The New Orleans Bee.

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THE NEW ORLEANS DAILY BEE.

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NEW ORLEANS:

WEDNESDAY MORNING, MAY 5, 1869.

TRY GEORGE ALCES' CIGARS.

1185 .....Rampart Street 1185

THE OPELOUSAS RAILROAD.

This railroad, or rather that division of it which is now completed and in operation between New Orleans and Brashear City, our readers are aware has been seized by the Marshal of the United States under a writ obtained in the Circuit Court of the United States by Mr. Charles Morgan, the holder of his mortgage bonds to the amount of $810,000 and interest, I suppose past due to the amount of $316,000. The property thus seized is advertised to be sold on the 20th day of May, 1869, in satisfaction of that writ, unless the company shall in the meantime arrange the claim with Mr. Morgan, or obtain from the Circuit Court of the United States a writ of injunction restraining the sale. Bonds with ten coupons attached are in circulation for $1 000 each, returning 10 per cent. Fare $1 50 for round trip, with privilege of returning on regular trains. See advertisement.

CITY INTELLIGENCE.

Trial of State Auditor Wickliffe, Charged with Misdemeanor in Office—First District Court —Monday, May 4th, 1869.—The District Attorney came forward for trial in the case of the State vs. G. M. Wickliffe, Auditor of State, charged on two indictments with misdemeanor in office, in issuing, without authority of law, a warrant for $1892 in favor of J. B Richardson, Jr., and another for $1900 in favor of same, each purporting to be in payment of coupons of levee bonds, issued under act of the Legislature of 1867. District Attorney Lanesberg, assisted by Wm. H Hunt, Esq., for the prosecution, and Messrs. Theo. H. Hall, Thomas J. Field, H. C. Cauthaen and J. C. Barnes for the defense.

The impanneling of the jury commenced shortly before 11 o'clock and occupied considerable time. After the State and defense had both exhausted their number of challenges, the following were selected as the jury: Butler Morton, Louis H. Ferret, Jas. H. Farley, Wm. Murphy, Augustin Renner, Saml Morris, Ely Spindler, Ely Reynolds, David Harris, W. W. Devine, Jos. Miller and Geo. D. Geddes.

The question principally propounded to the jurors by the prosecution were: "Are you a property holder?" "Have you belonged, or do you belong to any political club?" and the usual ordinary questions. The jury, as impaneled, are of as many diversified pursuits, some property holders and others not. Seven of the number are white and five colored. The question of municipality was also put to jurors by the defense were: "Have you conversed with any one in regard to this case?" and similar ones, and when the jury was called to hearing read the reports in the papers, he was asked "in what papers." The jury was complosed at 12 o'clock.

The following witnesses called on witnesses on the part of the State: Messrs. Lynch, Dubuc et, Campbell, Giffen, Peralta and J. B. Richardson, Jr.

As in the previous trial of accused for alleged misconduct in office, the witnesses in the case were separated.

Messrs. O'Kern, Poindexter, and numerous others, including Gov. Warmoth, were called as wit ness for the defense

Mr. Lanesberg stated to the jury the indictment and the law on which it is based, viz: The twenty-fifth section of the act of 13th March, 1855, entitled "An act to regulate the office of Auditor of Public Accounts," relative to issuing warrants without authority of law, and to the penalties attached in said office. The prescribed penalty fixed by the statute is a fine of not more than $1000 and not over five years imprisonment and dismissal from office.

Mr. Lanesberg indicated to the jury what would be the line of the prosecution, which, he said, was based on acts and admissions of the accused himself, and the certificates of indebtedness, as called for on previous occasions Mr. Benmes read in answer thereto the official acts of the accused, that these certificates were not to his possession

Testimony for the State.—John Lynch, sworn for the prosecution, said he was Senate and Chairman of the Finance Committee, session before last of the Legislature; was consulted by the State Treasurer in the matter of paying over certain warrants drawn by the Auditor, which seemed to the latter to be drawn irregularly; they so seemed to witness on the advice of counsel paying them; witness took them to the Auditor's office to inquire about them; the Auditor took from his desk a package of papers containing a number packages, which witness recognized as coupons, No 1, of Levee bonds.

Here witness was stopped by Mr. Semmes on the ground that the coupons, as the document certified to, must be produced as the best evidence Considerable argument followed, but the court held that the objection raised was untenable, the documents in question being in possession of accused as holder of the secret of the combination for unlocking the safe in the Auditor's office. The defense filed exceptions to the ruling of the court.

Witness resumed—I don't know what was the number of the bond to which coupon No 1 belonged; it was large in the package 20 coupons, each No. 2, as well as 33 of coupon No 1, all for $30 each. [Witness explained, by means of a copy of a law, how the bonds were authorized.—what he meant by coupons Nos 1 and 2—that is that the first was the first to be detached; the second next, and so on by number up to 30; accounted for the bonds I examined the bond register which corroborated my impressions as to the irregular manner in which the warrants were drawn; after comparing numbers of the bonds and coupons, and numbers of those issued, Mr. Wickliffe said