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NEW ORLEANS:
TUESDAY MORNING, MAY 25, 1869

FRY GEORGE ALCE'S CIGARS,
188 ..... Rampart Street 188

METROPOLITAN POLICE WARRANTS.

We are both astonished and mortified to learn that citizens of New Orleans holding themselves to be Democrats or at all events the undoubted political foes of the Radical harpies, who are now in every shape and form, openly and secretly plundering the people of the South, have entered the market and purchased the warrants issued by the Metropolitan Police Board. They have, we regret to say, been tempted to do this by the imaginary profit arising from the discount on which those warrants are selling, forgetting that in buying them they do what in them lies to encourage the enemies of the South, and force the authorities of the city, so far as they can do so, to recognize these warrants as obligations which the city must pay.

We can show our readers that this discount or profit is only imaginary and not real. This is evident if the city be made to pay the cost of the Metropolitan Police, because if the tax payer pays his taxes to the city treasury in *warrants*, the city must obtain the money for its expenditures by extraordinary taxation. Either in the police of New Orleans has risen from $250,000 to $400,000 per annum, and one and a half per cent on every hundred dollars of property has sufficed to cover the total expenditures of the city, the city insolvent. But now the Metropolitan Police Board demands Eight Hundred Thousand Dollars or more than double the former expenditure. It is clear then that if the city pay $800,000 instead of $400,000, she will have to make up the deficiency by additional taxation. And who can tell whether $800,000 or $1,000,000 of police warrants have been issued? There is no limit—no check on the Police Board. They can issue, if so disposed, as much as they please. Then if you take $800,000 or $1,000,000 out of the City Treasury there is so much less in the Treasury for other expenditures, and it must be made up some way or other. The tax payer must make it up. Now the city authorities, who are your representatives—your agents—have refused to receive these warrants and have defended themselves against suits brought to compel them to receive them. These suits, it is true, have been decided against the city in the lower courts, but the city has appealed and the effect of the appeal is precisely the same as if no decree had been rendered. It is by no means certain that the Supreme Court will not reverse the judgment of the lower courts. You will see then how inconsistent it is for any opponent of the Radicals to give credit to the paper they issue by buying it from the money brokers. Can you not see that you aid the Devils of mischief if they could make a quarter or a half per cent. They care not for consistency. It is the "per cent." they crave.

You may have been led into buying these warrants by the belief that the city would be compelled to receive them. If this were possible you would not be justified in so ratifying your representatives in the City Council. The decisions of the Fourth and Seventh District Courts in favor of the warrants are not final. In contesting such demands time is important, and it is possible that before the Supreme Court of the United States, to which tribunal the suit may be carried, can decide, the Legislature of Louisiana may repeal the Metropolitan Police Law.

Let us illustrate our proposition by figures. We will suppose you pay taxes to the city on property assessed at $10,000, 1½ per cent. on which is $150. You buy $450 of warrants which cost you, say $112 50. You think you have made out of the city $37 50 clear by this operation. Have you done it? Let us see. You take your warrants to the City Treasury and they are refused. You will then be compelled to take legal measures to compel the city to receive them or defend yourself against a suit at the instance of the city. In either event attorney's fees are incurred, whichever way the litigation shall result. These fees can hardly be less than the amount you have realized by the discount on your warrants. And suppose the city obtains final judgment and order of Court against you, you will have lost more than you made by your purchase and besides will have embarrassed the city authorities and made manifest your want of principle. We say you are so committed by the action of the city authorities to the rejection of these Metropolitan police warrants, and have no right to give them a value by purchasing them in the market at any rate of discount however great. You simply aid the Radicals in imposing this police upon the city by purchasing the paper they issue and do your best to force the city authorities to receive it. The principal ground of unconstitutionality of the Metropolitan Police law has never been argued, much less decided by the Supreme Court. What the Supreme Court has decided is this: In West Feliciana—the case of Diamond *versus* Cain, it decided that Mayor Conway had no power in police matters and therefore his appointment of Diamond was null and void.

In regard to the allegations of unconstitutionality the court said:

"Admitting that this act in the particular instance mentioned, is in conflict with the Constitution, it does not invalidate the establishment of a Metropolitan Police. It is said the last Legislature, section 117, because the Lieutenant Governor is made *ex officio* the President of the Board with a salary, and outside this occasion the last mentioned is to be summoned upon the motion of the States composing the Metropolitan District only, which, if true, does not render the legislation of the act unconstitutional."

In the second case—that of the City of Carrollton versus the Board of Metropolitan Police—the court set aside the writ of injunction restraining the latter, on the ground that the city of Carrollton was without interest to contest the constitutionality of the law, the Legislature having withdrawn all police power from the corporation and vested it in the Metropolitan Board. But the court does not say that the city of Carrollton is bound to assess its tax payers for the amount of apportionment fixed by the Metropolitan Board as the amount to be paid by the city of Carrollton. On the contrary, the court says:

"Assuming that none of its provisions do conflict with the Constitution, does the act violate any of the constitutional rights of the plaintiff? Does it impose a tax upon the corporation, infringe upon their rights of property, or authorize the exercise of judicial powers by a board towards them? If the act subjects the people to unjust taxation, and the strange and unusual punishment complained of, they have a remedy through the courts by which to assert the infringement of their constitutional rights. *We now undertake to pass upon the constitutionality of the act in questions only so far as the same is promoted properly by the issues in this case.*"

It will be seen from the foregoing quotations that the Supreme Court have not said nothing touching *the chief defect* of the law. Eminent jurists are of the opinion that the law does contravene Article 118 of the Constitution, and is perhaps defective in other respects. It follows from nothing said by the court so far that they will hold the law to be good when properly brought before them by parties in interest.

It would be a good plan, we think, if the City Council were to offer the taxpayers an inducement to come forward and pay their taxes in greenbacks. Say a discount of so much per cent. by paying the tax within a certain time fixed.

INSOLENCE OF THE NEGRO SOLDIERS.—We beg leave to call the attention of the commanding officer of the Post of New Orleans to a communication signed A B, which appears in our columns to-day. It comes from a respectable source and merits attention. This is not the first instance in which citizens have complained of the insufferable rudeness and insolence of the negro soldiers standing sentry at the Barracks, below the city. A reproof from the commanding officer might perhaps prevent a serious collision between them and the citizens who have a right to pass unmolested up and down the river bank. This collision may occur at any time if such conduct be permitted.

WHEREAS OF THE PRESS IN THE CITY.—Among the members of the press now in the city from other places are: Col. W. D. Mann, of the Mobile *Register*; Col. M. J. Williams, of the Selma, Ala., *Press*; Mr. W. G. Whitby, of the Atlanta, Ga., *Constitution*, and Mr Salem Dutcher, of the New York *World*—the latter gentleman is in attendance on the Commercial Convention.

U S CIRCUIT COURT—JUDGE E. H. DURELL.—In this court yesterday Judge Durell rendered his decision, refusing the writ of injunction which had been prayed for by the Opelousas Railroad Company, to stop the sale of the road under the writ issued by Mr. Charles Morgan. This is the day fixed for the sale.

THE JOSEPH SWAYNE.—Associate Justice Swayne, of the Supreme Court of the United States, is daily expected in this city to hold a term of the Circuit Court with Judge Durell.

The New Orleans Bee.

OFFICE 73 CHARTRES STREET. NEW ORLEANS, TUESDAY MORNING, MAY 25, 1869. 42d YEAR—Vol. XLII.—Whole—14,759.

THE JACKSON RAILROAD EXTENDING TO THE LEVEE.—The City Council have finally passed the ordinances granting right of way to the Jackson Railroad Company from their depot on Calliope street to the levee, via Exchange place, to its intersection with the new canal proviso, to its intersection with the new canal shell road, along the new canal to the neutral ground on Tchoupitoulas street, up Tchoupitoulas to Water street, thence up Water to the upper line of the city, also from the intersection of St. Joseph and Front streets to Girod street.

Nothing remains to be done, so far as the city is concerned, but to attach the signature of the Mayor to the ordinance.

It is not doubted but that Mayor Conway will approve the ordinance. In that event the company will probably lay down the track and effect connection with the levee during the summer months.

THE RIVER.—We were glad to learn yesterday from Capt. T. S. Williams, General Superintendent of the Jackson Railroad, who for some time has been compelled to watch the rise of the river on account of its proximity to the track of his road, that the water is falling.

THE NEW YORK ALBION.—The *Albion* is a welcome visitor to our sanctum. We never fail to find much valuable information in its columns concerning matters in Great Britain and its colonies. The *Albion* has also been noted for judicious and able comments upon our international relations. It is known as the organ of British sentiment in America, and is largely circulated among that part of our population which has British connections.

CHIEF JUSTICE CHASE.—The Charleston, S. C., *Courier* announces the arrival there on the 20th of Chief Justice Chase, for the purpose of holding a term of the Circuit Court of the United States for the District in which Charleston is situated.

San Francisco announces a shipment of ten thousand tons of gold from the Pacific Railroad.

YELLOW FEVER.—The Texas papers speak of the yellow fever as existing in epidemic form along the Gulf coast as high up as Vera Cruz and Tampico, and as creeping northward for some time.

SALE OF OPERA HOUSE BOXES.—The sale of the boxes of the Opera House to be sold among the subscribers, according to the charter of the Association, will take place this evening at 7 o'clock, at the Opera House.

The fame of the celebrated PLANTATION BITTERS has no parallel in the history of Medicine. The thousands upon thousands of bottles that are sold annually is but a small proof positive of their wonderful virtues. Thousands of Certificates can be produced showing the efficacy and certainty of the cures which they effect, and the Medical Fraternity, usually so jealous of anything which causes persons to think and doctor for themselves, are compelled to acknowledge their wonderful virtues, and prescribe them under other names. They are sold by all druggists.

MAGNOLIA WATER—Superior to the best imported German Cologne, and sold at half the price.

The following is the list of passengers per steamship Geo. Cromwell, Capt. Vaill, from New York:

W Bayle Dr H E Browne, U S A, Jas Durell, Jr, and wife, Mrs M E B Ch h, Mrs Poole, 2 in Cabin.

The following is the list of passengers per steamship United States, Capt. Norton, from New York:

Mrs Keene and 3 children, Mr Keene, Mrs A S Knapp, Mr F M Flake, F M Flake Jr, Mrs C E Coulter, Mrs Abel Rosenwell and 2 children, Mrs Patrick and child, Abel M Rosenwell and 2 in second cabin.

(COMMUNICATED.)

Editor: New Orleans "Bee."

On Sunday afternoon an old gentleman, one of the oldest and most respectable of our French population, wishing to take some quiet recreation and enjoy the day with his little grandson, took the Dauphin street cars and proceeded to the barracks, below the city. There they met a few minutes after the benches which are placed on the bank of the river, *outside the Barracks enclosure*.

While sitting there, the negro sentinel on duty in front of the gate, rudely ordered out "get out of there, you cannot sit there."

The gentleman, who is quite old, and besides a tender-hearted Englishman, but perfectly, did not hear the order—in fact, did not understand it. It was repeated once or twice when he having a little attention called to the position of the angry tones, turned his head and perceived the brutal and cowardly assault in the act of level ing his piece to fire at him. Then, understanding his tones to import the same, he immediately rose and left the place.

The question is—and it is one in which our whole people are interested—Is it a part of the orders that Gen. Mower lately received in relation to the placing his department in a state of defence, that his ignorant ruffians are to insult and shoot down defenseless and unoffending citizens? Or, does General Mower himself give such orders on his own responsibility? Or does any of his subordinates?

Does he approve of the action of this negro sentinel? If so, it is time that our people know exactly upon what footing they stand.

A. B.

The Commercial Convention.

First Day—Monday, May 24th, 1869.

At an early hour yesterday morning, the delegates from the various States represented at the Commercial Convention, assembling in this city, congregated at the rooms of the Chamber of Commerce, on Common street, between Camp and St. Charles streets, where they were duly received by the Committee of Invitation and their names registered, as given below. Charley Jaeger's magnificent brass band was present and played several spirited airs, while the work of registration was going on preparatory to the other proceedings of the day and the final assemblage of the Convention for organization, and the regular transaction of business at the Mechanics' Institute, on Dryades street.

The following is a list of the delegates:

Alabama.—W H Byrd, Jas T Tanner, W D Wilkinson, Albert Stele, W D Mann, M E Dunlap, B M Wood, W T Haden, R M Barbour, E T Seytmart, F W Medley, M J Williams, A Sidenburger, J W Darr, P M Ellis, J E Wheeler, J B Steward J L Cooper, C G Memminger, Jno Lonergan, H W Webb, H P Bartley.

Mississippi.—J Sefferans, W H Barrett, M E Bledsoe, Dr J H Bowmar, J C Levy, Geo H E Williamson, W C Dunn, Col G E Hooker, Hon D N Barrows, Col Ben Adams.

South Carolina.—D Dawe, Elmoreman Davis, Blake L White, E H Heinitsh, Geo L Holmes, S C Millett.

North Carolina.—J A Fagan.

Ohio.—C O Mollen, Geo P Davis, A W Mellee, C C Baskirk, Geo L Johnston, Cincinnati Chamber Commerce; Joseph Kinney, Cincinnati Board of Trade; A P C Read, J Hibbert, W L Tarvin, H W Hoover, George L Johnson, Jr., W J Bradshaw.

Kentucky.—Col C B Rodd, Geo K Kirby Smith, J C Giles, P S Rodd, S E Thompson, F Farrell John Martin, Jr., Chas H. Rodd, C H Gibeaus, Gov C'as Ard-reon.

District of Columbia.—O Phillips, Horatio King, Wm S Kellogg, J H Gypher, J E Stevenson, S S Bartlett, J S Harris, L A Sheldon

New York.—W J Smith, New York; S Dutcher, New York *World*.

Iowa.—J B Henion, Dubeque; Geo Wm Vanderven, Dubuque.

Montana.—J N Bark, Montana.

Arkansas.—J B Miller, Helena; R W Bloomfield, Helena.

At 12 o'clock, General Cyrus Bussey, of the New Orleans "Chamber of Commerce," called the meeting in the rooms of the Chamber of Commerce together, and announced that the delegates would proceed to the organization in the Mechanics' Institute, which was accordingly done by the way of Camp, Canal and Dryades streets, Jaeger's band preceding.

The entrance to the Institute was decorated with evergreens and with the motto: "The South Extends Her Cordial Welcome to the North West." Inside the Institute, over the Speaker's stand was the same motto, and under it the following devices: "Mechanic Industry—1869." "The West and the South Join Hands." There were inscriptions on the Institute as follows: "God Bless Those Who Help Themselves." "Immigration brings Money and Labor—Encourage It." "No Man is Safe Save He Who is Honest;" Practicality is the Siege of Business."

At the end of the hall, opposite to the Speaker's stand were inscribed the following: "Trade knows neither Frontier or Border;" "The River to the Sea and the Sea to the River;" "The Mississippi Valley Only Banks Her Own Tide;" "The Sea Belongs to Us;" "Liberty Transportation is a Controlling Power;" "Be Ours Others as You Would Have Others do Unto You;" "Defend Each Other's Rights and Enforce Promptly."

The hall was decorated with American flags, evergreens and flowers

The procession to the Institute numbered about three hundred persons, and the whole village inside the delegates about one hundred. Jaeger's band entered with the procession and discoursed the proceedings with music.

The Convention was called to order by Mr. J. H. Oglesby, Vice President of the New Orleans Chamber of Commerce, who made some appropriate remarks as to the objects of the Convention and the duties of the people in the results of their deliberations.

Prayer was offered by Rev. Mr. Mallard, of this city.

General William Vandever, of Iowa, was nominated as temporary chairman, and his nomination made unanimous. The General made an extended address of a practical and interesting character. He alluded to what other cities had done, not only by the force of public opinion and Congress, but by the liberality of any aid from the Government, and argued that it would be our own fault here in the event if we did not secure the like assistance.

Mr. Mallon, of Ohio, was chosen temporary Secretary.

Gen. Bussey moved for a Committee on Credentials, carried and appointments made. A Committee on Permanent Organization was also appointed.

The address of welcome on the part of the citizens of New Orleans was delivered by Judge Alexander Walker in an eloquent and appropriate manner, in the address of welcome of Gen. Bussey here notified the Convention that a lunch was in readiness for the Convention A recess was accordingly taken.

Upon reassembling Mr. E. Jeff. Davis, of Ohio, moved for the appointment of a Committee on Rules of Order and Order of Business Adopted

Mr Delaney, of Louisiana, argued that the permanent organization may with the little ground now before it, and moved that the motion of the gentleman from Ohio be laid upon the table. He subsequently withdrew the motion.

Gen W. J. Hardee, of the Committee on Permanent Organization reported as follows:

Chauncey I—Finley, of St Louis, President; secretary, J. Mallon, of Ohio; Assistant Secretary C Giles, J B Heston, W H. Bennett; Vice-Presidents, Ex-Gov Charles Anderson, of Ky; Ex-Gov Wood, of Louisiana; H E Bowmar, Miss; J. A. Fagan, N C; J R Mellon, Ga; Geo H Walker, S C; Wm. B Hansen, Va; Wm. Wright, Texas; Geo Hoadley, Ohio; B H Epperson, Texas; Wm M Byrd, Ala.; Sidney Brown, Texas; Tom Rutherford, Ga.; Wm. Quigley, La.; W P Hadiday, Ill; Col. McBride, Ga.; Col Z Davis, Col B S. French, D C Crose, A W Mellon, of Ohio; M V McMahan, C DeLeon of Ala.; W D Haynes, Ex-Gov of Miss; Col Wm Phillips, H M E E Lane, Dr John C Giles, Ky.

Mr. Finley, on being introduced, in a long and elaborate speech, delivered to the Court