

THE COURTS.

THE CONTESTED ELECTION CASE

COMMON PLEAS—Judges Allison, Ludlow, Peirce and Browner—Mr. Mann resumed his argument this morning, addressing himself to the Eighth Division of the Fourth Ward. He went over the testimony in detail, showing on the list of taxables, and who voted without any proof of qualification. Mike Fitzgerald also figured in this division, at the head of his New York roughts. There was an affidavit all this on the part of the respondents. The election officers wilfully disregarded the law and took the vote of every man who came up. All that the respondents do is to call on these 170, who testify that they did vote and they voted the Democratic ticket. But this is exactly what the respondents charge. The respondents do not produce the election officers in order to disprove our allegations. This is explained by a reference to the political history of the Division. In October 1868, there were 133 Democratic votes, and in November increased it to 1,261. The Democratic majority in the Seventh Division of the Third, and the Eighth of the Fourth, is about 900 thus manufactured.

selected a few divisions where this was done. They produced 30 persons whose votes were rejected because they had voted in the name of the papers. We have no objection how these people would have voted if their votes had been received. The evidence in regard to the Supreme Court naturalization shows that there was a law in regard to the legality, and this relieves the election officers of the charge of acting corruptly. It was shown by J. Ross Snowden that 630 persons were immediately registered before the October election, in the space of one month. That irresponsible persons had charge of the papers and the seal of the Court. That also certifies and has been known to the Supreme Court, or one so like it that the Prothonotary could not distinguish it from the genuine to which the name of the election officers had been appended without his knowledge or authority. It was also shown by undisputed evidence that such certificates had been left at the houses of persons, and that when such persons had never been to the Court to obtain them, or to make any proof. That hundreds of persons were granted certificates of naturalization, issued out of the Court, without any proof of qualification, and the whole business of naturalization of aliens having been performed by the tipstafs and the Prothonotary and his assistants, nothing being done whatever having been referred to the satisfaction of the Court, or the facts even brought to the knowledge or attention of the judge when present. That the judicial power had been in the hands of the Prothonotary and tipstafs, and that in consequence of this, the grossest imposition and frauds were practiced, and to such an extent as to cause the election officers to look with suspicion on such certificates so granted and obtained, and in some instances to reject them.

With all these facts known, commented upon by the public press, the community excited over them, it surely cannot be seriously contended that the election officers, in rejecting certificates issued by the Supreme Court, in September and October, acted from corrupt motives. The few who did reject them have all been examined—thirteen of them, and by the judges, and consistently and completely destroyed any such inference. As the individuals in rejecting these certificates acted in good faith—their conduct if wrong cannot be held in those of the election officers. The individual cases proved really become insignificant.

VIRGINIA AND THE TEST OATH.

How the Attorney-General's Opinion is Received in Virginia. From the papers reaching us yesterday we gather some items about the reception of the Attorney-General's opinion on the test oath. The Richmond State Journal (Well's-Radical) says: "The opinion holds somewhat differently from what had thought to be the law in a public respect, but in a secret one, it accords with the views which we have over and over again expressed in these columns. [The opinion is here summarized.] In holding that the preliminary session of the Legislature will be constitutional, and not provisional, the Attorney-General expresses an opinion different from the one which we have maintained. We are glad that the ingenuity of the Attorney-General has escaped from the test oath which had no disclosed itself to our own invention and perception." In another column the Journal says: "As an act of things, the test oath is a legal and just one, and we have no complaint on the part of any Republican in Virginia. We bow to the law, not only with reverence but with alacrity. We shall not follow the example of those who, in railing at the executive and executors of the law, or in cursing the stars that shine with sinister or benignant light upon the Commonwealth and the fortunes of its political parties, are sustained by the Executive and the Administration. We bow cheerfully and reverently to the behests of both. Let the Legislature assemble. Let it elect its officers. Let it ratify the Fifteenth Amendment. Let it adjourn or not adjourn as the authorities may see fit to order. And let its action and its temper be the standard by which Congress shall judge whether it may be trusted with power over the Republican Constitution which the people of Virginia have ratified, and with the political destinies of Virginia." The Norfolk Herald (Dem.) has this to say, prefacing the significant title "Saved": "We look upon the action of the government in not requiring the test oath of the members of the Legislature elected at the salvation of Virginia. Those who now constitute a majority of that body are identified with her interests and are alive to them. They know her wants, and they will do her best for her. They will be judicious in taxing her people, in expending her finances, and in enacting laws to carry out the provisions of the new constitution. To carry out the provisions, such as entirely after the time-honored institutions of their fathers. The Legislature will not move slowly. Virginia's noble institutions of learning will be saved from the manipulations of radicalism, which have destroyed the University of the State of North Carolina; but in future improvements will not be neglected to reward hungry political cormorants, and a thousand other blessings will flow from the performance of a plain duty, and the rejection of an odious requirement, which could subvert no purpose but to destroy the vital interests of one million of people, to fill the rapacious jaws of a few hungry politicians."

CITY NOTICES.

FANCY—NOBBY—PLAIN. The opening of new styles of material for the FALL AND WINTER 1869. BY CHARLES STOKES. Proves conclusively that he is the LEADER OF FASHION. Being as usual in the advance with his modes for the coming season. The immense assortment now arranged for the inspection of the public, and every one of whose names are not on the book or not added, leaving 50 votes whose names are there, but who have not been marked, showing that the book was not generally used. But one challenge was regarded through the day. In the Fourth Division of the Twenty-fifth Ward the allegation is that the officers opened the polls and made no examination of the voters and took no proofs. There were but three challenges during the day, and no naturalization papers were required, although four-fifths of the voters were foreigners. There were 51 votes received of unassessed persons, as well as the false personations. In the Sixth Division of the Twenty-first Ward there was a gross fraud, the election officers taking whole bundles of tickets intended for the Republicans and counting them for the Democrats. A count of the tickets in the box showed this fact, making a difference of 64 votes in favor of General Tyndale. The Seventh and Twelfth Divisions of the Fifteenth Ward, the First Division of the Fifth Ward, and Eighth Division of the Twenty-third Ward, were referred to and the frauds referred to at length. In the Twelfth Division of the Fifth Ward, there is a mistake of 100 votes against General Tyndale. To all of the contestants' case the respondents' only answer is a white that a large number of persons who had naturalization papers were not allowed to vote. They have

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LADIES' and MISSES' fine and beautiful Hats of the Fall styles, at OKAFORD'S, 834 and 836 Chestnut Street.

MARINE BULLETIN.

PORT OF PHILADELPHIA—SEPT. 7. ARRIVED THIS DAY. Steamer Hunter, Havre, 24 hours from Providence, with mail to S. S. S. S. & Co. Steamer ...

FOR SALE. HANDSOME ARCH STREET RESIDENCE. No. 1225, 20 by 107. In thorough order, with modern improvements. Apply to JOS. L. GAVEN, No. 158 N. Ninth street.

A First-Class Residence FOR SALE. The New Brown-Stone Dwelling, with Coach House, No. 1507 SPRUCE Street.

PROPOSALS. OFFICE OF THE COMMISSIONERS OF THE SINKING FUND. THESURY DEPARTMENT OF PENNSYLVANIA, HARRISBURG, August 20th, 1869.

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SPECIAL NOTICES.

Our Settlement. With the Insurance Companies having been made, WE HAVE RESUMED BUSINESS. Some Goods slightly dampened have been removed to SIXTH and MARKET, and will be sold at SUCH PRICES as they will bring.

OUR ENTIRE STOCK IS NOW IN GOOD ORDER, And the large preparation for FALL and WINTER UNHARMED.

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