Pittsburgh Morning Post.

VOLUME XIV. PITTSBURGH, MONDAY, MAY 12, 1856. NUMBER 187.

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PITTSBURGH MORNING POST.

Printed and published every morning, (Sundays excepted,) BY GILLMORE & MONTGOMERY. ☞ "POST BUILDINGS," CORNER OF WOOD AND FIFTH STREETS.

TERMS.—Five Dollars a year, payable strictly in advance. Six Dollars invariably required if not paid within the year.

☞ Single copies, Two Cents—for sale at the counter in the Office, and by the News Boys.

THE SATURDAY MORNING POST

Published from the same office, on a large blanket size sheet, at TWO DOLLARS a year, in advance. Single copies, Five Cents.

☞ No paper will be discontinued, (unless at the discretion of the Proprietors,) until all arrearages are paid.

☞ No attention will be paid to any order unless accompanied by the money, or satisfactory reference in this city.

☞ Connected with the Establishment of the Morning Post is one of the largest JOB PRINTING OFFICES in the city, where all kinds of work is done on the shortest notice, and most reasonable terms.

PROFESSIONAL CARDS.

ALEXANDER W. FOSTER, Attorney and Counsellor at Law, and Solicitor in Chancery. Agent for procuring Bounty Lands and Pensions, and for the Collection of Claims in Great Britain and Ireland.

☞ Collections made in this and adjoining Counties; Estates of decedents settled; Real Estate bought, sold or leased, and rents collected. Moneys invested on Mortgage or other security. Titles examined and title papers drawn. Office on FOURTH street, a few doors above Smithfield. Pittsburgh, March 28, 1855.—[mh28:law]

A. W. FOSTER, Notary Public, and Commissioner for the States of Tennessee, New Hampshire, Connecticut, Wisconsin, New York, Michigan, Iowa, California, Louisiana and Virginia.

☞ Deeds drawn, and acknowledgments and proofs taken for record or use in any of the above named States, Illinois, Mississippi and Rhode Island.

Pittsburgh, March 28, 1855.—[mh28:law]

SAMUEL C. WINGARD, ATTORNEY AT LAW, PITTSBURGH, PENNA.

☞ Office in BAKEWELL'S BUILDINGS, Grant street, (nearly opposite the Court House.) feb12:y

CHARLES W. WINGARD, ATTORNEY AT LAW, EBENSBURG, CAMBRIA COUNTY, PA.

☞ Also practices in Huntingdon, Blair, Clearfield and Indiana counties. feb12:y

ROBERT C. G. SPROUL, Attorney and Counsellor at Law, office No.— Fourth street, Pittsburgh. dec11:y

JAMES A. LOWRIE, Attorney at Law, office Fourth street, Pittsburgh, between Smithfield and Cherry alley. dec19:y

JOHN BARTON, Attorney and Counsellor at Law, office corner of Fifth and Grant streets, Pittsburgh. jel1:y

SAM'L P. ROSS, Attorney at Law, No. 109 Fourth street, Pittsburgh, fourth door below Mr. Kelly Patterson's Livery stables. jy2:y

PATRICK M'KENNA, Alderman of Third Ward, office corner of Grant and Fifth streets, formerly occupied by Alderman Lewis, where all business pertaining to the office of Alderman will be promptly attended to. feb28:y

HALL, Surgeon Dentist, successor to G. W. Hollis, No. 144 Smithfield street.

☞ Office hours from 8 to 1 o'clock, and from 2 to 5 o'clock. feb13:y

J. SCOTT, Dentist, Fourth street, five doors west of Market.

☞ Office hours from 9 o'clock A. M. to 5 o'clock P. M. dec20:y

BUSINESS CARDS.

JOHN MOORHEAD, Wholesale Grocer and Commission Merchant, for the sale of PITTSBURGH METAL and BLOOMS, and PRODUCE generally, No 27 Wood street, Pittsburgh. apr24

WILLIAM MILLER, Philadelphia.—WM. ROBERTSON, Pittsburgh.

MILLER & ROBERTSON, Wholesale Grocers, Importers of BRANDIES, WINES and GIARS, Nos. 12 and 14, corner of Irwin and Liberty streets, Pittsburgh. Iron, Nails, Cotton Yarns, &c., constantly on hand. jy29

JAMES BLAKELY. JAMES C. RICHEY. BLAKELY & RICHEY, REAL ESTATE BROKERS, corner of Seventh and Smithfield streets, Pittsburgh.

Farms, Houses, Lots, Mills, Furnaces, &c., &c., bought and sold on commission; Land Warrants bought, sold and located; Bills, Bonds and Notes negotiated. Especial attention given to the letting of Farms, and disposing of them. Terms reasonable. apr26:y

ALFRED E. ROBERTS. JOSEPH E. ROBERTS. EDWARD METCALF. HENRY C. MINWALT.

CURLING, ROBERTSON & CO., Manufacturers of the Premium and Prize Plain GLASSWARE, warehouse 62 Wood street, corner of Front, Pittsburgh.

☞ All other kinds of Glassware and Window Glass, at low Market prices. apl9:dly

JAMES K. LESLIE. JOSEPH J. ULAM. LESLIE & ULAM, Successors to Mulvany & Leslie, manufacturers of Lead, Window and Flint Glass Factory Lamps, and Coal Oil Burners, all kinds of Window Glass, Casks, Vials and Bottles. Warehouse corner of Market and Water streets, Pittsburgh. mh3:dly

REMOVAL.—C. HIMSEN, Manufacturer of every variety of SEALS, BOTTLES and WINDOW GLASS, Black Wax, Wafers and Gold Leaf, Hotels, Banks and Gentlemen, and Druggists in every variety. Warehouse No. 101 Second and 1 First street, Pittsburgh. mhs:y

F. R. DRAVO, Diamond, Pittsburgh, dealer in COVENTRY BRICK, Fire Clay, Ground Fire Brick, Chimney Tops, &c., &c., of the best quality, constantly on hand, and for sale at the lowest prices. Orders in our line of business will receive every earnest care and prompt attention. Brick taken in exchange for merchandise. jy2:y

F. R. D. has prepared a full assortment of Melon's warranted GARDEN SEEDS and invites the attention of all interested in rural affairs. jan11

COMMISSION HOUSE.—The subscribers have opened a House for the above purpose, at No 15 Smithfield street, four doors above the Monongahela House. We will purchase, or receive on commission, for sale, consignments of FLOUR, BACON, CHEESE, CORN, OATS, BARLEY, FLAX SEED, GRASS SEED, BALED HAY &c., upon which we will make advances, or purchase at the market rates for cash. jan27:y ALCEO & FOX.

W. D. ENGLISH. WM. ENGLISH. ENGLISH & RICHARDSON, Forwarding and Commission Merchants, and dealers in FISH, SALT, LARD and OIL, and LINSEED OIL, Warehouse formerly occupied by Burbridge & Hopkins, No. 1, Water and 1 Front street, Pittsburgh. jy2:y

JOS. ATWELL. JOHN TWOMBLY. ATWELL, LEE & CO., Wholesale Grocers, Produce and Commission Merchants, and dealers in Pittsburgh Manufactures, No. 1 Wood street, between Water and Front streets, Pittsburgh. jy2:y

JOHN W. BUTLER & CO., Forwarding and Commission Merchants, dealers in all kinds of PITTSBURGH MANUFACTURES, and PIPE and SHEET LEAD, No. 59 Water street, Pittsburgh. jy2:y

HENRY H. COLLINS, Forwarding and Commission Merchant, and wholesale dealer in CHEESE, BUTTER, SEEDS and PRODUCE generally, 26 Wood street, Pittsburgh. may3

NOTICE.—The undersigned, Assignee of WM. KENYON, of Steubenville, Ohio, having obtained a REISSUE OF THE PATENT originally granted to him on the 4th day of October, 1851, for the purpose of making HOT-PRESSED NUTS, WASHERS, etc., being substantially as follows, viz:

First—The use of the die T, and the tube D A M, for securing the blank, the close die box in combination, with the screw and bracket of for pressing, and the punch L, for perforating the same during the pressure, the whole operating conjointly as described for making Nuts or Washers at one operation.

Second—The manner substantially as described, of changing the direction of the force of the punch that says excision in the blank shall be forced into the path of the punch thus securing the compression of the Nut without risk of the breaking of the screw blow.

☞ Persons are hereby cautioned against infringement of the above patent, as the law will be enforced according to the decision of the Supreme Court.

HARCH & CUTTING & McCLOW.

Pittsburgh, April 26, 1856. may3:3m:d

WILLIAM CARR & CO., (William Carr, Chas. Shaler, Wm. Carr, Jr.,) Wholesale Grocers, Commission Merchants, and dealers in WINES and BRANDIES, 52 Wood street, Pittsburgh. WHISKY, No. 32 Commerce Row, Pittsburgh. feb5

JOSEPH FLEMING, successor to L. Wilson, 57 corner of Market street and the Diamond, keeps constantly on hand a full assortment of DRUGS, MEDICINES, Acids, Dyes, PERFUMERY, and all articles in the Drug line. ☞ Country Merchants and Druggists are fully compounded and their orders solicited. apr7

JOHN FLEMING. GORMAN FLEMING. FLEMING BROTHERS, successors to J. Fleming & Co., wholesale DRUGGISTS, No. 69 Wood street, Pittsburgh, Proprietors of Dr. M'Lane's celebrated Vermifuge, Liver Pills, &c. jy10

J. L. MARSHALL, successor to H. Lee, Wholesale COMMISSION MERCHANT, No. 110 Liberty st., Pittsburgh.

Reference—W. Clintock & Bros, Kramer & Rahm, Murphy, Herman & Co., Brown & Karkpatrick. Pittsburgh, May 24, 1855. my24

I. W. CHADWICK, dealer in Kentucky Leaf TOBACCO, RAGS and PAPER, No. 149 Wood street, below Sixth, Pittsburgh. [apl9:dly]

☞ The highest market price, in cash, paid for Rags. WALTER F. MARSHALL. JOSEPH R. HUBLEY.

W. P. MARSHALL & Co., Importers and dealers in French and American PAPER HANGINGS, No. 87 Wood street, Pittsburgh.

☞ Sole agents for the celebrated manufactures of Maurice Delacourt & Co., Paris. mh5

B. T. C. MORGAN, Bookseller and Stationer, Has always on hand a general assortment of School, Miscellaneous and Blank Books; Printing, Post and Cap Paper, &c., wholesale and retail, No. 104 Wood street, bel. 4th street and Market, Pittsburgh. mhs:y

F. R. DRAVO, Diamond, Pittsburgh, dealer in COVENTRY BRICK, Fire Clay, Ground Fire Brick, Chimney Tops, &c., &c., of the best quality, constantly on hand, and for sale at the lowest prices. Orders in our line of business will receive every earnest care and prompt attention. Brick taken in exchange for merchandise. jy2:y

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HARCH & CUTTING & McCLOW.

Pittsburgh, A. [illegible]

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☞ WANTED—Rags and Tanners' Scraps. apl9:dly

JOHN H. MELLOR, Wholesale and Retail dealer in MUSICAL INSTRUMENTS, PIANOS, MUSIC, SHEET MUSIC, BOOKS and STATIONERY, No 81 Wood street, Pittsburgh. jan5

JACOB M'CLELLISTER, Wholesale and Retail SEGAR MANUFACTURER and dealer in all kinds of TOBACCO, SNUFF and CIGARS, No. 58 Fifth street, Pittsburgh.

☞ Keeps constantly on hand a large supply of superior various brands of Imperial Segars. ☞

PHILIP REYMER. ROBERT J. ANDERSON. REYMER & ANDERSON, (successors to Joshua Rhodes & Co.) wholesale dealers in FOREIGN FRUITS, NUTS, SPICES, CONFECTIONARY, SUGARS, &c., No. 39 Wood street, opposite the St. Charles Hotel, Pittsburgh. apr.

A. TINDLE, Wholesale and Retail SADDLE, HARNESS, TRUNK, VALISE and CARPET BAG MANUFACTURER, No. 136 Wood street, Pittsburgh. jy29:y

ENTERPRISE WORKS, No. 136 Wood street, third door below Virgin alley.—BOWS & FINELEY would call the attention of Sporting men to their large assortment of GUNS, RIFLES and REVOLVING PISTOLS, the largest and best selected stock ever opened in this market, together with a general assortment of Hardware, Cutlery, Tools and Fishing Tackle, all of which we offer at the lowest possible prices to cash purchasers, or for good approved paper. may5:y

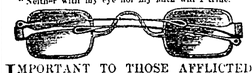
NORTH-WESTERN POLICE AGENCY, No. 89 Washington street, corner of Dearborn, CHICAGO, ILLINOIS. ALLAN PINKERTON. D. B. ROGERS.

PINKERTON & Co. devote their entire attention to the transaction of a general detective POLICE BUSINESS in the States of Illinois, Wisconsin, Michigan and Indiana. mh19:ly

JOHN GROUTT, Importer of BRANDIES, GIN, WINES, &c. Dealer in the Old Monongahela Whiskey, Peach Brandy, &c. Also, RECTIFYING DISTILLERY, corner of Smithfield and Front streets, Pittsburgh.

BUSINESS CARDS.

"Neither with my eye nor my faith will I trifle."



IMPORTANT TO THOSE AFFLICTED WITH BAD SIGHT.—Persons suffering from Bad Sight, arising from impaired vision, constitutional decay, old age, or other causes, would do well to call upon Dr. G. E. SHAW, PRACTICAL OPTICIAN, where they may rely upon getting Spectacles scientifically adapted to the JUST WANTS OF THE EYE. Address, 26 Fifth street, opposite A. A. Mason's, Pittsburgh.

P. S.—Telescopes, Microscopes, Thermometers, and every article appertaining to the Optician trade, kept and repaired on the premises.

☞ Glasses inserted in old Frames.

☞ Any article not approved of, exchanged free of expense. dec19:y

NEW COACH AND CARRIAGE FACTORY—JOHNSTON, BROTHERS & Co., corner of Robecca and Belmont streets, Allegheny City, would respectfully inform their friends and the public generally, that they have commenced the manufacture of CARRIAGES, BUGGIES, ROCKAWAYS, PUGGIES, SLEIGHS and CHAISES, in all their various styles of finish and proportion.

☞ All orders will be executed with strict regard to durability and beauty of finish. Repairs will also be attended to on the most reasonable terms. Being in all their work the best Eastern shafts, Poles, and Wheel stuff, they feel confident that all who favor them with their patronage, will be perfectly satisfied on trial of their new work.

☞ Purchasers are requested to give us a call, before purchasing elsewhere. apr26:y

A. MULLIKEN & CO. have on hand, at their extensive CABINET and CHAIR MANUFACTORY, No. 64 Smithfield street, a large assortment of Fancy and Plain Furniture, which they will sell 15 per cent lower than customary rates. Terms, cash only. dec27:y

CHARLES BARNETT, HORSE SHOER AND BLACKSMITH, has erected a new and commodious Brick Shop on CHERRY ALLEY, between Third and Fourth streets, where he is prepared to do all work in his line with the utmost promptitude. Having had long experience in the business, he respectfully solicits the patronage of his customers and the public generally. jy21

JAMES MELLINGER, Monongahela Planing Mill, would respectfully inform his friends and the public that his new establishment is now in full operation, and that he is prepared to furnish Boat Cabins, and fill all orders for PLANED LUMBER, with promptness, and at the lowest rates.

Board and Plank, planed on one or both sides, constantly on hand.

Sash, Doors and Mouldings, of every description, made to order.

☞ Builders and Carpenters would find it to their advantage to give him a call, as he can now furnish them with planed stuff, suitable for every description of work.

FULTON CAR WORKS, FOUNDRY AND MACHINE SHOP, SANDUSKY, Ohio.—The subscribers have moved into his new Works, recently erected, corner of Water and Hamilton streets, and are now prepared to contract for and execute all orders for Passenger, Baggage, Post-Office, House Freight, Platform, Gravel, Hand and Horse Cars, of the best quality.

Also, for STEAM ENGINES of all sizes, GEARING, RAILROAD CASTINGS of all descriptions, and all other work appertaining to a Foundry and Machine Shop.

The persons of the different departments are scientific and practical mechanics, of the first Eastern manufactories, who keep themselves informed and adopt all valuable modern improvements. [aug26:y] W. W. WETHERILL.

[illegible] WILLIAMS. [illegible] WILLIAMS. [illegible] SMITH.

AMERICAN PAPER MACHE MANUFACTURING COMPANY, No. 75 Second street, Pittsburgh, manufacturers of PAPER MACHE, GLASS BOXES for Churches, Houses, Steamboats, &c., Mirror and Picture Frames, Window and Door Heads, Brackets, Trusses, Cornices, Ventilators and Centre Pieces for Ceilings, Panels and Mouldings of every description, size and design, cheap and warranted more durable than any other article known to exist.

☞ Orders executed on the shortest notice.

N. B.—Attention of Steamboat Builders is especially invited to this article, on account of its light weight.

CUMMINS, TUNKS & Co.

No. 78 Second street, between Wood and Market. jy21 Pittsburgh.

THE HOPE COAL COMPANY having recently met with losses in transporting coal to Cincinnati, being insured by the Manufacturers Insurance Company, of Philadelphia, take pleasure in stating that their losses were promptly adjusted by J. Newton Jones, Agent of the Company.

Agent of Hope Coal Company, Cincinnati.

Pittsburgh, December 17, 1855. dec17

REVOLVERS! REVOLVERS!—Just received by Express, direct from [illegible] a splendid assortment of PORTABLE REVOLVING PISTOLS, from one to five and six inch barrels—all of [illegible] which will sell low for cash. [illegible] Also, a few Dozen Pocket Pistols, which can be bought in the city of New York. Persons going to Australia and California will find that it will pay them to buy purchasing their equipage at home, than to run the risk of being robbed before leaving the City. Also, a few Rifles, which we warrant to shoot well. [illegible]

CAMPBELL & POLLOCK, WHOLESALE DEALERS IN Staple and Fancy Variety and Dry Goods, AND MANUFACTURERS OF PLAIN AND WAVED LINE CILT MOULDINGS. No. 95 Wood st., Corner of Diamond alley.

TILL [illegible]

DAVID CAMPBELL. SAMUEL POLLOCK.

WATCHES AND JEWELRY.—JOHN [illegible]

NEWS AND HEAR BOOKS.

BOTTLERS.—JOHN O. IN A Co. Bottlers [illegible] Pittsburgh, [illegible] Ale, Porter, Cordials, &c., of the best quality. [illegible]

J. GILLESPIE & Co. [illegible] Manufacturers and Importers of [illegible] Wines, Brandies, Whiskies and Fancy Goods, [illegible]

ENTERPRISE WORKS, No. 136 Wood [illegible] BOWS & FINELEY [illegible] GUNS, RIFLES and REVOLVING PISTOLS, [illegible] Hardware, Cutlery, Tools and Fishing Tackle, [illegible] at the lowest possible prices to cash purchasers, or for good approved paper. [illegible]

M. [illegible] Dealers in Furniture, Irons, Screws, Tin, Japan [illegible] Hardware, Turners' Machines, Tools, [illegible] Wood, opposite Franklin's Hotel. Baltimore [illegible]

J. WHITE, VENETIAN BLIND MANUFACTURER, [illegible] has removed his business to the north side of Fourth street, near the Post Office, between Wood and Market streets, where he will be prepared to fill all orders in his line, on the shortest notice. He has also opened his BLIND MANUFACTORY in New York, corner of Pearl and Cedar streets, where he will be prepared to furnish Blinds, Cornices, Curtain Materials, &c., on the shortest notice, and on the most reasonable terms. [illegible]

☞ Blinds made to measure, and put up in the best manner, on the shortest notice, and on the most reasonable terms. [illegible]

B. F. SHOPE, MERCHANT TAILOR, [illegible] Wood street, [illegible] large lower room, [illegible] better prepared than ever before to furnish his patrons and the public generally, with all articles pertaining to his business. He always keeps on hand a large assortment of the latest styles of WOOLLENS, CASSIMERES, VESTINGS, &c., and he will make to order, on the shortest notice, upon reasonable terms.

☞ A perfect fit always warranted. [novlent]

JOHN H. TOWER. THOS. S. YOUNG. FRANCIS L. YOUNG. T. B. YOUNG & CO., No. 28 Smithfield street, opposite City Hotel, manufacturers of CABINET FURNITURE and CHAIRS, of every description. Sales and warerooms, warranted, and sold at prices [illegible] Come taken in packing for land and water carriage. [illegible]

WOODWELL'S FURNITURE AND CHAIRS, wholesale and retail, embracing every [illegible] of furniture, in Rosewood, Mahogany and Walnut, suitable for Steamboats, Hotels and Private Dwellings, constantly on hand, at the Warerooms, No. 77 and 79 Third street, [illegible] PITTSBURGH, PA.

STOVES.—No. 124 Wood street, above Fifth.—We beg leave to call the Trade to our stock of Stoves, Hollow Ware and Castings general. Having replenished every thing in our line, we can safely say that we cannot be surpassed in South Western Pennsylvania, by any house. Merchants will find it their advantage to call before buying elsewhere. GRAFF, REISMYER, & GRAFF.

THOMAS OLIVER, SADDLE, HARNESS AND TRUNK MANUFACTORY, No. 124 Clair street, Pittsburgh.

☞ Horse Clothing, Whips, Spurs, &c. [illegible]

JONES & DENNY, Forwarding and Commission Merchants, No. 61 Water street, Pittsburgh. [apl]

WATCHES, CLOCKS AND JEWELRY AT GREATLY REDUCED PRICES. JOHN M. ROBERTS is now selling off his large and choice stock of fine Watches, Clocks, Jewelry and Fancy Goods at very small advance on first cost, preparatory to enlarging his Store Room and the purchase of an entire new stock for the spring trade.

Persons desiring GREAT BARGAINS should call early, as it is his determination to close out his present stock without regard to former prices.

Don't forget the place—ROBERTS, 16 FIFTH street, near Market. feb6

MEN AND BOYS' WINTER CLOTHING —ROSENTHAL & BRO., Fifth street, opposite Market, have a large stock of Men and boys' CLOTHING on hand, comprising some entirely new and elegant styles which they are prepared to furnish at the lowest cash price. Also, a large and fashionable stock of GENTS' FURNISHING GOODS. dec13:dly

SWALLOW-TAIL LINE OF LIVERPOOL AND NEW YORK PACKET SHIPS. *Formed by Cunarding, Grinnell, & Co. South street, N. Y.*

The subscriber is the only Agent in Pittsburgh for the above Line—has always on hand DRAFTS for sale for any amount, payable at any Bank in England, Ireland, Scotland and Wales.

JOHN THOMPSON, European Agent, jul 1y 410 Liberty street, Pittsburgh.

H. BRADLAW. MARTIN L. STEVENS. GEORGE ALDRIDGE.

PITTSBURGH COACH FACTORY—BRADLAW & CO., successors to A. M. Bugslaw, No. 41 Diamond alley, near Wood street, Pittsburgh—CARRIAGES, COACHES, PHAETONS, BUGGIES, and every description of FANCY VEHICLES built to order, and finished in a manner unsurpassed for beauty of design, elegance of finish, skill of workmanship and durability of materials. [nov8

☞ All work warranted.

BUSINESS CARDS.

GREATEST IMPROVEMENT YET! NEW SCALE.—H. KLEBER & BRO. have just received a small lot of RUNNS & CLARKS' PIANOS, provided with their NEW SCALE. This is their latest, and undoubtedly the most important improvement as yet made to the Piano Fortes. The POWER of the instrument is almost DOUBLED thereby; and in point of volume, evenness and brilliancy of tone, they surpass anything as yet produced in the shape of a Piano. They possess all the advantages of the Grand Pianos, without any of its disadvantages. We now challenge comparison with the instruments of any other maker in this country, confident that every unbiassed judge of the article will at once admit their superiority. The public is respectfully invited to call and examine these superb instruments.

H. KLEBER & BRO.

Sole agents for Runns & Clarks' Pianos For Western Pennsylvania.

N. B. 52 Fifth street, next door to Masonic Hall.

P. S.—Splendid assortment of the above shortly expected for the Spring Trade. apr

NEW SPRING STOCK OF CHICKERING & SONS PIANO FORTES.

JOHN H. MELLOR has just received, from Boston, a fresh supply of CHICKERING & SONS PIANO FORTES, and constantly keeps on hand a full supply of their celebrated Spring Sales, of THIRTY SIX, now and splendid Instruments, of every variety and style, manufactured by the Messrs. Chickerings. Best makers Pianos in the CONTINENT. Call and see for yourselves.

Seven Octave Square Piano Fortes,

as well as their superb and unrivalled Grand and Inverted Grand PIANO FORTES, with their PATENT IRON FRAMES, and PATENT ACTION, and are fully warranted to the purchaser by the manufacturers for five years. Call and see for yourselves. Instruments can be tuned to all pitches, and will stand in any climate, as they are made of the best materials, and in the most substantial manner, and are warranted to give satisfaction in all respects, or the money will be refunded in every instance