THE DAILY BEE.

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The New Orleans Bee.

OFFICE, 83 CHARTRES ST. NEW ORLEANS, MONDAY MORNING, MAY 16, 1859. VOL. XVII—NEW SERIES. VOL. XXXII—WHOLE NO. 11,26.

THE DAILY BEE.

MONDAY MORNING, MAY 16, 1859.

ASSURED AUTHORITY.

Our readers have doubtless perceived that the small squad of discontented gentlemen from the South who arrogate to themselves in the Aggregate the lordly and imposing title of "The Southern Commercial Convention," have resolved, by the extraordinary vote of 19 to 19, that all laws, State or judicial, prohibiting the African slave trade ought to be repealed. The only surprising circumstance in the matter was that any negative votes should have been cast on the resolution. We can scarcely imagine how 19 conservative, Union-loving, law-respecting individuals contrived to get into the Convention. We had really expected the resolution to be adopted by a unanimous vote, and are disposed to believe that the 19 recalcitrants are sadly out of place, and had no business whatever in a body which assumes to represent all the patriotism, the genuine policy, and the real interests of the South. How can any one venture to impugn the infallibility of such determined fire eaters as Governor McRae, and Messrs. Rhodes, McCardle and Sinkle, or presume to doubt that what Democracy declares to be the most judicious policy for the South, must necessarily be so? We take it that the declaration of the Convention in favor of the re-opening of the African slave trade settles the question. If there were prior to the supreme and irreversible decree any unbelieving Thomases in our midst; any simple minded folks who had regarded the slave trade as at once illegal, barbarous and brutal, they will doubtless abandon all such crude and preposterous ideas, now that the oracular voice of "The Southern Commercial Convention" has pronounced otherwise. Therefore no opinion has prevailed that Louisiana was particularly adverse to the reopening of the slave trade, but as six delegates from our State have united in declaring that all prohibitory enactments ought to be repealed, we suppose the people will bow to this ultimatum, and the Legislature which will assemble next January will embrace the earliest occasion to endorse and reiterate the sentiment.

But, irony apart, we should really like to know by what authority some half a hundred gentlemen from nine out of the fifteen States, have undertaken to express the deliberate sentiments of the South on a point of such vast importance? How happens it that where every Southern Commonwealth, except South Carolina, has evinced decided hostility to the reopening of the slave trade, a handful of delegates boldly commit the entire South to the measure? Is this not, to speak mildly, a piece of manifest presumption? Who invested these gentlemen with the plenary powers they claim to exercise; and upon what grounds do they profess to speak in behalf of the Southern section of the Confederacy? What, indeed, is this "Southern Commercial Convention," which with such refreshing coolness resolves in favor of the traffic in African slaves, and of course against equal merit? Where are its credentials, and upon who clothed it with paramount authority? The fact is, this boasted assemblage is the rump, the mere fleshless skeleton of a certain Southern Commercial Convention which for several years has endeavored to assume the direction of Southern affairs: which has met at various places, such as Memphis, New Orleans and Charleston; which has been signalized by as vast a superabundance of good intentions, and as infinitesimal a quantity of good works, as are said to characterize a certain uncomfortable place; which has gradually forfeited public respect, and ceased to command public interest, because of its puerile commercial results, and its irrestrainable political proclivities, until now, truncated and expiring, a few of the forlorn hope, ultra partisans of the most uncompromising sectional stamp, alone constitute it. They convene together and fancy that their official decrees will be considered binding upon the South. What a wofully fatuous idea!

With respect to the influence exercised by the Convention on the public mind, it may be truly said to be microscopically minute whether the members resolve to import African apprentices, or simply denounce the laws against the slave trade; whether they fulminate anathemas against duties on imports, or recommend direct taxation; whether they pass resolutions against or in favor of National Conventions; whether they laud or censure the Administration, in practically of the smallest possible consequence. They have precisely the same right to indulge in debate and adopt resolutions as any other assemblage of individuals, and their action is entitled to just the same amount of respect—and not a whit more. Within these limits they may reasonably expect to enlist the approbation of those who think with them, but when they assume to represent the South, we consider their claim unfounded, and find nothing in their action which the South, through its recognized legislative exponents, has ever sanctioned.

Hon. George Eustis, Jr.—In another column will be found a card from the Hon. George Eustis Jr., to the people of the First Congressional District announcing his intention to withdraw from political life. We are satisfied that Mr. Eustis's constituents will regret this decision. During the two terms for which he was chosen, we know that his course has been eminently patriotic and satisfactory—faithful to the party which elected him, and true to the Union and the South. We mean no empty compliment when we say that the citizens of the First District will find it no easy task to replace Mr. Eustis. We have no earthly doubt that had he consented to serve them again, he would have been triumphantly re-elected.

We are requested to invite attention to the call of the State Central Democratic Committee in another column.

Let Every Body be There This Day (Monday).—The Volksfest Association will give a portion of their proceeds to the Samaritan Institution, which have nourished many thousand convalescents ever after the late epidemic. The Samaritans are repairing their institute for the coming summer, and the donations from the philanthropic Germans will be gratefully received.

New Orleans Savings Institution.—We invite attention to the fourth annual statement of the New Orleans Savings Institution. It will be seen that its financial position is excellent, and that a semi-annual dividend has been declared by the trustees at the rate of six per cent. per annum.

New Books.—Our thanks are due the publishers; through J. C. Morgan & Co., Exchange Place, for the following works:

Blackwood's Magazine for May, a capital number. The publisher says of it:

The present number contains a continuation of "*A Cruise on Japanese Waters*," which increases in interest. "*The Luck of Ladysmede, Part II.*," which promises to be one of those charming tales of domestic life which Blackwood is so famous. "*A Week in Surrey*," lively and sportive. "*The Turks in August—1854—Part II.*" "*Christianity as Judged*," able review of Kaye's late work under that title, being a history of the introduction and progress of Christianity in India, from the earliest missionary days to the present time, with sketches of the early missionaries, and of the English bishops—Middleton, Heber, and Wilson. "*Adam Graeme*," a most delightful revival of Edinburgh life—and three articles on "*Parliamentary Reform*," one of which contains a notice of M. Chevalier's late work on the "*Pulpit of the Good God*," which the writer alleges will, of itself, identify work out a change in the *elective franchise*, sufficient to satisfy the most liberal of radicals.

The Harp of a Thousand Strings. Dick & Fitzgerald, publishers. Certainly one of the most comical books we have ever seen, and full of laughter-moving illustrations. It is a perfect cure for the heartache.

New Orleans and Carrollton Railroad.—For the first time in several years, the Carrollton Railroad Company have declared a dividend of five per cent., payable on and after the 1st June next. See announcement elsewhere.

We are requested to call the attention of the public to the sale of five very valuable young negroes, (among whom are some very good cooks,) which will take place THIS DAY, (Monday) 16th instant, at 12 o'clock, at the City Hotel, in Common street. Said slaves belong to the succession of Pierre Laveque. See the advertisement. Sale positive—being for a partition among the heirs and the surviving partner.

The Sheriff will sell at auction TO DAY, at 12 o'clock, M., at the City Hotel, Common street, sundry notes and accounts, for account of the creditors of Wm. Bunts. See advertisement.

Credit Sale.—We call the attention of the trade to the sale of 200 lots of first-rate Clothing, to take place THIS DAY, at 10 o'clock, A. M., at Bunch & Lamement's auction room, No. 71 Chartres street. Terms at sale.

☞Look out for imitations of Leg & Perrins' Worcestershire Sauce. See Advertisement of John Duncan's Sons.

By Telegraph.

[TRANSMITTED TO THE NEW ORLEANS BEE.]

THREE DAYS LATER FROM EUROPE.

Arrival of Steamers Weser and Borussia.

War Actually Commenced.

AUSTRIA WINS THE FIRST BATTLE.

Sardinian Vessels Seized by Austria.

SARDINIANS RETREATING BEFORE AUSTRIANS.

18,000 Tuscan Troops Join Sardinia.

HOSTILITIES COMMENCED APRIL 29.

ACTIVITY IN THE BRITISH NAVY.

NUMEROUS FAILURES IN LONDON AND PARIS.

Cotton Declined an Eighth to a Quarter.

ADVANCE IN CONSOLS.

New York, May 15.—The steamship Weser, of the Bremen line, and the Borussia, of the Hamburg line, have arrived at this port.

The Borussia left Hamburg on the 1st of May, and Southampton on the 3d inst., bring three days later advices from Liverpool, London and Paris than were received by the Adelaide at St. Johns.

LIVERPOOL COTTON MARKET.

Liverpool, May 3.—The sales of Cotton for the two business days since the sailing of the Adelaide amount to only 9000 bales, of which speculators and exporters took 1800.

All qualities of Cotton have declined ¼ to ⅛d.

Messrs. Clare & Son report a decline of fully ⅛d. since Saturday. Others say the decline is nearly ¼d.

The market closed dull, and prices are too irregular to give any reliable quotations.

BREADSTUFFS AND PROVISIONS.

The Liverpool Breadstuffs market closed buoyant. There is a large speculative inquiry.

All descriptions of Breadstuffs have considerably advanced.

The market is unsettled and excited, and it is impossible to give accurate quotations.

The Provision market generally closed with an advancing tendency. Quotations are nominal, and the large speculative demand continues.

CONSOLS.

London, May 3.—The English funds have somewhat recovered from the panic of Friday and Saturday. Consols for money closed at 89¾ to 9¼—an advance of 2 ⅛.

THE WAR IN ITALY.

Liverpool, May 3.—The report sent out by the steamship Adelaide that the Austrians had crossed the Ticino and commenced hostilities, is fully confirmed.

The first actual engagement took place at the bridge of Buffalora, where the passage of the Ticino was vigorously disputed by the small Sardinian force stationed there for its protection.

The Austrians, however, with their superior forces, took the bridge and crossed over into Sardinia, after a sharp conflict, in which considerable loss was sustained on both sides.

It is also reported that the Austrians have taken Mortara, one of the principal towns in the Sardinian province of Novara, and that the Sardinian army stationed at that place had retreated.

The Austrians are concentrating a large body of troops at Piacenza, an important point near the Southern border of Sardinia in Parma.

The Austrians have seized all the Sardinian vessels on Lake Maggiore, in the Northern frontier of Sardinia.

All the telegraph lines running from Austria to Switzerland had been cut by the Austrians.

Advices from Vienna of the first of May announce that the Austrian troops have occupied without opposition the Sardinian frontier towns of Intra, Palanze and Azona, the Sardinian troops retreating at the approach of the Austrians.

Advices from Turin of the 29th of April announce that the steamer which arrived at Genoa on the 27th brought a proclamation which the King of Sardinia had issued to the Tuscan army, inviting them to await the arrival of war, [and then advance in a compact body of 17,000 men to reinforce the Sardinian army.

A similar proclamation has been addressed to the troops in the Romagna, who have revolted in favor of Sardinia.

ARRIVAL OF THE FRENCH TROOPS.

Turin, April 29.—The French Marshal Canrobert and Marshal Neill arrived at Turin to-day, and have since gone on to Alessandria to join King Victor Emmanuel.

Fifteen thousand of the Imperial Guard of France have arrived at Genoa by sea from Toulon, making 40,000 French troops now at Genoa.

The French troops are also rapidly arriving at Suza, Mont Cenis, and recommend direct taxation; whether they pass resolutions against or in favor of National Conventions; whether they laud or censure the Administration, is practically of the smallest possible consequence. They have precisely the same right to indulge in debate and adopt resolutions as any other assemblage of individuals, and their action is entitled to just the same amount of respect—and not a whit more. Within these limits they may reasonably expect to enlist the approbation of those who think with them, but when they assume to represent the South, we consider their claim unfounded, and find nothing in their action which the South, through its recognized legislative exponents, has ever sanctioned.

Turin, April 30.—An official bulletin confirms the report of the passage of the Ticino by the Austrian troops, and states that they crossed it yesterday, the 29th of April.

Advices from the headquarters of the army state that the King of Sardinia, accompanied by Marshal Canrobert and Neill, had visited the line of the river Dora to make observations.

Three corps d'armée of the French army have entered Piedmont by way of Gravelloua.

They consist of twenty battalions and eight heavy batteries of cannon.

ENGLAND.

A royal proclamation has been issued offering a bounty of $10 to seamen for the purpose of recruiting ten thousand additional sailors.

The greatest activity prevailed in the dock yards, and severe preparations are going on at all the navy yards.

Orders had been received at Woolwich Navy Yard from the British Admiralty to complete with all haste the new class steamfrigates now on the stocks.

A message was received by telegraph at Sheerness on the 29th of April, announcing that the Royal George be dispatched immediately to Dunsufort, and the Colossus to Portsmouth; and that the Edgar, Queen and Trafalgar be got ready for sea immediately.

The steam yacht Osborne has orders to be ready for sea immediately. She is being fitted up at the disposal of the Prince of Wales, who will, it is supposed, proceed at once to the Mediterranean.

Heavy failures have occurred among the stock brokers on the London Exchange, and numerous others are reported from all quarters.

The house of Wulf & Co., of Berlin, has suspended. Their liabilities are said to be very large.

There are also general failures reported in Vienna.

It is said that the impoverishment and ruin of the Paris Bourse this week will far exceed any thing which has ever occurred, though no failures had been reported up to as late as the 27th.

Advices from Turin of the 1st of May state that King Victor Emmanuel had gone to assume the command of the Sardinian army. The advices also state that the Austrians were in force at Novaro and Pavia.

The French infantry still continue to arrive at Turin by the way of the Alps, and from Genoa, though no decisive movement has yet been made.

Advices from Berne of the 30th ult. state that the Austrians, after seizing the Sardinian vessels on Lake Maggiore the evening previous, commenced hostilities.

Advices from Turin of the 30th of April state that Count Buol, Prime Minister of Austria, has forwarded circulars to all foreign powers, setting forth the political and diplomatic reasons for the declaration of war.

Secretary Weiner has published decrees ordering that the income tax of the third class be retained for interest on the public bonds; also ordering a loan of twenty millions of florins, the National Bank to advance two-thirds of the nominal value of the loan in new notes.

The bank is to be released from paying specie duty; the advances made payable in silver or coupons of the national loan.

SHIPWRECK—427 LIVES LOST.

Liverpool, May 3.—The ship Pomona, which was wrecked off Wexford, and previously reported, had on board 325 passengers and 52 crew; only seventeen of the former and three of the latter were saved.

STEAMBOATS BURNED.

St. Louis, May 15.—The steamers Monongahela and Edinburgh, lying opposite our city, took fire yesterday, and were burned to the water's edge.

There was no freight upon either boats, and the loss, which is about $38,000, is covered to the amount of $20,000 by insurance.

ARRIVALS OUT.

The steamship New York, from New York, and the Canada steamship Europa, from Boston via Halifax, have arrived at Liverpool.

[The above dispatches were received last night over the National line by Mr. F. C. Jones of the New Orleans office, in thirty-six minutes.]

TELEGRAPHIC.

Later from New Mexico—*Three Overland Mails Missing*.—St. Louis, May 14.—The New Mexican mail has arrived at Independence, bringing dates from Santa Fe to the 25th of April.

Three overland California mails on the contract route, one each month, are missing, and it is supposed they have been intercepted and robbed by the Indians.

Pike's Peak Mines.—St. Louis, May 14.—Later advices have been received from the Pike's Peak gold mines, but they continue to be of a discouraging character. Notwithstanding the unfavorable accounts, however, the tide of emigration thither continues unabated.

Many are returning destitute of means and nearly in a famishing state.

Removal in the Pacific.—St. Johns, N. B., May 14.—The Indians in the provinces of New Brunswick and Nova Scotia have resulted in favor of the Liberal party.

Arrival of the Adelaide at Halifax.—Halifax, May 14.—The steamship Adelaide, from Galway, via St. Johns, has arrived at this port. Her advices from Liverpool are to the evening of the 30th ult., and were fully telegraphed from St. Johns.

Sailing of Steamships.—Quebec, May 14. The steamship North Briton sailed from this port to-day for Scotland.

New York, May 14.—The steamship Bremen, from this port to-day for Southampton, takes out half a million of dollars in specie on freight.

Arrival of the Star of the West.—New York, May 14.—The steamship Star of the West has arrived at this port, from Aspinwall, with California dates to the 5th of April.

Her California advices have been anticipated by the Costaxacolcos, and her South American advices have been anticipated by the Empire City at New Orleans.

State of the Rivers.—Louisville, May 14. The Ohio river at this point is falling slowly, with six feet of water on the falls and eight feet in the canal.

St. Louis, May 14.—The Mississippi at this point has risen four feet and six inches during the last twenty-four hours, and is still rising at the rate of two inches per hour.

The river is now eighteen inches higher than it has been at any previous time this season.

We invite attention to the annexed explanatory letter:

New Orleans, May 14th, 1859.

S. S. Kennedy, Esq.,

President of the Chamber of Commerce:

My Dear Sir.—I beg leave to acknowledge the receipt of a copy of the resolutions of your honorable body, together with the report of your committee appointed to proceed to Washington on business connected with the opening of the Passes at the mouth of the Mississippi; and will, you may rest assured, I feel and appreciate very sensibly the action of the Chamber of Commerce, in so far as concerns myself. I do not feel at liberty to omit this opportunity of noticing the omission of the names of our distinguished Senators in the former, and their somewhat equivocal mention in the latter.

I am simply doing an act of justice to Messrs. Slidell and Benjamin when I state, of my own knowledge, that your committee were strangely mistaken when they came to the conclusion that indifference or opposition to the practicable objects of their mission was nursed in that quarter.

As the resolutions and report have been published somewhat extensively, I trust you will not consider the insertion of this letter in the public journals a breach of etiquette on my part.

I remain, my dear sir, with much respect,

Your obedient servant,

GEORGE EUSTIS.

We publish the following article from the Charleston *Mercury* in deference to the request of the editors. We shall have something, however, to say on the subject hereafter:

A CAVIL.

We have said that, properly speaking, the Democratic party exists only at the South. It has expired at the North. To this certain of our contemporaries at the South raise a cavil. They say, look at Pennsylvania and at Connecticut and Rhode Island in the late elections; did not the Democratic party gallantly battle with the Black Republicans? and, although beaten, are they not Democrats and members of the Democratic party?

We answer: *First*—they are not *Democrats*, in the proper meaning of the term, supporting principles. With scarcely any exceptions they are protective tariff men. During the last Congress their representatives co-operated with the Black Republicans to obtain increased protection to Northern manufactures, by modifications of the tariff; and during the last fall elections their candidates openly proclaimed themselves in favor of the same policy. Now, has the Democratic party any principle in the great vital matter of taxation? If it has, then those only are Democrats who support its principles. We contend that taxes laid for revenue only is the principle of the Democratic party, and that every other branch of industry follows, well and good. But in laying the duties by the tariff, revenue is the only principle of constitutional power, which can govern the imposition. This is not the creed of these misnamed Democrats. Their primary object is the infusion of revenue, by a prohibition of importations from foreign nations, in order that the Northern manufacture should be substituted in the place of the foreign manufacture to the people. The Southern Democrats alone are reliable to support the principles of the Democratic party.

Again: Is there no principle in the Democratic party in expending the taxes after they are collected by the National Government? Are internal improvements a legitimate object of expenditure? We maintain that they are not. Five Democratic Presidents have vetoed bills for internal improvements passed by Congress. Do not the Northern representatives of the Democratic party support such internal improvements in Congress? If they do, then they are not Democrats.

Again: Does the decision in the *Dred Scott* case not only the law of the land, but the creed of the Democratic party, and is not Congress bound to enforce its principles? Yet does not the whole Northern wing of the Democratic party openly proclaim that they will not enforce its principles? According to the decision in the *Dred Scott* case, Congress is bound to protect slavery in our Territories, like any other property. But these Democrats declare that they would be slavery extension, which they will not do.

Now, in all these cases, one of two things is true, with respect to Northern Democrats. They are either no Democrats, or they are traitors to the Democratic party. If they are no Democrats, then there is no Democratic party at the North; and if they are traitors, they ought to be cast out of it—and then there is no Democratic party of the North, in either case, and we have a right in maintaining that the Democratic party exists only at the South?

Will not our readers, friends of the press now understand us, and insert this explanation?—especially the New Orleans *Bee*.

The Impending War in Europe.

The news from Europe, which we publish this morning, although showing that war does not yet actually exist, leaves but a slender hope of the continuance of peace. In fact, therefore, all the critical calculations of affairs, the following brief review of past wars between Austria and France will refresh the memory of the reader:

WARS IN THE PAST BETWEEN FRANCE AND AUSTRIA.

Within the last seventy years there have been five wars between France and Austria on the continent of Europe. Austria was one of the leading powers of the league against the French revolution. In connection with Prussia, in 1792, her armies invaded the French territory, and struggle they were driven out by the energy of the French Republican Assembly, and by the valor and military skill of General Demourier. The French Assembly, by a decree, declared that out one million two hundred thousand men for the defense of the country, a military exercise which has made, if ever, been equaled in military annals.

Prussia and Spain withdrew from the coalition, and, in 1797, Austria was left to sustain the shock of the French in Italy. She was supported by the King of Sardinia, a State which is now her bitter enemy. The French army, under Napoleon, in two campaigns detached Sardinia from her alliance, drove her troops out of Italy, and pursued them into Germany, nearly to the gates of Vienna. Under the walls of that capital France dictated peace to Austria in 1797. By that peace she made large cessions of territory and influence in Germany. As a recompence Napoleon assigned her Venice and Lombardy, and first made her an Italian power.

In 1799 Austria and Russia took up arms against France, and for a time were very successful. They drove the French out of Italy. In the latter part of that year, however, Napoleon returned from Egypt. He introduced the Russian Emperor Paul to withdraw from the Austrian alliance. Having accomplished this, he led his army into Italy. On the plains of Marengo he fought a decisive battle, the result of which expelled Austria from Italy. It was soon followed by the victory of Hohenlinden, in Germany, gained by the French under General Moreau. The French columns were again near Vienna, and again France compelled Austria to sue for peace. In 1804 the Emperor of France became the King of Italy. Immediately after Austria and Russia allied themselves. Such, however, was the power of the latter, that in six months one Austrian army was destroyed at Ulm, and another at Austerlitz. The Russians, defeated, fled at Austerlitz. The French entered Vienna, and again dictated a peace.

In 1809 Austria and France again met in collision on the tented field. The French, however, under Napoleon, marched down the valley of the Danube with the velocity, almost, of the wind, and in one campaign took up their quarters in Vienna. A severe and ignominious peace for Austria was the result. In 1813 Austria, united with all the great powers of Europe, overthrew the French empire, and broke down the power which had so often entered the gates of Vienna in triumph. By-the treaties of 1814 and 1815 the northern States of Italy, Venice and Lombardy, were ceded to Austria by the leading nations of Europe. It is now on the faith of these treaties that Austria rests her case, and appeals to the rest of Germany and to England for assistance in maintaining them inviolate. As they were the treaties which witnessed the humiliation of his uncle, Louis Napoleon has no great respect for them.—*Cin. Enq.*

Texas.—By an arrival from Galveston we have received Texas papers to the 12th inst.:

We copy the following article from the Houston *Telegraph*, of the 9th instant:

We are informed by good authority that more than two thousand negroes have been brought to, and settled in the region of country within eight miles of Hempstead during the winter. This astonishing growth of the productive population of that country is mainly attributable to the railroad which is in operation to that town. In connection with this matter we are informed that these persons who croak about the decay of railroad towns as soon as the locomotive passes through them, have been confounded at what they talk about. Their very growth of the surrounding country, occasioned by railroads, will secure the continued growth of all towns that get a start upon the line.

Falls.—A Marlin correspondent of the State *Gazette* states that during the late term of the Court at that place four free negroes selected Mr. James Wright as their master, and were decreed into slavery. They said they did not wish to become slaves, but preferred that to leaving the State.

Removed.—Mr. Hinton has been found guilty in this county of the murder, in the first degree, of his brother-in-law, P. C. Whitaker.

Convicted.—W. Perry Gore was arraigned before the Seventh District Court for East Feliciana, on Friday last, on a charge of "negro-stealing." He pleaded to the indict. ment not guilty, and was placed upon trial. After a patient hearing of the evidence, and argument of counsel, the case was submitted to the jury, who returned a verdict of guilty. His Honor Judge Ratliffe sentenced the prisoner to the Penitentiary for two years. An appeal to the Supreme Court has been taken.

The Case of U. S. Marshal Tyler in Detroit.—The Detroit *Free Press* learns that the Attorney-General of Michigan has ordered another trial for U. S. Deputy Marshal Tyler, lately convicted of manslaughter, for killing the captain of a vessel. The Sheriff of St. Clair county has been directed to rearrest Tyler when his term of imprisonment expires, which will be very soon. The reasons for such a course are these, and by these reasons it will be seen that the Attorney-General will not propose to overrule the principles by which no man can be tried twice for the same offense: He claims that the Federal Court in which Tyler was tried had no jurisdiction in the matter, but that it comes solely within the province of the State Courts; consequently he has not been tried at all. The Attorney-General thinks the farce has gone far enough, and the matter must now be thoroughly tried by the proper authority.

Sir Gore Ousley's Transit Treaty.—Several articles have lately made their appearance in the Washington journals in which various statements have been put forth with reference to Sir William Gore Ousley's proceedings in Nicaragua. As much misapprehension seems to prevail on this subject, we are happy to be in the power to place the real facts before the public. We have good authority for stating that the treaty respecting the interoceanic transit, which this diplomatist signed on the 18th of January, *will not be ratified in this country, on account of certain unsolicited modifications which he admitted into the same*. Sir Wm. Gore Ousley has been requested to negotiate that treaty, and to proceed with the negotiation of a convention relating to the Mosquito territory. *The two matters are to be considered as a whole, and a settlement on one point will not be accepted unless accompanied by a satisfactory arrangement on the other.* By this means we trust that the Gordian knot of the difficulty in the Western Hemisphere may be severed to the advantage of all parties concerned.—*From the London Herald, (organ of Lord Derby) April 22.*

The claim of Mrs. Cunningham to the estate of the murdered Dr. Burdell was set at rest forever, as far as New York is concerned. It will be remembered that the Surrogate made a decision against Mrs. Cunningham, holding that she was not the widow of Dr. Burdell; from that decision Mrs. Cunningham appealed to the Supreme Court. The matter has been in court for some time, but no further steps of office I have been forthcoming. A short time since Charles Edwards, Esq., the counsel for the heirs, took the case before the Supreme Court for argument on the part of the lady. This put a quietus on all the proceedings, and the lady is once more plain Mrs. Cunningham, and not a doctor's widow.

In the United States District Court at Philadelphia a singular sentence was passed last week upon a Mr. Hyde, convicted of forging bounty land warrants. Judge Cadwalader, in sentencing him to nearly the limit, in his remarks for itself, and did not require any special comments from the Bench. He then sentenced the defendant to ten years' imprisonment on each of two bills—making twenty years—and to a fine of $5000. After which, the Judge said that if the prisoner would pay into the Treasury $30,000, he would sign a memorial for the remission of the last ten years' imprisonment. He thought, from the defendant's past life, that he had $30,000.

Sir Moses Montefiore and his American colleague have received from Rome an order to apply for an audience of the Pope. A letter from Rome observes that: it is not to be supposed that the Pope will be able to grant the favor without consulting the Sacred Congregation, which can govern the imposition. This is not the creed of these misnamed Democrats. Their primary object is the infusion of revenue, by a prohibition of importations from foreign nations, in order that the Northern manufacture should be substituted in the place of the foreign manufacture to the people. The Southern Democrats alone are reliable to support the principles of the Democratic party.

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The news from Europe, which we publish this morning, although showing that war does not yet actually exist, leaves but a slender hope of the continuance of peace. In fact, therefore, all the critical calculations of affairs, the following brief review of past wars between Austria and France will refresh the memory of the reader:

WARS IN THE PAST BETWEEN FRANCE AND AUSTRIA.

Within the last seventy years there have been five wars between France and Austria on the continent of Europe. Austria was one of the leading powers of the league against the French revolution. In connection with Prussia, in 1792, her armies invaded the French territory, but struggle they were driven out by the energy of the French Republican Assembly, and by the valor and military skill of General Demourier. The French Assembly, by a decree, declared that out one million two hundred thousand men for the defense of the country, a military exercise which has made, if ever, been equaled in military annals.

Prussia and Spain withdrew from the coalition, and, in 1797, Austria was left to sustain the shock of the French in Italy. She was supported by the King of Sardinia, a State which is now her bitter enemy. The French army, under Napoleon, in two campaigns detached Sardinia from her alliance, drove her troops out of Italy, and pursued them into Germany, nearly to the gates of Vienna. Under the walls of that capital France dictated peace to Austria in 1797. By that peace she made large cessions of territory and influence in Germany. As a recompence Napoleon assigned her Venice and Lombardy, and first made her an Italian power.

In 1799 Austria and Russia took up arms against France, and for a time were very successful. They drove the French out of Italy. In the latter part of that year, however, Napoleon returned from Egypt. He introduced the Russian Emperor Paul to withdraw from the Austrian alliance. Having accomplished this, he led his army into Italy. On the plains of Marengo he fought a decisive battle, the result of which expelled Austria from Italy. It was soon followed by the victory of Hohenlinden, in Germany, gained by the French under General Moreau. The French columns were again near Vienna, and again France compelled Austria to sue for peace. In 1804 the Emperor of France became the King of Italy. Immediately after Austria and Russia allied themselves. Such, however, was the power of the latter, that in six months one Austrian army was destroyed at Ulm, and another at Austerlitz. The Russians, defeated, fled at Austerlitz. The French entered Vienna, and again dictated a peace.

In 1809 Austria and France again met in collision on the tented field. The French, however, under Napoleon, marched down the valley of the Danube with the velocity, almost, of the wind, and in one campaign took up their quarters in Vienna. A severe and ignominious peace for Austria was the result. In 1813 Austria, united with all the great powers of Europe, overthrew the French empire, and broke down the power which had so often entered the gates of Vienna in triumph. By-the treaties of 1814 and 1815 the northern States of Italy, Venice and Lombardy, were ceded to Austria by the leading nations of Europe. It is now on the faith of these treaties that Austria rests her case, and appeals to the rest of Germany and to England for assistance in maintaining them inviolate. As they were the treaties which witnessed the humiliation of his uncle, Louis Napoleon has no great respect for them.—*Cin. Enq.*

Texas.—By an arrival from Galveston we have received Texas papers to the 12th inst.:

We copy the following article from the Houston *Telegraph*, of the 9th instant:

We are informed by good authority that more than two thousand negroes have been brought to, and settled in the region of country within eight miles of Hempstead during the winter. This astonishing growth of the productive population of that country is mainly attributable to the railroad which is in operation to that town. In connection with this matter we are informed that these persons who croak about the decay of railroad towns as soon as the locomotive passes through them, have been confounded at what they talk about. Their very growth of the surrounding country, occasioned by railroads, will secure the continued growth of all towns that get a start upon the line.

Falls.—A Marlin correspondent of the State *Gazette* states that during the late term of the Court at that place four free negroes selected Mr. James Wright as their master, and were decreed into slavery. They said they did not wish to become slaves, but preferred that to leaving the State.

Removed.—Mr. Hinton has been found guilty in this county of the murder, in the first degree, of his brother-in-law, P. C. Whitaker.

Convicted.—W. Perry Gore was arraigned before the Seventh District Court for East Feliciana, on Friday last, on a charge of "negro-stealing." He pleaded to the indict. ment not guilty, and was placed upon trial. After a patient hearing of the evidence, and argument of counsel, the case was submitted to the jury, who returned a verdict of guilty. His Honor Judge Ratliffe sentenced the prisoner to the Penitentiary for two years. An appeal to the Supreme Court has been taken.

To the People of the First Congressional District.

Numerous inquiries having been made of many of my friends as to my future course, and, by reason of a severe illness, from which I have but partially recovered, coupled with my approaching departure for Washington, as it will be out of my power to visit my constituents, as usual, the present mode has been suggested of announcing my determination not to be a candidate at the coming elections, and of tendering to those whose generous support insured my success, my warmest thanks for the distinguished honor conferred on me on the two occasions of my election to the Congress of the United States.

Elected four years ago by the American party of this district, pledged, in so far as I was able, to impress upon our national legislation the principles embodied in our platform, the single instance does not present itself to my mind in which I have failed to act up to my professions of carry out my pledges.

In the last Presidential election, with the prospect of certain defeat staring us in the face, the American candidate received my humble but most cordial support.

In Congress, in whatever form the "American Opposition," or "Unionists" called, presented itself, it always had the benefit of my vote; and when the important questions concerning the disturbances of voters in our territories arose, in common with my American friends on the door of the House, I struggled most strenuously for the eligislative recognition of the doctrine, that, under our Constitution, *the right of suffrage belongs to citizens alone, whether natives or naturalized, and under no circumstances to aliens.* We struggled in vain—the solemn appeals and warnings of John C. Calhoun uttered nearly a quarter of a century ago, on the occasion of the admission of Michigan into the Union, were again and again disregarded—and it appears to be concedeanee that the vast expanse of our territories, the shaping of their institutions, the formation of their constitutions, (whenever a majority of bona fide citizens shall desire it,) into the Union either expedient or proper) belong not to American citizens exclusively, but to all the foreigners, vastly outnumbering the latter, with all their national and educational prejudices against the institution of slavery, who flock to them, and their crude ideas of government.

Without claiming any particular merit for my course, all I desire it to be understood that during my term of office I have sought to avoided the party obligations I had assumed, and to the best of my ability, while mindful of those obligations, have endeavored to preserve the best interests of the people and State at large—with what success it does not become me to say.

The fusion of the shattered legions of the Americans, in most of the free States, with the Democratic party under repeated and overwhelming defeats in the Southern States—the sectional color assumed by the politics of the country, leave no room to doubt the fact that the days of the American party as a party no longer exists, and that, in the coming Presidential election, the contest for supremacy will be made up of the two great Republican and Democratic parties. Indeed, in Louisiana, as a State party, the American party bids fair to come to pieces, if we are permitted to judge by the signs of the times—the Address to the people to revive the old party signed by fourteen prominent and influential American Senators and Representatives; the assimilation of some of its branches in several country parishes to one or the other faction of the Democracy.

In the Presidential contest, where the field will be confined to the Democratic and Republican parties, marshaled in battle array, no Southern man can hesitate as to his place. He must stand by the party which is Conservative, whatever errors the Democratic party may have committed—and it undoubtedly has many to answer for—and carefully inconsistencies it may have fallen into, we must bear in mind that Southern men, Southern statesmen, have ruled supreme in its councils, and have held its destinies in their hands. Many of them, perhaps, contemplate now with dismay the results obtained by their imprudent and unwise direction and guidance. Besides, it is incontestably true that the Democracy of the Free States, together with the fragments of the National American party, constitute alone, in those sections of the country, that portion of the community which entertains any respect for the rights of the South under the Constitution of the Union. These men are certainly entitled to our respect, our countenance and support.

In our coming State elections, also, the contest is obviously reduced to one between individuals; where no great principles are involved in the selection, every Southern man must be permitted to judge for himself; and in view of the prevailing dissolution of party ties, no person can incur the just censure of his friends who exercises the right, at the proper time and occasion, with those whose views and antecedents harmonize most with his own.

Permit me in conclusion to tender again my warmest thanks for past services and my best wishes for your welfare and prosperity.

GEORGE EUSTIS.

The friends of Washington Irving will be glad to hear that his health is now becoming quite settled. He made his appearance in New York the other day for the first time in many months. The sight of his silvery locks, the result of his long continued application, and had become so serious as to cause many fears as to the final result, as he is now past seventy six years of age.

The Slave Trade Indictment.—Colonel H. W. Allen, of Baton Rouge, lately indicted by the Grand Jury of that parish for importing African slaves, promptly appeared for trial as soon as he could reach the city, after being acquitted by the Court, and was admitted to bail in the sum of $5000.

Badly Wounded.—Thomas McBride was found badly wounded in the head, yesterday noon, lying at the corner of Peace and Tchoupitoulas Streets. Dr. Hanny had him taken to the Charity Hospital.

Robbed by a Woman.—Solemie Selena was arrested yesterday on Girod street, on a charge of having robbed John Brown of $103 in gold, all of which was found in her possession.

Allsbed Fraud.—B. R. Warner was arrested yesterday, on complaint of John Gale, on a charge of obtaining money under false pretenses. He was up before the Recorder recently on a similar charge.

Another Death from Liquor.—Coroner Dauney held an inquest yesterday on the body of Patrick Fitzgerald, a native of Germany, aged about 30 years, found lying dead on Carondelet Walk, between Prieur and Roman streets. Verdict—Death from debility caused by intemperance."

Sugar Refinery Destroyed.—N. Goodale's sugar refinery, on Felton street, Fourth District, was destroyed by fire, with all the apparatus, yesterday noon. We could hear of no cause for the fire, and being Sunday, we could not learn the loss sustained, or the amount of insurance. We should estimate the loss at about $60,000.

Two Steam Engines from one to four horse power.

LANDING ex ship Investigator, from Bordeaux—
5 packages superior Swiss Absynth; 50 cases Bordeaux Claret Wine, Medoc quality; 50 cases St. Julien Medoc wine; 20