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NEW ORLEANS:

FRIDAY MORNING, NOV 13, 1868

The New Orleans Bee.

OFFICE 73 CHARTRES STREET. NEW ORLEANS, FRIDAY MORNING, NOVEMBER 13, 1868. Vol. XLI.—Whole—14,597.

THE STATE TREASURER IN A SCRAPE.

A singular case was before Judge Cooley of the Sixth District Court yesterday, which resulted somewhat unfortunately for the State Treasurer. Judge Lesumpt of the Fifth District Court having presented a warrant to the Treasurer for $1250, (being for his quarter's salary as Judge), was informed that there were no funds in hand. But as the other Judges had been paid, this answer was unsatisfactory and Judge Lesumont had reason to believe there were funds in hand. He therefore proceeded to compel the Treasurer to discorge, by way of mandamus, for which writ he was supplied to Judge Cooley through Edward Bermudez, Esq., his attorney. It was granted and the Treasurer was required to show cause why the writ should not be made peremptory.

The State Treasurer was represented by Mr. S Belden, the Attorney General of the State, who for answer admitted all the allegations of the relator a petition except that he had funds in hand to pay the warrant. He therefore asked the Court to dismiss the relator's application. The attorney for the relator thereupon asked the Court to make the mandamus peremptory, for the reason that the State Treasurer had not denied having funds on hand *at the time the warrant was presented*, and what is not denied is admitted, the presumption was, Mr Bermudez argued, that the Treasurer had appropriated the money set apart by law for the payment of the salaries of the Judges, to some other purpose It was unnecessary to introduce any evidence of the fact as it had not been denied by the defendant although specially alleged in the application for the writ. The relator's attorney further asked for judgment against the Treasurer for $1000 additional, being a penalty or forfeiture imposed by statute on that officer for his appropriating funds in his hands.

Judge Cooley held the answer of the Treasurer to be insufficient and made the mandamus peremptory. He also rendered judgment for the sum forfeited by the State Treasurer as above stated

That officer will learn by this decree that his office is one of great responsibility and that it is not in his power to withhold or mis appropriate funds in his hands for special purposes.

OPENING OF THE OPERA HOUSE.

The Opera House will be opened on Monday next, the 16th inst, on which occasion the beautiful and favorite opera of *William Tell* by Rossini, will be presented. Mademoiselle Heuselman, première chanteuse légère, will make her début in the character of *Mathilde*, Mlle Chauveau, first dugazon, will also appear for the first time at this theatre, taking the character of Jemmy

Mr Perrot, first baritone, who on first appearance we now announce, will perform the character of *William Tell*

Mr Picot, first tenor, will make his re-entrée to that of *Arnold*. Mr Van Hoffin, first bass to that of *Walter*. Mr. Albert Julieu, second tenor and one of the artists lately engaged in Paris, assumes the role of the fisher.

Of Mr. Picot and Mr Van Hoffin it is unnecessary to speak. They established a reputation here last season, as singers of high merit. The new members of the troupe are also highly spoken of by musicians who have heard them.

The box office is open every day from 8 A M to 4 P. M., and the whole day on dye of performance. We are requested to call the attention of the subscribers to the Opera to the first instalment of their subscription which falls due on the 16th instant. They will be informed at the box office of the theatre in which bank their notes will be found

PROMENADE CONCERT AND SOIRÉE DANSANTE.—The Deutsche Company will give a series dansante and promenade concert at their hall, on Bienville street, this evening, under the leadership of Carlo Patti The opera or chestra will perform choice music

These entertainments, we have been informed, have given much pleasure to those who have been so fortunate as to attend them.

ARRIVAL OF THE RAITHAN.—The steamship Raithan, Capt F C Mallory, from New York, via Havana, arrived at her wharf last night, with a good freight and the following passengers:

From New York—Mrs Monier and daughter, James Cash jr., Wm F Cramond.

From Havana—Mr Cramond, wife, Antonio Bi Mora, Mrs Bridges and two children, T L Mora, Mr Sanchez, Mr Hernandez and child, Miss M F McCabe.

ARRIVAL OF THE STEAMSHIP GEN GRANT.—The steamship Gen Grant, Capt H S Quice, from New York the 4 th inst., arrived last evening with a full freight and the following named passengers

Mrs A Mc Cormick, J P Wilson, Mrs Perrin, Wm Mumford, Mrs J Jackson and wife and 3 in the steerage.

The Presidential Election—What the Northern Press say.

OPINIONS OF THE PARTY PRESS.

The New York Evening *Post* of that evening says:

The election must show the Southern Democratic leaders that the American people will not have Congress overturned, will not have the reconstruction measures overthrown, will not have our bonds dishonored, will not approve of or bear the insolence of the secret circular, the free speech, or the atrocious intolerance which has been openly inculcated and zealously practiced by the Southern Democratic leaders for months past. It ought to teach those bad men prudence. They have exhausted the patience of the people; they have rose ed the laws, and defied right and justice. Let them now be quiet, else exemplary punishment will over take them

We trust these Southern disorganizers will now learn wisdom, and submit to what is inevitable. Let us have peace; let us have liberty. let us have free elections; let us have full justice for all races Let us have no more murders; no more invasions of the people's rights, no more disorders. Grant and the new Congress are instructed by the people of the United States to demand only justice and order; but they will insist on those

The N. Y. *Times* says:

The reconstruction measures will now have a fair trial. If they work well and promote harmony and prosperity in the Southern States they will enter into the fixed policy of the United States, and become part of their fundamental laws. If not, they will be amended, repealed or replaced by others which will answer the purpose better. Those Southern States, which have resumed their practical relations with the General Government, have now complete control of their affairs,—as fully and in the same degree as the other States within the Union The people of the South have no longer any excuse for the disorder and violence which prevailed before the election. They can gain nothing, and they lose much, by continuing it longer. Their alliance with the Democratic party of the North can no longer be of any real service to them; the party is without present power or future hope.

The Boston *Post* says:

If victory is not yet the reward of exertion for the Democracy and their Conservative associates in the South, their encouragements and their well maintained position will by no means pass without their moral effect on the politics of the State. Something of the preamption of the power of sheer numbers may be abated, and the assurance which too often accompanies a party long in power will be modified and mollified into reasonableness.

Ben. Butler on the Rampage.

MR THREATENS LOUISIANA FOR VOTING FOR SEYMOUR, AND SAYS THE PRESIDENT IF HE DON'T SECOND CONGRESS

Lowell, Mass., Nov. 7.—Gen Butler was arrested last evening for the $3000 of his fellow citizens to which he made a brief speech. We feel triumphant, he said, under the motion of the people to sustain their rights under the laws by using freedmen, great weapons, the ballot. He dwelled on the glorious triumph of Republican principles throughout the land and believed it would bring peace and prosperity. We should thing have murder after our murder, riot after riot. Look at New Orleans, from where we have reported 5,000 for Seymour, and 250 for Grant.

There was a time when people behaved better and he felt confident that such a time would come once more. Several Southern States have voted for Seymour, or are no doubt, became men and lives were threatened if anse attempted to vote When Congress meets, in a short time it will be our purpose to find a remedy for this state of things, and if Andrew Johnson does not see and act efficiently—though it will be late in the day,—we will try to provide for him

If the Republican party is true to the great Democratic principles of Jefferson and others, it will lend the Government for generations to come We must be true to the doctrine of equality, and trust in the integrity of the great mass of the people, rather than to any number selected from among them. Let us pledge ourselves as a party to power, with renewed lease, that we will add in carrying out the principles under which we have triumphed.

PRESIDENT M C —In giving his opinion [illegible] Dobbin, of Baltimore.

[illegible] I have given, I am of opinion that [illegible] and to reelect Seymour by the Constitution of the United States—a thing [illegible] from an armed rebellion of our [illegible] those who were willing only to [illegible] Democratic [illegible] I shall overrule the motion respectively made to them

CITY INTELLIGENCE.

The Elevator and Grain Business—The New Orleans Elevator Company, we learn, have offered to purchase 300,000 bushels of wheat on condition that it is shipped through the city, and the New Orleans and St Louis Transportation (barge) Company and the Illinois Central Railroad Company, have, through their agents here, agreed to wait till the same is sold in Europe before requiring payment of the freight. We cannot too heartily commend such spirit of enterprize.

Property Holders' Association of Jefferson.—An association of this kind is being formed in Jefferson on the plan of the one existing in New Orleans. Its have been opened to receive signatures at the Carrollton Railroad office, corner of Napoleon Avenue and St Charles street, at André & Bringier's on Magazine street, near the market, and at Col Nott's office at the Jefferson Stock Landing Such associations should be formed throughout the State

Keeper of the City Park—It is complained that this official gets $3 to 5 per head per month for a large number of cattle grazed in the park, and thus getting rich at the expense of the city. The former keeper, Mr. Gros, Picornay sare, made $15,000 per annum in this way The Council should see to it that so much revenue so much needed by the city should not be diverted from its coffers

Theatrical Suit—The case of Macarty and wife, known on the stage as Lotti Estelle, against Messrs. Spalding & Rodgers, proprietors of the Academy of Music for $2 50 damages for alleged breach of contract, is being tried before Judge Collens, of the Seventh District Court. The clerk of the court was engaged yesterday in taking the testimony in writing It will be argued the 25th inst. W H Rogers for plaintiffs and Shackleford for defendants.

Probable Fatal Shooting Affair—About eight o'clock last night, a difficulty occurred in the Tattersalls Exchange, (drinking saloon on St Charles street, near Commercial Place) between two brothers—by the name of Hays, pioneers by occupation. It arose from the best account we could get that one of the brothers, Jim Hays, wanted to borrow a watch, about which a quarrel and difficulty ensued between them, when Mr. Thomas Sinnott, one of the proprietors of the saloon, interfered to separate them and was shot by Tim Hays in the abdomen, the ball entering on the left side below the liver and inflicting a wound supposed to be mortal Mr Sinnott was taken to his residence, on Washington street, between Camp and Pydania streets, and Tim Hays, who says he shot him inadvertently in the scuffle between the two parties was arrested and locked up at the First District Station Some of the witnesses think there pointed the pistol at Sinnott, who however is said to be a friend of both brothers Mr Sinnott is a married man having a wife and three children, and we hope he may be convalescing We are not acquainted with the Hays brothers.

Larceny—Thos Wade has been arrested, on a charge preferred by Wm Hall, of the larceny of $83 in currency from the money drawer of his grocery on Magazine street

Stabbing Affray—An altercation occurred at the Star saloon, Baronne street, between two men, in which John Halloran was fatally stabbed in the breast by W. P Aitken. The wounded man was taken to his residence. The assailant escaped

Death of a Notorious Woman—Ellen Quinlan, notoriously known as "Corkonian Ellen" and proprietress of the Stockton dance and coffee house, No. 21 Gibson street, died yesterday morning, from the effects, it is supposed, of liquor. Eleven years ago she came to this city a handsome young girl, got employed as a servant, married and settled down. Widowhood to a life of prostitution, and having acquired money thereby opened the above establishment which she has kept ever since for sailors for many years. She has finally passed away the victim of dissipation leaving a fortune of $20,000 in money and property. Her only reputed relation is a sister she had not seen or heard of for many years

Drowned—The body of an unknown white man was found floating in the river at the foot of Toulouse street He had on a pair of striped cottonade pants and a blue woolen shirt. He is about thirty years old, and possesses no peculiar marks of identification

Found—Officer Brennen reports having found yesterday, at the corner of Camp and Erato streets, one mule's clerk, wears a saps ed, napkins and pocket knives. The owner will know better than this. While Southern Legislatures are permitted to perpetrate such high-handed outrages as the lawless expulsion of colored members, and to inflict upon them punishment; if rebels are permitted to take seats in the House of representatives, who come from districts where no colored and white Republicans are permitted to vote at all, then the polls, "peace" cannot be realized. The negro is still the bone of contention, and until his political disabilities, the fact anything the General desires, his obsequious friends will be but too happy to accord to him

SPECULATION AND GOSSIP.

The appearance in the Capital of Wade, Colfax, Morgan and other political magnates, stimulates speculation and gossip about the incoming Cabinet, as well as the policy of the President elect. Officers of his household remember that he hopes for peace, and that the Cabinet will not be made known until he puts on the robes of office but there is plenty of outside gossip on these subjects, and as such it is to be considered. Politicians say that the State Department, Mr. Seward, Secretary of War, Mr. Stanton or Trumbull; the War Department is conceded to Schofield, and the Navy to Admiral Porter; Attorney for Attorney General, J. F. Wilson, of Iowa, or Mr. Carpenter. Interior Department, Wade, Thayer or Washburne The Treasury remains the great bone of contention New Yorkers think their great financial interest demands a selection from the State, and name Fenton, Stebbins, Cisco and Morgan Senators Morton, Sherman of Ohio, and Ben Wade are spoken of in this connection, but of all named there is but one certain of a Cabinet appointment, viz. Ben Wade Ben left talking on the ramparts, and as a prompt Senatorial caucus could not make him President, and his own State rejected him, it is left for Grant to provide for him. Ben Wadeism is not a popular system, but Ben C. will alone, of all the trio, receive Executive favors It is thought a strong effort will be made to induce Lee and Longstreet to stay in the country, as their loss would be a loss to the prestige of the Government among his own people.

Dick Yates expects a fat place, because he commissioned Grant as a Colonel, and if he keeps sober he will get it

Two articles I saw about Grant filling the War and Navy Departments with professional officers, but it is pretty well understood he will not do so. Grant's wife has said that he is as obstinate as a mule, and his political friends seem getting down on that belief. Whether Grant is Radical or Conservative, is would be idle to speak It is true that he has most intimate friends do not know his opinion

THE WHISKY THIEVES

It is said that evidence is accumulating against the whisky thieves, and there is a strong belief that President will very shortly feel himself justified in driving out officials who have used their places to plunder the Government; but his task is a difficult one. Every sagacious is used to obstruct the agents of the Government in their efforts to expose the scoundrels—money, influence and intimidation.

The last effort of this character was the publication in the New York papers of a libelous article against Mr Yates, one of the gentlemen assisting the prosecution, whom they charge with robbery. And thus the ring attacks in turn every one of the Government agents or witnesses. The President to morrow will lay before the Cabinet charges against Courtney and Murphy, of New York. It is probable they will be re-pounded. Mr Colfax, who has been lied to, and still insists that Grant's three men, including R Ilms and his crew is disposed to hedge and leave them to their fate. If he does so in good faith, this may save his official back

THE PRINCESS KOURAKY, a beautiful Russian lady, has opened a cigar store in Moscow. Her father having lost her fortune, the nobles of Moscow offered three 2000 roubles a year, but the princess to make her own living.

BY TELEGRAPH.

[To the New Orleans Bee.]

FROM WASHINGTON.

Progress of the Spanish Revolution.

Interview Between McCulloch and the President.

Interview Between Grant and Rollins.

All Quiet in Florida.

Gen. McClellan Elected President of University of California.

FROM EUROPE.

Miscellaneous Matters.

WASHINGTON ITEMS.

Washington, Nov. 12—Gen Brooks has assumed command of the Washington Department, from Henningsen departed for Richmond on Tuesday.

The steamer Franklin returns to the Mediterranean Farragut remains here for orders.

Courtney and Murray are here, from New York and had a long interview with Rivas, McCulloch had a long interview with the President. Nothing authentic has transpired.

John A. Gilmer has addressed a letter to the President, inclosing the correspondence published in the Herald, and urging the President to action in the matter.

The official majority in Pennsylvania is 29,000.

The reported selling of Gen. Longstreet for Mexico is untrue

Washington, Nov. 12—Grant had a long interview with Rollins, at Rollins' office. Very great excitement in Germania in consequence. and important action is expected

An important meeting of citizens and capitalists to further an air line railroad between New York and the West, via the Virginia Central Railroad system With the restrictions wisely placed upon the executive office before the recent ... has been obscured, it will be nearly impossible, either through popular ignorance and stupidity, that there will ever be another despotism in Spain

Who the coming man is, seems to be as doubtful a question as it was in the beginning That it will not be the Duke of Montpensier or any other pretender, however remote, of the Bourbon family, may be regarded as certain The three most popular candidates are Victor Emanuel's second son; the King of Portugal, and Prim, Duke of Leonard. The chances of the latter are very poor indeed, although his advocates urge that he would restore Gibraltar to Spain The King of Portugal would be the best man, for he could unite the whole Peninsula under one government, conducted by a wise and truly liberal monarch; but Spanish pride will not submit to a union with Portugal, which would have the appearance of absorption of Spain by her sister power. The Duke of Leonard is the best prospect, and although not the wisest choice, he will probably answer very well as a machine in the hands of a judicious ministry. Napoleon will exercise a very great influence in the selection of a Spanish king, and as the candidate must be a liberal, the Emperor will be likely to favor a candidate favorable to the House of Savoy, and whose family is largely indebted to French influence for its present importance, and who will be in a measure inclined to listen favorably to French suggestions.

The Great Issue.

In an eminently thoughtful and impressive speech of Mr John Quincy Adams, delivered at Albany, New York, this gentleman most forcibly and appropriately presented the issue and appropriate to the present juncture that, though the election is over, we cite them for the benefit of our readers. He said:

I will not close my speech as I began, as a Democrat or a partisan but I will, in conclusion, say that the great question now before the supreme courts of our fate, to rise above party or section, to stretch out beyond and above the shed of time, and to regard the heated sentiment, and, citizens of the great republic, contemplate the long results of her grand career. Shall it be that we shall go back to the old ways of the old course, from liberty to license, from license to anarchy, from anarchy to despotism? Must it be that we are to fiercely another failure of constitutional, regulated liberty? Can it be that in our lusty impatience of transient troubles we are to plunge upon lasting ills? Can it be that on the temple that our fathers builded? Oh, my countrymen, these our trials are but trees they can not be lasting. In a little while, if you will be steadfast, they will pass away; but if, on Tuesday next, you register your resolve to return no more to the old ways, but to go on in the line of progress and civilization, you shall find the land with light, and given the people opportunity to rouse themselves up to the duties of freedom, and entranced and liberal heights. With universal suffrage; free popular elimination; abolition of priestly power; establishment of the jury system; universal equal rights before the law; a free press, and a less-ned burden of taxation, the Spaniards will themselves be to blame if they do not regard it themselves for the largest degree of constitutional