# DAILY POST.

S. M. PETTENGILL & CO., NO. 37 PARK ROW, NEW YORK and 6 STATE STREET, BOSTON are our agents for the Daily and Weekly Post in those cities, and are authorized to take Advertisements and Subscriptions for us at our *Lowest Rates.*

THURSDAY MORNING, DEC. 4.


## CITY AND NEIGHBORHOOD INTELLIGENCE

### Important Decision in a Habeas Corpus Case.

The following opinion, delivered yesterday morning, by Judge McCandless, in the United States Circuit Court, involves an important point and will be read with interest. The facts of the case may be gathered from the opinion itself. The petitioner is Elizabeth Turner, asking for the discharge of her son, Theodore M. Turner, on the ground that he is under age, and the respondent is Capt. E. S. Wright, Provost Marshal. The opinion is as follows:

Considering the reprehensible conduct of this young man, Theodore Turner, whose discharge is asked for, I do not feel disposed to grant it, unless required by the rules of law.

He is neither an idiot nor a lunatic, but seems gifted with more than ordinary intelligence. And yet, to obtain the compensation as a substitute for a drafted soldier, he imposed not only upon him, but upon the military officers of the United States. Although but nineteen years of age, he represented himself as one month over twenty-one, and received the sum agreed to be paid. He may have designed to act in good faith, until maternal and family ties were interposed, but this cannot palliate the utterance of a falsehood, to which he added the semblance of truth, by giving to it the solemnity of a written declaration, almost, but not quite sanctioned by an oath.

This allegation, fortunately for him, in the printed affidavit, is mere matter of description, and is no part of the oath of enlistment. And Captain Ludington, the United States mustering officer, testifies that he did not swear him to his age.

The mother, the surviving parent, asks his discharge upon the ground of minority, and the proof before the Court is clear that he was but nineteen years of age on the 2d day of October last.

The first objection raised by the U. S. Attorney is that by the act of the 13th of February, 1862, the oath of enlistment, taken by the recruit, shall be conclusive as to his age. Conclusive upon whom? Upon the mustering officer, who is prohibited by the proviso of the section from mustering into the United States service any one under the age of eighteen. The act was passed to relieve the Secretary of War from the herculean labor of passing upon the thousands of applications for the release of persons who had been mustered into the service without the consent of their parents or guardians. And while admonishing the mustering officer not to receive any under the age of eighteen, yet if he did so, the oath of enlistment taken by the recruit should be his protection. Because, by the act of 1802, to which we shall presently refer, the recruiting officer was subject to a penalty for enlisting a minor without the consent of his parents or guardian, which was to be deducted from that officer's pay and emoluments. Congress never intended that the oath, however false, should be binding on the Courts, or give validity to a contract which an unrepealed statute declared to be illegal. Aside from this, there was no oath administered here.

This, then, is a contract made by a minor. Let us see whether it is sanctioned or prohibited by the acts of Congress.

The act of 1802 declares that no person under the age of twenty-one years shall be enlisted by any officer, *or held in the service* of the United States without the consent of his parent or guardian or master first had and obtained, if any he had. The act of 20th of January, 1813, provided that this consent should be first obtained in writing. And the act of the 10th December, 1814, repealed this section of the act of 1813, but left intact the act of 1802, which requires the previous consent, but *does not* require that it should be *in writing.*

It therefore appears in plain Saxon that the contract of enlistment with a minor, being prohibited by the statute, is not merely voidable, but absolutely void.

This question is not so novel as I thought it was when I commenced its investigation. It was, in some of its features, discussed before Mr. Justice Coulter, not only an able and a learned Judge, but a statesman of National reputation, whose long and brilliant career in the House of Representatives made him familiar with the acts of the National Legislature.

In the case of the Commonwealth vs. Fox, in 7 Barr 338, he says: "The enlistment and holding of the minor, under the circumstances mentioned in the act, is against the law, and the officer who enlisted him is guilty of an offence for which he may be disgraced by his government. A penalty inflicted by statute for an act, so as to make a contract relating to it void, 1 Binn 118. Here there is not only a penalty imposed, but the act is declared by the statute to be illegal. I will not say that Congress may not declare the enlistment of minors to be lawful and valid, but they have not done so in relation to the army of the United States." But until Congress interposes, we must take the law as we find it, and regard the claim which the law of God, of Nature, of the State, and of the United States, gives the father to the services of his child until he arrives at the age of majority, and which renders the minor unable to make a valid contract.

It is further contended that as he perpetrated a fraud, not only on the Government but the drafted soldier, he is bound. But Mr. Justice Story says, in 10 Peters 77, this has never been held sufficient, for it would otherwise take away the very protection which the law intends to throw round him, to guard him from the effects of his folly, rashness and misconduct.

Lastly, it is objected that he is a deserter, and subject to military law. The return to this writ does not make him a deserter. There can be no criminal desertion if the enlistment was illegal. It was a declaration, merely, of an intention not to be bound—a disclaimer of the contract, which, under the act of Congress he had a right to make, in the absence of the consent of his parent or guardian. In the case of Carleton 7 Cowan 471, although the minor, had represented to the officer enlisting him that he was over twenty-one years of age, and had no father or guardian, the Court declared the contract and enlistment void, and discharged the soldier. And in the case in Barr, referred to, Judge Coulter says: In the presence of an enemy, or in an enemy's country, even camp followers would probably be amenable to martial law; for if they were not, the safety of the army might be somewhat jeoparded by their desertion to the enemy. It could only be in that light that a person unlawfully enlisted, and held without authority of law, could be amenable to military punishment. But this is not a case of that kind. And although in *that case* the return showed that the minor was a deserter, and that like Turner here, had surrendered himself; the minor was discharged. However much we should like to see this young man expiate his culpable conduct by some reasonable punishment, the law of the case is clearly with him, and he is entitled to his discharge.

Theodore M. Turner is discharged from the custody of the Provost Marshal, upon payment to the United States Marshal, for the use of David Kingsmith, the sum of one hundred and seventy-five dollars, and the costs of this writ.

The case was argued for the United States by U. S. District Attorney Carnahan, and for relator by James H. Hopkins, Esq.

### The Over Draft Habeas Corpus.

Judge Pierson has ordered the discharge of John Markley, on a *Habeas Corpus.*—The case grew out of the over draft in Lancaster county, to cover the number expected to be rejected by examining surgeons and otherwise. The following is a synopsis of the opinion:

NOVEMBER TERM, 1862.—In the case of John Markley, a drafted man, from the county of Lancaster, in the State of Pennsylvania, who, together with a number more, are in excess over the whole number ordered to be drafted from said county of Lancaster by the general government, the Hon. John J. Pearson, President Judge of the several Courts of the county of Dauphin, has released and discharged said John Markley from the military service of the United States, he having been illegally drafted from said county of Lancaster.

The opinion of the Hon. J. J. Pearson sets forth that all men drafted from said county over the whole number ordered to be so drafted from said county of Lancaster by the general government are entitled to a discharge under the writ of *habeas corpus*, except those who have procured substitutes, and thus entered into a new contract by their own voluntary act.

DECISION OF THE COURT.—Now, to wit, Nov, 28th, 1862: The within named John Markley is ordered to be discharged from custody, the draft and enrollment under which he is held being deemed void. See opinion filed.

No costs are given as against the respondent.

JOHN J. PEARSON,
President Judge.

### Printers' Supper.

The *Gazette* employees, after performing the creditable feat of putting the President's message in type in one hour and ten minutes, partook of a fine supper provided by the proprietors, at the Broadway saloon, on Tuesday evening. Good things were served up in abundance, and all enjoyed themselves. Several attaches of the press were present by invitation and toasts, speeches, &c., enlivened the occasion. The assemblage dispersed about ten o'clock with the most cordial feelings.

### Masonic.

The annual election of officers of the Grand Lodge of Pennsylvania, A. Y. M., took place on Monday evening in Philadelphia. The following is a list of the officers elected:

Right Worshipful Grand Master—Dr. David R. Sherritt.

R. W. Deputy Grand Master—Lucius H. Scott.

R. W. Senior Grand Warden—John L. Goddard.

R. W. Junior Grand Warden—Richard Vaux.

R. W. Grand Treasurer—Peter Williamson.

R. W. Grand Secretary—William H. Adams.

Trustees of Masonic Loan—William Badger, William English, P. R. Howard, James Shields, Frederick Lennig.

Trustees of Girard Bequest—Samuel H. Perkins, James Hutchinson, A. Bournonville, David Boyd, David Jayne.

Trustees of Girard Loan Charity Fund—William English, A. McPherson, John Wilson, Joseph S. Rielly, William S. Black.

### Church Contributions to the Subsistence Committee.

The Subsistence Committee gratefully acknowledge collections from the following churches for the benefit of the Hospital Fund:

| | |
|---|---|
| 1st Meth. Prot. church, Pittsburgh | $ 3 2 71 |
| 1st U. P. church, " | 20 00 |
| 2d " " " | 35 00 |
| 5th " " " | 11 18 |
| 5th " Sunday School | 3 82 |
| Central Presbyterian church | 35 30 |
| 2 R. P. Cong., Allegheny | 20 00 |
| R. Presbyterian Church, Rev. Sproull | 43 42 |
| Calvary church, Pittsburgh | 11 00 |
| 3d Presbyterian church, Pittsburgh | 105 00 |
| 1st " Allegheny | 51 63 |
| M. E church, E. Liberty and Wilkinsburg | 11 50 |
| 3d U. P. church, Pittsburgh | 38 00 |

### Coal Diggers Strike at Wheeling.

The coal diggers, on a strike at Wheeling, at a late meeting, resolved to stand out for three cents per bushel. They rejected the offer of the owners and lessees of banks, and refused to go to work at two cents and a half. The owners and lessees of banks had a meeting on Monday afternoon, at which it was agreed that every coal merchant might make the best arrangement he could with the diggers, and as several declared their readiness to comply with the demand of the diggers, the latter have doubtless, by this time, gone to work.

In consequence of the refractory bearing of the diggers, who threatened to tear up the Baltimore Railroad if coal were brought to the city from that direction, a company of the Fifteenth Virginia has been employed to protect the road, and to secure the diggers in the Benwood banks from interruption.

### Important Court Order.

In the Court of Common Pleas, on Tuesday, the following important order was made:

*Ordered:* That hereafter a trial list in the Common Pleas shall be taken up on the first Monday of every month, except July and August, each list to embrace all causes open on the issue docket on the fourth Saturday preceding the time fixed for taking up such list.

### Increase of Teachers' Salaries.

At a meeting of the Allegheny Board of Control on Tuesday night, a report was read in relation to the proposed increase of teachers' salaries. The committee, while admitting that the salaries were too low, reported against an increase on the ground that the finances of the city did not admit of such a step. The matter gave rise to a lively debate, which culminated in the passage of a resolution increasing the salaries of the teachers ten per cent., to date from the 1st of December, 1862.—The vote stood, for the increase fourteen; against it, five.

### Adjutant Wynkoop's Body.

Col. Wynkoop, of the Seventh Penn'a Cavalry regiment, passed through Harrisburg on Saturday, *en route* for home, having in charge the embalmed body of his son, Adjutant Wynkoop, who was killed at the battle of Gallatin, Tenn., about three months ago. The Colonel will discharge the melancholy duty of attending to the interment of his brave son's remains, and then hasten to rejoin his regiment.

### Contributions of the 102d.

The Rev. Mr. Stewart states that $80 was raised in the 102d regiment recently, for religious purposes. Various other liberal contributions have also been made by the regiment during the past season. For a widow, whose son, belonging to the 102d, was killed in the battle of Fair Oaks, one hundred and fifty dollars were raised; and for another, forty. For a widow, whose husband was killed in the same battle, fifty dollars have just been contributed.

### Surgeons Dismissed.

The following Pennsylvania officers have been, by direction of the President, dropped from the rolls of the Army of the United States for absence without leave: Surgeon D. D. Clark, 82d; Surgeon J. M. Hoffman, 150th; Assistant Surgeon J. L. Oliver, 62d; Surgeon Falkner, 83d; Assistant Surgeon Max Heller, 27th; Assistant Surgeon J. A. Armstrong, 78d; Surgeon Barnes, 56th; Assistant Surgeon H. Alexander, 106th.

### Silver Wave Sunk.

A dispatch from Cairo announces the sinking of the steamer Siver Wave, at Grand Chain, on the Ohio, from striking a rock in the river. The Sliver Wave was owned by Capt. John S. McMillan and valued at $7,500. She was insured for $6,000 in city offices.

### Important to Dressmakers.

The Commissioner of Internal Revenue has decided that dress making is a manufacture, and as such, if carried on to an extent exceeding $1,000 per year, including price of goods, requires a license. The dressmaker is required to make monthly returns, and to pay a tax of three per cent on the whole value of her manufactures. When a dressmaker makes up goods belonging to her customers, she is required to make return of the same, and to pay tax upon them; but she is authorized by the law (Sec. 69) to add the tax to her bill for labor, and has a lien upon the dresses until the bill is paid.

### Literary Entertainment.

A literary entertainment will be given this evening by the young ladies of the Pittsburgh Female College, in the Liberty street M. E. Church, corner of Liberty and Fourth streets, to commence precisely at 7½ o'clock. We are requested to extend an invitation to the friends and patrons of the institution.

The usual examinations took place on Tuesday and yesterday and reflected the highest credit on all concerned. The College is now sharing a wonderful measure of prosperity, and justly holds a first place among the literary institutions of the land. The prospects for the next term, which commence on Tuesday, December, 9th, are said to be very flattering.

### Cloaks.

The variety of cloaks and mantles to be seen at No. 73 Market street, where Mr. J. Spence has recently opened an establishment for the special purpose of making and selling these goods, is really astonishing. The stock embraces all styles and qualities, made in the most approved mode, and sold at moderate prices. We recommend our lady readers to call and examine the stock. If they do not see what they want they can have it made to order.

### Cheap Books.

McClelland, at the Masonic Hall Auction House, 55 Fifth street, is closing out Pratt's great annual consignment of books very fast and at very low prices, notwithstanding the great advance in the price of paper and binding. He sells at private sale during the day at auction prices. Go soon or they will all be sold.

### Price of Carbon Oil.

The following are the rates for carbon oil, at the Ardesco Oil Co., *for to-day only:*

By the car load, 80 cents per gallon.
In smaller quantities 85 " " "
This is free of charge for packages.

### Miss Charlotte Thompson.

We observe that this lady, admitted to be the best actress now on the boards in this country, is playing at Ellsler's Theatre, Cleveland, to good houses. Cannot Manager Henderson secure her for a few nights at our Theatre? She is appreciated here and would draw well for a week or two.

### Sewing Machines at Auction.

This afternoon at two o'clock, at McClelland's Auction House, will be sold a number of Sewing Machines, including one of Singer's make, in perfect order.

### Theatre.

Look out for rare fun at the Theatre this evening. The Florences appear in an immense bill, which must gratify every lover of the humorous. Go to-night and you will enjoy many a hearty laugh.

### In England.

Rev. James Prestley and family have arrived at Liverpool, England, after a successful passage of twelve days.

### Repaving.

The space between the rails of the Pittsburgh and East Liberty Passenger Railway, on Fourth street, is being repaved.—It will be much flatter than the old pavement, which caused the horses to slip very frequently, especially in mounting the grade above Smithfield street.

### Everybody's Edition.

Hugo's Les Miserables, five volumes complete, bound in cloth, for $1,50 at Pittock's, opposite Postoffice.

### Hugo's Les Miserables.

Pittock, opposite the Postoffice, sells Hugo's five volumes of Les Miserables: bound in cloth for $1.50. Paper cover $1.


GROVER & BAKER'S Sewing Machines for family manufacturing purposes, are the best in use. A. F. CHAPMAN, General Agent, 18 Fifth street, Pittsburgh, Pa.

JOSEPH MEYER..... ANTHONY MEYER

JOSEPH MEYER & SON
MANUFACTURERS OF
FANCY AND PLAIN
FURNITURE & CHAIRS
WAREHOUSE, 135 SMITHFIELD STREET.
(Between Sixth street and Virgin alley.)
no9 PITTSBURGH.

COUNTING HOUSE STATIONERY.
DIARIES FOR 1863,
all sizes.
PHOTOGRAPHIC ALBUMS,
new lot.
PENCILS TIPPED WITH INDIA RUBBER,
So arranged that it is always clean and ready for use.
SLOCOMB'S PATENT INKSTAND
is acknowledged to be the best air-tight ink ever offered to the public.
POCKET BOOKS FOR POSTAGE CURRENCY.
For sale by
W. S. HAVEN,
CORNER WOOD & THIRD STS.
oc20

SOLDIERS' BOUNTIES PENSIONS, BACK PAY, and other just CLAIMS AGAINST THE GOVERNMENT, promptly procured at reasonable rates. Apply to D. H. HAZEN, 103 Fourth street, Pittsburgh, and CHARLES C. TUCKER, Washington, D. C.
no1:3ms

LEATHER BELTING—
HOYT BRO'S N. Y. MAKE,
Well tanned and stretched, for sale at the Leather store of
M. DELANGE,
233 Liberty street opposite head of Wood.
no1:1t

GUM HOSE—M. DELANGE, 233 LIBERTY STREET, is the only Agent for the sale of the New Patent Woven Hydrant Hose.
no1:1t

JOHN LITTLE, Jr.,
NO. 106 FOURTH STREET,
STOCK AND BILL BROKER
Promissory Notes, Stock Bonds, and Mortgages bought and sold. jy18

TWO NEW STANDING TOP BUGGIES, whose former price was $125, will be sold now for $90, at Mrs. JOSEPH WHITE'S.
se20 Carriage Repository Two Mile Run.


# Second Edition

## THE VERY LATEST TELEGRAPH.

### FROM THE POTOMAC ARMY.

### Retreat of the Rebels from Tallahatchie River.

### LATE FROM WILMINGTON, N. C.

### CONGRESSIONAL.

### FOREIGN NEWS.

### Opinions of the English Press on the Removal of McClellan.

&c., &c., &c., &c.

HEADQUARTERS ARMY POTOMAC,
Wednesday, p. m. Dec. 3.

At three o'clock yesterday morning part of two companies numbering in all sixty men of the 8th Pennsylvania cavalry, commanded by Cap'n Wilson; who were stationed at King George C. H., were attacked by about 300 rebels who crossed the Rappahannock in small boats. They crossed at a point some distance this side of the Court House, thus getting in between their command and main body of cavalry. Forty out of sixty made their escape, and there is reason to believe that more of them will yet return. Captain Wilson is among the missing. How many we had killed and wounded in not known. The enemy left three dead. Citizens living in King George county, and who had applied for guards to protect their property are known to be among the attacking party. They doubtless gave the information which led to the attack.

The following order was issued to-day by Burnside. All others who may be guilty of such gross neglect of duty will thus be promptly dealt with without reference to rank:

*General Orders, No.* 190.—Capt. Geo. Johnston, of the Third Penn'a Cavalry, while in charge of a cavalry picket, on the 28th of November, having by his negligence, continued after repeated warnings from his commanding officer, permitted his party to be surprised by the enemy and miss all and a number of his officers and men to be captured, is, subject to the approval of the President of the United States, dismissed from the service, for disgraceful and unofficer conduct.

The commanding general hopes and believes that a lack of discipline in the regiment and brigade to which this officer belonged did not warrant him in so gross a neglect of duty. By command of Maj. Gen. Burnside.

[Signed.] L. RICHMOND, A. A. G.

A flag of truce was sent over the river this morning for the purpose of conveying two daughters of Dr. Conway, of Fredericksburg.

Deserters from the rebels continue to arrive daily. They represent their army as being very destitute, particularly in clothing. No salt meat has been issued since they left Maryland.

Last week an order was issued by Lee that such soldiers as were without shoes make moccasins from raw hides, otherwise to do duty barefooted.

CHICAGO, Dec. 3.—A special dispatch from Holly Springs, Miss., says: The enemy evacuated their position on the Tallahatchie River, on the 1st inst., and Gen. McArthur's Division occupied the rebel forts there last night. There was no fighting, and it is believed that the rebels are in full retreat. The telegraph is working to Wyatte, on the Tallahatchie.

WILMINGTON, N. C., Nov. 23.—The Daily Journal says: A dispatch from Fort Fisher this morning says that all is quiet below.

The Poctaligo and Uncle Ben went to sea safely last night.

Gen. D. R. Jones is in Richmond sick, with but slight hopes of his recovery.

A Confederate State Navy is now the leading idea among the most sagacious minds of the South.

Hon. F. H. Hatch, confederate collector of the port of New Orleans, has opened a collection office at Ponichatula, and is doing a regular business.

The steamer Kelhi was run into and sunk off the Bahamias. She was built in Scotland for running the blockade.

The Charleston, S. C., Daily Courier, of the 25th, says: The enemy have from ten to fifteen wooden vessels lying in sight of this city, where they have been allowed to lay for months, notwithstanding our means for reaching and sinking every one of them with perfect safety to ourselves.—Is Mr. Mallory waiting for all of Lincoln's iron clads to be finished?

The Raleigh, N. C., Progress says Maj. Gen. A. Smith is in Petersburg and in command of a force sufficient to protect the approach to Richmond in that direction.

The Richmond Examiner, of Nov. 29th, says: The next session of the Confederate Congress commences at Richmond on the second Monday in January.

We learn that Barney Shaw, recently one of Gen. Winder's detectives, is flourishing in Washington, D. C., and is a detective for the Yankee government.

WASHINGTON, Nov. 3.—HOUSE.—Mr. Hale, of N. H., offered a resolution calling on the Secretary of the Navy to inform the Senate of the provisions of the act passed at the last session, making an appropriation for the purchasing of land, &c., in Portsmouth harbor, New Hampshire, has been executed, if not and why, not agreed to.

On motion of Mr. Anthony, of R. I., the standing committees of the Senate were appointed. They are the same as last session with the exception that Mr. Sumner, of Mass., who takes the place of Mr. Simmons on the Committee of Finance, and Mr. Arnold, of R. I., takes the place of Mr. Thompson on the Committee on Commerce.

Mr. Lane, of Indiana, offered a resolution that the Committee on Patents inquire into the expediency of abolishing the Department of Agriculture. Agreed to.

Mr. Wilkinson, of Minn., offered a resolution that the Committee on Indian affairs be requested to inquire into the expediency of reporting a bill for the indemnification of citizens of Minnesota who had suffered loss by the depredations of the Sioux Indians. Adopted.

Mr. Sumner, of Mass., offered a resolution that the Secretary of War be requested to furnish the Senate with any information which he may possess with reference to the sale into slavery of free men, captured or seized by the rebel forces, and state what steps has been taken to redress this outrage on human rights. Adopted. Also, a resolution that the Committee on Military Affairs be directed to consider the expediency of providing by law for the establishment of a corps, composed of men especially enlisted for hospital and ambulance service, with officers commissioned to command them, and who will have the entire charge under the medical officers of hospitals so as to enlarge the usefulness of this humane service, and give it the efficiency that is to be derived from organization. Adopted.

Mr. Hale, of New Hampshire, gave notice that he should introduce a bill repealing the act establishing and equalizing the grades of the officers of the Navy, which was passed July 16, 1862.

On motion of Mr. Sumner, the Senate went into executive session and subsequently adjourned.

HOUSE.—Committees were called for reports, but none were made.

Mr. Calvert, of Md., offered a resolution which was adopted, calling on the Commissioner of Patents to inform the House what amount of the agricultural fund has been expended since January 1st last, to the time when accounts and books were transferred to the Commissioner of Agriculture, specifying the items, and whether any contracts were unsatisfied, and if so, what amount is due and for what; also that the Commissioner of Agriculture inform the House what amount of the agricultural fund has been expended under his direction, specifying the amounts, &c.

Mr. Holman, of Ky., offered a resolution instructing the Committee on Military Affaire, to report a bill so amending the fifth section of the act entitled an act authorizing the employment of volunteers to enfore the laws and for the protection of the public property, approved July 22d, 1862, as to allow volunteers who have or may hereafter be honorably discharged on account of wounds or other disability arising from actual service, such part of the bounty of 100 dollars provided for under said section as shall be proportioned to time of actual service.

Mr. Lovejoy, of Ill., and Mr. Olin, of N. Y., opposed the resolution in its present form, when Mr. Holman modified it so as to instruct the Committee on Military Affairs to inquire into the expediency of reporting such a bill. The resolution was then adopted.

A few minutes after 12 o'clock the House adjourned.

CAPE RACE, Dec. 2.—The steamship China passed here at four o'clock on Monday afternoon with Liverpool dates to the 22d inst.

Gen. McClellan's removal caused a depression in American securities.

The London Times says this is the first effect of the elections on President Lincoln, and that Gen. McClellan has been sacrificed to the political jealousies of the party in power, he being known to be conservative, and opposed to the violent acts of the executive.

The Times questions the success of the movement, as makes McClellan a conservative martyr.

A steamer, name unknown, recently left the Mersey, with 600 tons of arms, &c., for the confederates.

The London Times and Post reply to Mr. Seward's reflections on the case of the Alabama, and emphatically deny that there are grounds for the federals to complain in a matter where they reaped the greatest benefits.

Garabaldi, in a letter to W. Cornell Jewett, pledges himself strongly in favor of the North, and as an opponent of slavery he goes for its abolition before any constitutional question.

The London Times of Saturday again expatiates on the probable effect of Democratic success in elections, and says no sudden change in the federal policy can be anticipated, but it is enough to know that the worst of President Lincoln's measures have been condemned, and will probably be abandoned. This conservative victory will prevent the great crime of stirring up servile insurrection in the South, and will ensure personal liberty and free redemption at the North.

The Army and Navy Gazette regards the removal of Gen. McClellan as a defiance of the government to the democrats, and will result in the humiliation of President Lincoln. No moment it says has been more favorable for bold confederate movements. It questions Gen. Burnside's ability for the appointment.

The text of the Russian note, refusing the French propositions, bears out the telegraphic summary.

Vague rumors prevail that France has sent another ambassador to England in response to Earl Russell's reply.

The Liverpool Post says that the 290, recently launched, is not for the Confederate States, but for China.

Sale of sundry fast coasting steamers for the purpose of running the blockade are reported.

A deputation had an interview with the Duke of Newcastle on the subject of a route through British territory to the Pacific.

The Morning Herald regards McClellan's removal as a terrible mistake of President Lincoln, both in a military and political point of view.

The Star thinks the cause of McClellan's removal justified the action of the President.

The Saturday Review thinks that Napoleon has movements on foot which do not appear on the surface of his mediation scheme, and says that the express mention of the name, Confederate States, which they selected for themselves, virtually involves a recognition, and proposal for an armistice implies an opinion which may shortly be altered into language more intelligible than words.

The Article hints at a probable alliance with the Southern States in connection with the Emperor's designs on Mexico.

The political news to-day is not important.


STRICTLY PURE ARTICLES.
Low Prices.
PITTSBURGH DRUG HOUSE.
TORRENCE & McGARR,
APOTHECARIES,
CORNER FOURTH & MARKET STREETS
PITTSBURGH.
Drugs, Medicines, Perfumery Chemicals, &c. Lead, Paints, Dye Stuffs, Spices, &c. Cream Tartar Baking Soda, Eng. Mustard, Oils, &c.
☞ Physicians Prescriptions accurately compounded at all hours.
Pure Wines and Liquors, for medicinal use only. fe19-tc

AMUSEMENTS.
GASSETT & CO.'S MUSEUM
of fine Arts and Cosmoroscope of the
AMERICAN REBELLION,
On exhibition daily from 10 a. m. to 10 p. m. at
MASONIC HALL
Admission 15 cents; Children 10 cents.
no17tf

PITTSBURGH THEATRE.
LESSEE AND MANAGER.....WM. HENDERSON
PRICES OF ADMISSION.—Private Boxes, $5 00 Single Seat in Private Box, $1 00; Parquette and Dress Circle, chairs, 50 cents; Family Circle, 25 cents; Colored Gallery, 25 cents; Colored Boxes, 50 cents; Gallery 15 cents.
4th night of the engagement of the two popular actors Mr. and Mrs. FLORENCE.
BORN TO GOOD LUCK
Skating..... Jackson Hanes
To conclude with the
YOUNG ACTRESS
In active rehersal—Returned volunteer and Dombey and son.

FRESH STOCK OF
WINTER GOODS,
JUST RECEIVED FROM
NEW YORK
A CHOICE AND SUPERB LOT OF
NEW WINTER CLOTHS,
CASSIMERES AND VESTINGS
Including several new lines of
FANCY COATINGS,
Of the most desirable styles, and a full line of
OVERCOATINGS.
THE BEST TO BE FOUND IN EASTERN MARKET.
Our stock has been selected with a desire to please the tastes of all who may favor us with their patronage.
SAM'L GRAY & SON,
MERCHANT TAILORS,
No. 19 Fifth street.
N. B. Ten good Coat hands wanted.
oc31:tf


### Arbitration Committee of the Board of Trade.

Wm. M. SHINN, C. P. | JAS. L. BENNETT
JNO. S. DILWORTH, | Wm. McCREERY.
DAVID McCANDLESS.

## RIVER INTELLIGENCE.

### PORT OF PITTSBURGH.

ARRIVED.

Franklin, Bennett, Brownsville.
Gallatin, Clarke, do
Bayard, Peebles, Elizabeth.
T. J. Patton, Henderson, Wheeling.

DEPARTED.

Franklin, Bennett, Brownsville.
Gallatin, Clarke, do
Bayard, Peebles, Elizabeth.
Minerva, Gordon, Wheeling.

☞ The river—Last evening at twilight there were 6 feet 8 inches water and rising slowly. The weather during the day was pleasant.

☞ Don't forget that two pretty steamer Emma, No. 2, Capt. Maratta, leaves this day at noon.

☞ The new and splendid passenger packet Nellie Rogers, Capt. Shephard, leaves for Cincinnati and Louisville. This boat was built under the superintendence of Capt. Gould and is an A. No. 1 boat. Passengers leaving that war will be well cared for on this boat. Mr. Gould, who has charge of the office, is a clever officer.

☞ Captain J. H. Maratta has just completed one of the handsomest steamers, the Emma, No 2, built this season. In her construction no expense has been spared. She was built expressly for a passenger packet between this city and St. Louis. The doors in the cabin are beautifully ornamented with landscapes from handsome designs. Her furniture is of the best description. There seems to be nothing left undone which would add to her appearance or comfort of passengers. Captain Maratta deserves credit for turning out as fine a craft. Our attentive friend J. H. Dunlap will officiate in the office.


For Cincinnati and Louisville.
THIS DAY, DEC. 4—4 P. M.
THE NEW AND SPLENDID Passenger Steamer NELLIE ROGERS, Captain Shepard Commander, will leave as announced above.
For freight or passage apply on board or to
dec4 JOHN BLACK, Ag't.

For Cincinnati, Louisville, Cairo and St. Louis.
THIS DAY, DEC. 4—4 P. M
THE NEW AND SPLENDID steamer EMMA, No. 2, J. H. Maratta, commander, J. H. Dunlap, clerk, will leave as announced above.
For freight or passage apply on board.
dec4

For Marietta and Zanesville.
Regular Muskingum River Packet leaves Pittsburgh every Saturday at 4 p. m., Zanesville every Tuesday 8 a. m.
THE FINE PASSENGER steamer LIZZIE MARTIN, D. T. Brown, commander, will leave as noted above.
For freight or passage apply on board or to
no29 J. B. LIVINGSTON & CO.

For Marietta and Zanesville.
Regular Muskingum river Packet leaves Pittsburgh every Tuesday, 4 p. m., Zanesville every Friday 8 a. m.
THE NEW AND SPLENDID Passenger steamer EMMA GRAHAM, Monroe Ayers commander, will leave as noted above. For freight or passage apply on board or to
no.5 J. B. LIVINGSTON & CO.

$150. PIANOS. $150.
NEW SEVEN OCTAVE PIANOS, IN Rosewood cases, iron frames and overstrung bass, $ 50: with mouldings, $ 60; with mouldings carved legs and plaid name board, $175, $185, $200, and upwards: the same, with pearl keys, $225, 250, &c. The above Pianos, though cheap, are very excellent. Second-hand Pianos at $25, $40, $50, $60, $75 and $90. New Melodeons from $30 upwards.
MUSIC. MUSIC. MUSIC.
We publish hundreds of different pieces of Music, a large number being by the first masters in the musical world. Also, Instruction books for nearly all musical instruments, select Band Music, the Day School Hall, Sunday School Bell, Nos. 1 and 2, Patriotic Song Book, Harp of Freedom, &c. Our catalogue, which is furnished free as sent to all who send for it contains lists of all our varieties of music, with prices attached. No lady in the country should be without it. Orders by mail or express promptly filled, and as faithfully executed as though the person ordering were present. Remit money in a registered letter or by express. HORACE WATERS, Ag't.
no28:3wd&3mw. No. 481 Broadway, N. Y.

TO CONSUMPTIVES.
THE ADVERTISER HAVING BEEN restored to health in a few weeks, by a very simple remedy, after having suffered several years with a severe lung affection, and that dreadful disease, Consumption—is anxious to make known to his fellow sufferers the means of cure.
To all who desire it, he will send a prescription used (free of charge), with the directions for preparing and using the same, which they will find a *sure cure for Consumption, Asthma, Bronchitis, &c.*
The only object of the advertiser in sending the Prescription is to benefit the afflicted, and spread information which he conceives to be invaluable, and he hopes every sufferer will try his remedy, as it will cost them nothing, and may prove a blessing.
Parties wishing the prescription will please address REV. EDWARD A. WILSON,
se19-3m Williamsburg Kings County, N. Y.


## SPECIAL NOTICES.

### The Confessions and Experience of a Poor Young Man


A GENTLEMAN HAVING BEEN cured of the results of early error and disease, will, from motives of benevolence, send to those who require it, a copy of the above interesting narrative, published by himself. This little book is designed as a warning and caution to young men and those who may suffer from Nervous Debility, Loss of MEMORY, PREMATURE DECAY, &c., &c., and at the same time the means of cure are within their reach. Remedies will be sent under seal and self cure. Single copies without charge—to any who request it, by addressing the author,
CHAS. A. LAMBE, Esq.,
no7:3mdaw Greenpoint, Long Island.

Warranted Superior to any other.
Tobias' Derby Condition Powders: a sure, safe and speedy cure for Coughs, Colds, Distemper, Heaves, Hide Bound Worms, Bots, Loss of Appetite, Curves, &c., in horses and cattle. Many animals whose worth out and miserable appearance their former vigor and fine condition by a few doses of these valuable powders. They are perfectly harmless, and can be given to a sound horse as well as a sick one, with sure benefit, their keep their blood cool, skin and bowels loose, urinary organs in good order, and, on the whole improve the appearance of all animals, no matter what condition they are in. For high fed horses they are invaluable. If horsemen would once know how much dear of so many sick horses. Sold by all Druggists. Depot, 56 Cortlandt street, New York.
dec3:d&w3wo

QUERY.
Why is it that CRISTADORO'S HAIR DYE is the best IN THE WORLD?
BECAUSE eminent chemists say so!
BECAUSE it contains no caustic compounds!
BECAUSE it wears longer than any other!
BECAUSE it operates *instantaneously!*
BECAUSE it does not stain the skin!
BECAUSE it nourishes and strengthens the hair (true)
BECAUSE its presence cannot be detected!
BECAUSE IT NEVER FAILS!
Manufactured by J. CRISTADORO, 6 Astor House, New York. Sold everywhere, and applied by all Hair Dressers.
Price, $1, $1 50 and $3 per box, according to size.
CRISTADORO'S HAIR PRESERVATIVE,
Is invaluable with his Dye, as it imparts the softest, the most beautiful gloss, and great vitality to the Hair.
Price 50 cents, $1, and $2 per bottle according to size. no12:d&wlmoo

Facts about Brandreth's Pills.
Westchester Co., N. Y., Oct. 23 1872.
Mr. C. TEN EYCK SHELDON, NEW CASTLE, *Editor Sing Sing Republican:*
Dear Sir—I would state that I was induced to use BRANDRETH'S PILLS, through the recommendation of John R. Swift, of Croton, Westchester county, who was entirely restored to health by their use. He was sick for some two years, very costive and dyspeptic, and he tried everything but was not relieved. Finally, he took one Brandreth's Pill every day for a week, and a dose of six Pills every day for three days, and then took one Pill every day, with an occasional dose of six. In one month he was able to go to work, and in three months he was well, gaining 40 pounds in weight.
Yours truly, EDWARD PURDY.
WESTCHESTER COUNTY, ss:
Edward Purdy being duly sworn, says that he resides in the town of New Castle; that some years ago he was very sick with a sore on his leg, which had been running for over five years; that he was also much distressed by a pain in his chest, and besides very costive and dyspeptic; that after trying various remedies and many physicians, he commenced using Brandreth's Pills, at first eight or three times a week, and at the end of one month the sore on his leg healed, and at the end of two months he was entirely cured of costiveness, dyspepsia and pain, and has remained well ever since. EDWARD PURDY.
Sworn to before me, this 18th day of Oct. 1862.
S. MALCOLM SMITH, Justice of the Peace.
Sold by Thomas Redpath, Diamond Alley, Pittsburgh.

Lucent Oil Works
DUNCAN, DUNLAP & CO.,
Manufacturers of
PURE WHITE REFINED
CARBON OILS.
Office, No. 991 LIBERTY STREET, Pittsburgh, Pa. my2-6md

Bankrupt's Sale of Boots and Shoes
SELLING AT No. 75 FIFTH ST.
WITHOUT THE LEAST REGARD to cost, as they must be closed out immediately.
COME AND SEE.
2d Door below Exchange Bank.
se24

Spencer & M'Kay,
BREWERS AND MALSTERS,
PHŒNIX STEAM BREWERY,
Pittsburgh, September 10, 1862.
DISSOLUTION OF PARTNERSHIP.—The partnership heretofore existing between JOS. SPENCER and W. H. GARRARD was dissolved on the 20th of August, 1862, W. H. GARRARD being authorized to settle up the business of the late firm at the office in the Brewery. The Brewing business will be continued by SPENCER & M'KAY, who intend to have always on hand a superior article of ALE, PORTER and BROWN STOUT. The undersigned will be thankful to the friends of the late firm for a continuance of their patronage, and promise to make it their aim to give satisfaction to all who may purchase from them.
Mr. ROBERT WATSON, of Liberty street, so long known to the business community, will have the management of our business, with the full control in the Brewery.
Address all orders to SPENCER & McKAY, Phœnix Brewery, Pittsburgh, Pa.
JOSEPH