 2281 2281 2122 2127	1897 3172 1904 1541 2117 1609 1903 1507 1689 1675 1931 1625 1931 1776 8424 1977 2866 2888 2886 4059 1488 1642 1895 1895 1895	628 R 873 D 727 D 652 D 962 D 502 D 760 B 233 R 304 R 1383 R 965 D 19 D 655 R 1398 R 121 D 1151 R 490 R 1097 R 692 R 490 R 1097 R 692 R 490 R
27	1204 918	1024 818	182R 70R	2168 1688	915	95 / 778	259 R 142 R
Tot'l	60633	6080% 60683	8887 D 8792R	1.6158	60981 55:73	55178	
- M. M. C. W. C.		Talanta in	The same of the same of	1	100 March 1970		

TINITED STATES PATENT OFFICE. On the petition of WARREN HOLDEN, of thise delphia Pa., praying for the extension of a patent granted him on the lat day of may, 15th, for an improvement in BUOT AND SHOE STREFCHERS.

It is o dered that and petition be heard at this office en the 5th day of April 16th. Any person may optose this extension Objections, depositions, and other papers should be fited in this office twenty days before the day of hearing. ELISHA PROFE, 11 67 31

5812

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Maj......... 175 175D

Agg.

.. 121441 .