

San Antonio Express.

VOL. II.

SAN ANTONIO, TEXAS, MONDAY, MARCH 9, 1868.

NO. 70.

Doctors.

DR. WEISSELBERG,
Physician and Surgeon,
OFFICE, at Netto's Drug Store,
On Commerce street,
San Antonio, Jan. 3rd, 1864. d&wt

DR. F. HERFF,
Respectfully announces to his friends that he has resumed practice in the city.
Office, at Netto's Drug store, on Commerce street. (d&wt)

DR. NOHL,
CITY PHYSICIAN,
Residence: opposite Grout's east side of the river.
Office hours before eight o'clock A. M., and from 2 to 4 P. M. (Dec. 5-dw tf.)

MORTIMER SLOCUM, M. D.,
Tenders his services to those citizens of San Antonio who wish to have medicine administered according to the Homoeopathic Law of cure.
Office on Main street, two doors west of Post-Office. dly

NOTICE.

HAVING been educated as Midwife in Germany, and having done business as such with good success for long years, I solicit the patronage of the public of San Antonio and its neighborhood, and promise to justify the confidence which the public may place in me.
My residence is Alamo street, near Feldmann's Bakery.

MARY KLAEBE,
San Antonio, August 20, 1866. no48-1f

MRS. ECKEL,
Graduate of "Marburg Institute Europe," offers her services as a Midwife in San Antonio. Her long and varied experience in this service renders her one of the best professions.
Residence, Main Avenue, opposite house of Mr. William Elliot. 6-ly.

Lawyers.

S. G. NEWTON,
ATTORNEY AT LAW,
411-3rd-st. SAN ANTONIO, TEXAS.

W. B. LEIGH & DITTMAR,
LAWYERS,
SAN ANTONIO, TEXAS.
OFFICE FRANK'S BUILDING, ROOM NO. 15, 147-1st-st.

THEO. HERTZBERG & J. HOYER,
Notaries Public,
COMMERCIAL STREET,
Two doors east of Netto's Drug Store, SAN ANTONIO, sep18y

M. H. BOWERS & A. S. WALKER,
ATTORNEYS AT LAW,
Office—Congress Avenue,
(no. 11-1) Austin, Texas.

JESSE STANCEL,
Attorney & Counsellor at-Law,
GALVESTON, TEXAS.
Prompt Attention to Business.
May 17, 1866 no34ly

Hotels.

Klopper Hotel.
FIRST CLASS ENTERTAINMENT!
Mrs. Klopper calls the attention of her friends to the excellent facilities for travellers with teams. Attached to her house is a spacious yard fronting on the river, where any quantity of stock can be secured. dly

WASHINGTON HOTEL,
Galveston, Texas.
M. F. THOMPSON,
Proprietor.

THE TARDE HOUSE,
CASTROVILLE, TEXAS.
The above named well-known Hotel is open for the accommodation of the traveling or pleasure-seeking public. The arrangements are complete throughout, and no pains are spared to make guests comfortable. To those who seek a quiet and elegant home in the country, this Hotel will suit them to a chair, and for comfort and cleanliness it has no rival in the State. V. TARDE, 13-ly

STEVENS HOUSE,
21, 23, 25 & 27 Broadway, N. Y.
Opposite Bowling Green,
ON THE EUROPEAN PLAN.
The Stevens House is well and widely known to the traveling public. The location is especially suitable to merchants and business men; it is in close proximity to the business part of the city—in the highway of South-west and Western travel—and adjacent to all the principal railroads and steamboat depots. The Stevens House has liberal accommodation for over 800 guests—it is well furnished, and possesses every modern improvement for the comfort and entertainment of its inmates. The rooms are spacious and well ventilated—provided with gas and water—the attendance is prompt and respectful—and the table is generously provided with every delicacy of the season—at moderate rates.
The rooms having been refurnished and remodeled, we are enabled to offer extra facilities for the comfort and pleasure of our guests. GEO. K. CHASE & CO., June 15-4 Proprietors.

Cards of City Merchants.

DRESEL & BRIAN,
WHOLESALE & RETAIL DEALERS
IN
Dry-Goods and Groceries,
HATS,
SHOES,
CROCKERY,
NOTIONS.
San Antonio, April 26, 1867. 1184f

PHILIP CONRAD,
Dealer in all kinds of FURNITURE and House-Furnishing Goods, Mattress Maker and Upholsterer,
MAIN STREET,
Opposite Zork & Griesbeck,
Keeps constantly on hand a full assortment of Mattresses; and offers his services for repairing furniture, paper hanging, curtain hanging, and carpeting.
San Antonio, May 6th. dly

WULF & SHETELIG,
Importers
AND
General Commercial Agents,
CINCINNATI, SAN ANTONIO,
MEXICO, TEXAS,
je28 cor. Alamo & North streets

A. STAACKE,
AGENT FOR THE MANUFACTORY OF
Wilson, Childs & Co.,
PHILADELPHIA.
Orders for any kind of their work solicited.
SAN ANTONIO, TEXAS, July 3, 1867.

Bankers.

J. S. Lockwood,
BANKING AND EXCHANGE OFFICE,
on Commerce street,
opposite Bell & Bros. Jewelry store, San Antonio.
Currency and Exchange bought and sold; Collections made on all accessible points. 80 tf

E. A. FLORIAN,
INSURANCE AGENT,
No. 2, French's Building,
SAN ANTONIO, TEXAS.

Capital Represented,
\$9,000,000 33m
December 19, 1866.

FOCKE & WILKENS,
COTTON FACTORS,
AND
General Commission Merchants,
OSTERMAN'S BUILDING, GALVESTON.
Exchange on New Orleans, New York, London, and Hamburg. jan8ly

ALBERT TURPE,
COMMISSION MERCHANT,
EAGLE PASS, TEXAS.
The highest Cash Price paid for Hide. sep17y

WM. SMITH BROWN & CO.,
Manufacturers and Wholesale Dealers in

Boots and Shoes,
No. 53 Chambers Street,
sep21w6m NEW YORK.

CONRAD HUBERICK,
SAN ANTONIO, TEXAS,
Alamo Plaza, opposite Menger Hotel
IMPORTER AND DEALER IN
Staple and Fancy Groceries,
LIQUORS, TOBACCO AND SEGARS,
BOOTS AND SHOES, HARD
WARE AND PRESSED
TIN-WARE,
EARTHEN AND WOODEN WARE,
&c., &c., &c. [w37]

C. H. MOORE & COMPANY,
Shippers and Dealers in
Doors, Glazed Sash, and Painted
Blinds.

Having on hand a large assortment of
CHOICE STOCK,
We are enabled to fill all orders at
Greatly Reduced Prices.
Orders from the country solicited and promptly filled.

MARKET STREET,
oct18dy GALVESTON.

MEYER, SAWYER & CO.,
AUCTION & COMMISSION
MERCHANTS,
255 Main, Plaza and Solida street, next to the Plaza House.
A good yard for stock in connection with the premises.
Sale days—Monday's, Wednesday's and Saturday's. (Jan 7tf)

FOR SALE.
A good second hand Piano, apply at this office. Jan16df

New York Cards.

R. FEINBERG & CO.,
Importers of
French, English & German
FANCY GOODS,
4 & 6 Warren Street, near Broadway
NEW YORK.
August 2f. [no48ly.]

E. S. JAFFRAY & CO.,
DRY GOODS,
350 Broadway,
NEW YORK.
Flannels, Hosiery,
Gloves, Dress Shirts,
Collars and Ties,
Ribbons, Laces,
Skirt Braids,
Lace Articles,
Dress Goods, Silks,
White Goods,
Linen Goods,
Embroideries,
English Crapes,
Shawls,
Cloaks,
Yankee Notions etc., etc. 17septf

CONKLIN & DAVIS,
SUCCESSORS TO
J. CONKLIN & CO.,
GROCERS,
AND
COMMISSION MERCHANTS,
No. 34 Front street,
New York. je28

SCHMIT & VOIGHT,
GENERAL
Commission Merchants,
Handley's Building, 41 Pine Street,
GALVESTON, NEW YORK.
August 23. [no48-ly.]

BURTIS & FRENCH,
Importers and Jobbers of
CROCKERY,
CHINA AND GLASS WARE,
No. 12 Barclay street,
(Four doors below Astor House.)
je28ly. New York.

BOGERT & OAKLEY,
IMPORTERS AND WHOLESALE DEALERS IN
American, English, German, & French
Hardware,
Cutlery,
Guns, &c.,
59 Pearl street, and 56 S one street,
NEW YORK.
Orders promptly executed at lowest prices. No Travelers or Drummers employed. All goods bearing our stamp warranted extra quality. sep3m

Gustav Theisen & Co.,
COMMISSION MERCHANTS,
62 Cedar Street, New York.

Indianola, Zavaca & Jilgona.

W. WESTHOFF & CO.,
INDIANOLA, TEXAS,
Wholesale Grocers,
Forwarding and Commission Merchants
And Dealers in Hardware.
Liberal advances made on consignments of Country Produce. [137]

G. W. WARE & CO.,
Commission Merchants,
AND DEALERS IN
Hides, Wool, &c.,
LAVACA, TEXAS.

REFERENCES:
Frazier, Major & Co., New York,
Canal Bank, New Orleans,
W. H. H. Withersall, Esq., New Orleans,
William Chrysler, San Antonio,
National Bank of Texas, Galveston,
Heyck & Hefflerich, Lavaca,
Charles Taylor, Esq., Indianola.
dec 10dy

McNEENEY & HADENE,
Receiving, Forwarding
AND
General Commission Merchants,
ALLEYTON, TEXAS.
We cheerfully recommend this firm as being prompt, reliable, and worthy of patronage.
A. H. Eddy, Galveston, Texas. 10

J. E. COWEN,
IMPORTER AND JOBBER
OF FOREIGN AND DOMESTIC
DRY GOODS,
BOOTS, SHOES AND HATS,
Strand,
GALVESTON, TEXAS.
Particular attention to filling orders, none paid by order or produce. 128tf

OUR NEW YORK LETTER.

OUR OWN CORRESPONDENT.
Dullness—Suffering—Horrible Outrages—Corruption in City Administration—New Paper, &c., &c.
New York, February 29, 1868.

Editors of the San Antonio Express:

The gloomy situation in the South has offered the Times much ground for comment and sympathy. With all its errors of "lukewarmness," I am inclined to think that Raymond's is the most studiously impartial daily that we have. This morning I notice an evidently truthful statement in its editorial columns of the distress in Georgia. The freedmen are represented as having degenerated into organized bands of marauders and thieves. Poor wretches! Hunger and want are as apt to inspire plunderous ideas in a black as a white breast.

I am sorry to notice how brutally unjust are the Democratic instincts of New York. Their flourish here, with a daily-increasing circulation, one of the most villainous pictorials that ever championed the interests of overt vice; its wood cuts are grossly exaggerated representations of all the beastly doings of our criminal population; the accompanying letterpress is lewd and filthy in the extreme. My attention was called the other day to a notable illustration in it of the wanton democracy of its readers and patrons. One cut represented some Indiana "gentleman" roasting a horse-thief to extract a confession from him; the unhappy wretch was represented as hanging by the neck from the limb of a tree, over blazing wood fire, while his white (or dirty gray) torturers superintended the operation with delighted faces. The explanation of the scene was written in a thoroughly joenlar strain, as though the cremation of the luckless thief were some monstrously agreeable and ludicrous joke. Directly under this was a "sensational" heading—"Another Horrible Negro Outrage," with some dozen sub-titles in various forms of fancy type. The "horrible outrage" consisted in the sudden entry of a starving negro into a store, his hasty seizure of some loose greenbacks, and a wild, harmless shot at his pursuers. What an opportunity for the conventional "war of races," "another Dahomey," "New Africa," &c., &c., &c. of our Democratic pimps and grifters!

The thermometer has gone down again, and to-day is the coldest that we have as yet experienced. There is a terrible amount of misery and destitution here. Some twelve thousand sturdy emigrants, laborers and mechanics are dependent for very existence on the Commissioners of charity. Nor are they the only victims of the terrible deluge of business; on a moderate calculation, some thirty thousand heads and pairs of heads, of vastly different sorts and capacities, are in want of "something to do."

Incredible though it may appear, a faint, ever-so-distant ray of hope threatens to illumine our (at present) murky municipal atmosphere. We have a very excellent corporation here, called the "Citizens' Association," which has a preternaturally sharp nose for every sort and condition of corrupt "rat," and woe to the felonious appropriator of public funds whose moral ill never attracts their notice.

We have also a very excellent official here named Peter B. Sweeney, who discharges the onerous duties of Chief Chamberlain. I say advisedly that Mr. Sweeney is a very excellent man, but in my opinion he owes the entire development of his excellence to the above named Citizens' Association. The Secretary of that terrible body of censors, a very Cute, named Peter Cooper, sharpened his bill and made a tremendous onslaught on Peter B. Sweeney, asking that excellent man, in the most impudent and insulting way, "What becomes of the interest and percentage allowed by the banks on the municipal deposits?" We were all under the erroneous impression (owing, no doubt, to a radical misconception of Mr. Sweeney's excellence) that in Mr.

Sweeney's private pockets the said interest peacefully reposed. But it seems Mr. Sweeney's excessive modesty and aversion to public approval, prevented us from the knowledge of the fact that he was industriously and stealthily laying it by for the benefit of—the city! *Tremora multat et via venturam in illis!* Ray of hope the first.

Now for the second. You may, and may not, be aware that we have a most remarkably capable Sheriff. His name is O'Brien, and, strange to say, his origin Milesian. Rumor coarsely insinuates that so public officer is more conversant, personally, with the practical workings of his department than Jimmy O'Brien. His whilom associates hailed his election as boding general "good times;" old inhabitants and transient tenants of the "Island" leaped for joy; Cow Bay was glad, and Mackerellville sang with much rejoicing; the sons of the Five Points poured out to themselves in Jimmy's honor countless libations of "Bourbon" and "Old Rye," and every one thought the lion was going to lie down with the lamb (inside him). But Jimmy, like the great Morrissey, who so aptly represents New York, has become a wiser and a better man. His last great action has been a stern and resolute opposition to the school of slysters, land-sharks, and cuttle-fish, who, voting the Democratic ticket, think to fatten on the victims of a Tammany Hall city government. Jimmy don't let them in, and won't throw out any leaves and fishes, so I am inclined to think we may, in a century or two, know what an honest New York city official looks like.

A new paper is to be started here, call "Town and Country," and is to be edited by Paul Nicholson, of the Tribune. It will be essentially, theatrical, and, I fear, a *faux pas*. Business is terribly dull; all are awaiting the spring with a heavy, despondent anxiety. The prospect of a war with England is clearing, and I anticipate no further conflict under the old complaint of aggression in her refusing to acknowledge the nineteenth century doctrine of expatriation.

I fear that next week a very pressing engagement will cause me to postpone this pleasant duty of hebdomadally giving you a peep into New York; but I will do my "level best" to make up for the omission on the succeeding Saturday. GAD.

Gen. Geo. H. Thomas.

The following is the letter from Gen. Geo. H. Thomas, concerning his brevet nomination:

LOUISVILLE, Ky., Feb. 12, '68—2:30 P. M.; Hon. B. F. Wade, President of the United States Senate:
The morning papers of Louisville announce that my name was yesterday sent to the Senate as brevet lieutenant general and brevet general. I was appointed a major-general of the United States army for the battle of Nashville. My services since the war do not merit as high a compliment, and it is now too late to be regarded as a compliment, if conferred for service during the war. I therefore earnestly request that the Senate will not confirm the brevet nomination.

GEO. H. THOMAS,
Major General.

Help for Andy.

We publish the following satire on the Northern copperheads who are tendering assistance to President Johnson at this peculiar crisis, when he is in imminent danger of impeachment. It purports to have come by telegraph.

North Texas, Feb. 26, 1868.

His Excellency Andy Johnson, President of the United States:
Dear Sir—If yer wants enny help to carry out yer messurs against congres, we kin send yer four hundred thousand men from this part uv Texas at a minit's warnin'.

We hung forty thousand yankees in here during the war, and we kin du as much for you now, sein you've taken our side.

Respectfully, etc.,
JOHN S. SWEENEY,
Chairman of committee on vigilance.
P. S.—This'll beat Noo Jersey all feller, won't it, Andy?—N. O. Republican.

MONDAY, MARCH 9, 1868.

Copies of the Weekly Express containing as much reading matter as the N. Y. Ledger, for sale at Gamble's and Storum's Book stores.

OUR FACILITIES.

The Daily Express has grown with the most wonderful rapidity known in newspaper enterprise.

OUR WEEKLY EXPRESS. A splendid eight page forty column paper, containing less advertising and more reading matter than any paper of its size in the country.

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Gonzales tragedy. The Herald article referred to, contained the usual quantity of low-bred denunciations and accusations, in which that sheet usually abounds, and which are freely used whenever anything from Confederate sources is questioned or doubted.

It is my humble opinion that you are right in doubting the statement of the Gonzales Enquirer, as it is not to be supposed that soldiers who have heretofore behaved peaceably and quiet, should at once and without provocation turn devils in human shape and become rioters and murderers.

Quick as the Herald is to condemn the men who are supposed to be the perpetrators of the crime, slow was he, when crimes of ten thousand times greater heinousness were committed by those who sympathized with the Confederate cause in 1864.

Let me lead your memory back to a period, which will forever be remembered as the blackest epoch in the events of the rebellion:

There lived in Gillespie County on "Grape Creek" four Germans, tillers of the soil, honest, hardworking men, who never mingled with politics, but who had once expressed their determination to remain true to the Union.

A dozen Senators spoke, no two agreeing upon the details developed during the discussion. Among the points made to the satisfaction of the different speakers, is: That Wade, having an interest, had no right in the Court; being Senator of Ohio it was his duty to act and vote; though Wade had a right to vote it was a matter with his own conscience; that when the President comes to the bar it was then the time to make challenges; that the President had no right whatever to challenge the Judges; that the Constitution provided for him; that it was the duty of the Senate in organizing to keep that organization pure; if, at the end, the scales were equally balanced, the side into which you throw Wade's personal interest would kick the beam; that they were a Court; that they were not a Senate; that with only half the members sworn they were neither one or the other.

The argument progressed until nearly five o'clock, when a Senator remarking that Judge Chase had been on duty since ten o'clock, moved an adjournment. Howard objected to the rule of adjournment; the Court was accordingly adjourned by that rule, and the Senate was left in session.

AN OLD TEXAN.

LATEST BY TELEGRAPH.

[SPECIAL DESPATCHES TO THE EXPRESS]

COTTON DECLINING.

GOLD REMAINS STEADY.

The Court Organized in the Senate, Chief Justice Chase Presiding.

DEATH OF GENERAL ASBOTH

ARGUMENTS IN THE SENATE.

Mr. Stanton Still in Possession of the War Department.

LARGE REVENUE RECEIPTS

&c., &c., &c.

New York, March 5.—Cotton dull and lower, at 24 1/2 to 25.

Washington, March 5.—The Ohio Republican State Convention recommends Grant and Wade for the Presidential ticket.

The Pennsylvania Democratic State Convention names no candidates for the Presidential ticket. Along with the resolutions is this:

"Resolved, That the pending impeachment of the President is a gross, reckless abuse of partisan power, without justifiable cause, and is intended for the sacrifice of the most vital interests of the country."

The resolutions favor the taking of bonds, and claims that legal tenders and 5-20's form a part of the same financial scheme, and are mutually exchangeable.

General Asboth, United States Minister to Buenos Ayres, is dead.

Washington, March 5.—SENATE.—A resolution of thanks by the South Carolina Convention to Congress, Grant, and Stanton, were presented.

A bill rebuilding the warehouse at Fortress Monroe. Passed.

A bill to rebuild the levee on the east

bank of the Mississippi River, to reclaim Yazoo River lands.

Chief Justice Chase appeared, supported by the Committee of Managers, and followed or supported by a large number of the members of the House.

Mr. Wade, President of the Senate, announced: "All business will now be suspended for the purpose of proceeding to the business of impeachment of Andrew Johnson, President of the United States."

Chase then advanced, took the chair, and said:

"Senators—I am here in obedience to your notice, for the purpose of proceeding with you to form a Court of Impeachment, for the trial of Andrew Johnson, President of the United States. I am now ready to take the oath."

Justice Nelson then administered the oath prescribed by the Senate's rules of proceedings.

Chase then administered the oath to the Senators in alphabetical order, until Wade approached, when Reverdy Johnson objected to his becoming a member of the Court, because he had a contingent interest. Discussion ensued, lasting until five o'clock, when, on motion, Judge Chase adjourned the Court, and Wade resumed his seat, and, on re-motion, adjourned the Senate.

No progress whatever was made during nearly four hours' debate this afternoon, and utter confusion prevails regarding the mode of procedure. [That's false.—Ed. EXPRESS.]

A dozen Senators spoke, no two agreeing upon the details developed during the discussion. Among the points made to the satisfaction of the different speakers, is: That Wade, having an interest, had no right in the Court; being Senator of Ohio it was his duty to act and vote; though Wade had a right to vote it was a matter with his own conscience; that when the President comes to the bar it was then the time to make challenges; that the President had no right whatever to challenge the Judges; that the Constitution provided for him; that it was the duty of the Senate in organizing to keep that organization pure; if, at the end, the scales were equally balanced, the side into which you throw Wade's personal interest would kick the beam; that they were a Court; that they were not a Senate; that with only half the members sworn they were neither one or the other.

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Managers were in attendance all the evening, evidently impatient to begin work.

Large numbers visited the President to-day.

Stanton still sleeps in the War Department.

Revenue receipts to-day are \$725,000.

NEW ORLEANS, March 5.—The Democratic State Convention is in session to night.

New Advertisements.

WANTED!

On and after the 20th March, 1868.

200 No. 1. Mules, broke and unbroke. Also,

50 No. 1. Horses, Suitable for Cavalry purposes. Apply to JNO. WITHERS & CO. march9d30d.

FOUND. One wagon, used for hauling charcoal and 4 mule harnesses were left near the premises of subscriber, on the road to the mission, near the city. By paying the expenses of this advertisement, the owner can take possession of property. march9d1) EHRENFIELD GLASER.

A. M. WAGAR, MERCHANT TAILOR. Plaza House, San Antonio, Texas. march9d1) Latest Paris Fashions.

THOS. H. FAIR, J. M. COOPERHALL, HENRY FAIR, G. W. BOCKHOUT.

Faille, Coggeshall & Co., Wholesale Dealers in READY MADE CLOTHING.

Expressly manufactured for the Southern market. 53 Chambers Street, New York. march9d1)

WM. SMITH, BROWN, & CO., WHOLESALE MANUFACTURERS And Dealers in BOOTS AND SHOES.

No. 53 Chambers Street, N. Y. march9d1)

OFFICE DEPOT, A. C. S. San Antonio, Texas, March 6th, 1868. SEALED PROPOSALS in duplicate, will be received at this office until 12 m. Saturday the 14th day of March, 1868, for delivery at the Post at Camp Hudson, Texas, of (30) twenty head of Beef Cattle. The price per pound to be stated, the weight to be ascertained by killing a certain number of the average heaves, and weighing the meat, necks, shanks and kidney tallow to be excluded. Bidders are requested to be present at the opening of the bids. The right is reserved to reject any or all bids, if not deemed satisfactory. Endorse envelope "Proposals for Beef Cattle" and address the undersigned at this Post. By order of Bvt. Maj. Gen. A. Beckwith, Chf. C. S. Fifth Military District. HERMAN SCHREINER, 1st. Lieut. 20th Infantry, A. C. S. march 7dtd.

NOTICE. CITY COLLECTOR'S OFFICE. San Antonio, March 3rd, 1868. In obedience to a resolution passed by the Hon. City Council, March 2nd, 1868, that notice be given to come forward and settle arrears of interest on city lands, on or before the expiration of sixty days, from date of this resolution, and that after this time the conditions of the contract of the city with such holders of city lands will be enforced by the Council. Now, therefore, this is to notify all persons indebted to the city, on interest due for such lands, to come forward and pay their dues and receive receipts therefor. G. WONSKI, City Collector. march 7dtd.

OFFICE SUPERVISING QUARTERMAS- TER, SUB-DISTRICT OF THE RIO GRANDE, BROWNSVILLE, TEXAS, February 16th, 1868. PROPOSALS FOR FORAGE. SEALED PROPOSALS will be received at this Office until Wednesday the 15th day of April 1868, at 11 o'clock A. M., for such quantities of Oats, Corn and Hay as may be required for the use of Public Animals at the following named points in the Sub-District, for the six months ending October 31st, 1868, viz: Brownsville, Texas; Ringold Barracks, Texas; Laredo, Texas. Oats and Corn, of best quality and to be delivered in good Gally Sacks; Hay baled or unbaled, preference will be given to baled hay. All to be subject to inspection. Delivery to commence within thirty days after the approval of the Contract and notice given to the Contractor. Proposals to be in triplicate, with a copy of this advertisement annexed to each, and to be accompanied by the names of at least two sufficient sureties who will signify by endorsement thereon, their willingness to become responsible for the faithful performance of the Contract. All proposals will be submitted to the Chief Quartermaster of the District for approval and award. The Government reserves the right to reject any or all bids, or any part of a bid. Proposals to be endorsed "Proposals for Forage" and to be addressed to the Supervising Quartermaster, Sub-District of the Rio Grande, Brownsville, Texas. By order of Brevet Major General McCook, GEO. W. SMITH, 1st. Lieut. 26th Infantry, R. Q. M. and A. A. Q. M. Supervising Quartermaster, Sub-District, Rio Grande. (march6dtd)

NOTICE. Mrs. C. T. Jones wishes to inform her friends that she will commence giving lessons on the Piano Forte and in Singing, on the 1st of February, and desires a share of their patronage. To be found at the residence of A. W. Briggs, Col. Newton's house. (Jan30dtd)

HERTZBERG & SIMON, DEALERS IN PIPES, CIGARS, TOBACCO, GLASWARE, FANCY GOODS, TOYS, MOULDINGS, PICTURES AND STATIONERY. NEWSPAPER AGENTS. Gas Burners for Kerrocline Lamps. feb 17dtd

DRS. KINGSBURY & HERNDON, SURGEON DENTISTS, Office at Dr. K's. old stand, near Frech's Building, San Antonio. Jan29dtd

GREAT DISCOVERY. Every Man his own Artist. A SCIENTIFIC WONDER. An instrument by which any person can take correct Likenesses or Photographs. This instrument with full instructions sent by mail for one dollar. Address: C. D. AMES & Co., 181 Broadway, N. Y. feb10d4w6m

Headquarters, District of Texas, BUREAU OF REFUGEES, FREEDMEN AND ABANDONED LANDS. Office A. A. Q. M. and Disbursing Officer, Austin, Texas, February 15th, 1868. In compliance with directions from the Commissioner Bureau B. F. and A. L., I shall sell at Public Auction, at the office of the Bureau B. F. and A. L., at Waco, Texas, on the 17th day of March, 1868, at 2 o'clock, P. M., the property held by the United States near the city of Waco, McLennan county, Texas, known as the Waco Factory, including all and singular, the Buildings, Tenements, Lands or Hereditaments thereto pertaining; also one Steam Engine and Boiler, Wheat-rock, Bolting cloths, &c., one set of Corn rocks; two carding engines and one Picker. Detailed description of the property can be obtained at the Office of the Bureau B. F. and A. L., at Austin and Waco, Texas. Terms—Cash. C. S. ROBERTS, Bvt. Capt. U. S. A., A. A. Q. M. & D. C. Dist. of Texas. feb 21dtd.

THE STATE OF TEXAS, COUNTY OF BEXAR, In County Court for the Settlement of Estates, &c., February Term, 1868. THE STATE OF TEXAS. To all persons interested in the Estate of Johannes Ackerman, deceased. John Ackerman, administrator of the estate of Johannes Ackerman, deceased, having filed his final account as such administrator, in the Hon. County Court for the settlement of estates, &c., of said county and applied for audition and allowance of same and final discharge. You are hereby notified to be and appear at the next March Term, of said Court, to be holden on the last Monday of said month, and at the Court-house of said County, to show cause, if any you can, why said account should not be audited and allowed &c., and to do and to suffer such other things as the Court may then and there order and decree in the premises. In testimony whereof, I hereunto set my hand and affix the seal of said County Court, at office in San Antonio, this February 27th, A. D. 1868. PEYTON SMYTHE, C. C. B. Co. By H. MacCORMACK, Dep't. (Feb28d20t)

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AUCTION AND COMMISSION, F. D. FAVILLE, having established himself in the city of New Braunfels, in the above named business, respectfully solicits consignments. (Feb. 21dtd) BUSINESS NOTICE. Mr. C. F. Viereck is authorized to sign my name for me during my absence. A. HARTMANN, San Antonio, Jan. 16, 1868. RESTAURANT. R. McDONALD would respectfully notify the old patrons of Whitehead's Restaurant, that he has located that establishment and will keep constantly on hand the choicest viands to be found in this market. Don't forget Judge Whitehead's stand on the Main Plaza. San Antonio, Jan. 23, 1868. (dtf) BLYMER, NORTON & CO., (Successors to Clark Sorgo Machine Comp'y.) No. 116 MAIN STREET, Cincinnati, Ohio. SORGO MACHINERY, The Celebrated Cook Evaporator, Victor Case Mill, Eureka Fodder & Straw Cutters, Eureka Cider Mills, Warner's Sulky Revolving Hay Rakes, Horse Power Forks, Lone Star Corn Shellers, Double Shovel Plows, Crawford's Garden Cultivators, Church, School, and Farm Bells, and many other Impls. Tools and Machines. Manufactured by BLYMER, NORTON & CO. N. B.—Send for Circulars and Illustrated Catalogues. sept.10 wif.

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Local Intelligence.

ARRIVAL AND DEPARTURE OF MAILS.

Table with columns for destination (ALLEYTON, VICTORIA, WACO, FREDERICKSBURG, CORPUS CHRISTI, LAREDO, EL PASO) and arrival/departure times.

The boot and shoe house of Smith, Brown & Co. is one of the finest in the Empire City.

Mules.—Messrs. Jno. Withers & Co. wish 200 mules and 50 horses. Here is an opportunity for traders.

See Temple of Fashion. Mr. Wagar is the most perfect fitting tailor in the city.

TEMPERANCE SOCIETY.—The "General Mason Lodge I. O. S. T." has been in existence six weeks, and numbers eighty-seven members.

INTERNAL REVENUE.—Unless you give in the list of your property to the Assessor during March, the penalty is an additional 50 per cent.

See New York Cards in to-day's issue. Faile, Coggshall & Co. have studied the wants of the Southern market, and are fully prepared to supply all demands.

FOUND.—Mr. Proctor reports a package of clothing left on his premises, on the west side of the river, supposed to belong to one of the deserters.

ECONOMY.—The Mayor has directed that city brands be made, and public property of every description marked. This will prevent the necessity for replenishing every few weeks.

ORDERED AWAY.—The Mexican jails located at the west end of town have been ordered to be moved by April first, from the extension of Calaboso street, leading to Castroville, and the Surveyor is directed to open the street to city limits. This will disturb about fifty homesteads.

MYSTERIOUS.—During the past few days the close observer might have seen a neat, effeminate looking man on our streets, whose acts betokened ignorance of the ways of men. The police getting wind of the person's actions, a warrant was issued, and the arrest proved him (?) to be a woman, claiming to be in search of a lost daughter.

DESERTED.—On Friday night, after being paid off, eight soldiers of the U. S. Infantry belonging to companies G, E and I, all recruits, deserted and left for parts unknown. They purchased citizens clothing at one of the auction stores, and will probably have no army marks about them.

MAYOR'S COURT.—Offences against the majesty of the city laws are becoming decidedly scarce. "McGruder," a hack driver, was arraigned for driving faster than a walk over one of the bridges. As he had been in the habit of fording streams, he was excused on the plea of not knowing bridge rules.

POLICE ITEMS.—Nellie Stanley, keeper of a house of un-doubted repute near the Alamo, while pain-fully burdened with cham-pagne Saturday night, fired off a revolver, smashing a window-pane. Marshal Payne arraigned her before the Mayor, where she was last seen pay-ing a big fine. The city treasury thinks "every pay-in has its pleasure."

Robert Johnson was arraigned for disturbance of the peace. Fined \$8 and costs.

Annie Poindexter was arraigned for theft on complaint of a soldier. Charges withdrawn and soldier made to pay costs.

Almost a Stray.—Friday night about one o'clock a soldier entered the Commercial Saloon on Commerce street. Leaving his boots at the door, he jumped over the counter and pulled out the money drawer just as the proprietor made his appearance, whereupon the soldier took French leave, abandoning boots, hat, money drawer, and all the rest of the nice things at the bar.

In addition to the other comforts to be had at the Commercial, may be found for sale one pair army boots, one regulation cap.

How We Get News.—Yesterday the report came to this office of a bloody tragedy in the eastern part of this city—two men killed and five severely wounded. Five minutes later, only one man dead. Later, a woman killed and a man slightly wounded. Later, nobody hurt, but a desperate encounter; bloodshed prevented by disinterested parties. The fact is, a drunken woman fired off a pistol.

PETITION.—Sign the petition for a division of the State, and secure the future prosperity of all sections of Texas. A copy of the petition is on exhibition at Gamble's bookstore.

THE DANCING BALL did not come off Sunday night, being postponed on account of the weather until Wednesday night.

GENERALS OF THE ARMY.—The action of our distinguished Generals (graduates of West Point) in refusing the glittering bribes of an apostate President, has done much to wipe out the stain upon that institution caused by the treachery of Southern Generals. Keep the Academy in loyal hands, in educating soldiers; by being again cast among the people they become our greatest statesmen in times of peril.

THE GONZALES AFFAIR.—We have no desire to extenuate or exaggerate the grievances of the Gonzales sufferers. They are bad enough in all conscience, Heaven knows. But we regard them as part of those circumstances bound to transpire under our present unfortunate political situation.—Herald.

Here is what the rebels have been seeking the past two years. If all the murders and outrages of that time had been against traitors instead of loyalists, the sympathies of the country would have been with them. Somehow Dr. Cunningham is the first man who has died in behalf of treason since the war.

WHITE MAN'S PARTY.—The McKinney Messenger has said something. Look out, Mr. Messenger, you will lose rebel influence. Hear it:

As many hundreds of negroes voted with the conservative party in the recent election, we at first had some difficulty in locating the white man's party; but, after a little reflection our doubts all vanished, and we have settled down into the conviction that it is the disfranchised party, it being the only party purely white, of which we have any knowledge.

The most useful way to spend your leisure would be to visit your neighbors and organize a club for the Weekly Express.

D. FRIEDLANDER, L. HAMMERSTEIN, C. F. FISHER. New York. SEE ANTONIO.

AUCTION HOUSE OF David Friedlander & Co., G. F. DEVINE'S OLD STAND, East Side of Main Plaza, SAN ANTONIO, TEXAS.

Daily Sales of Goods, Wares, and Merchandise of every description. Consignments respectfully solicited from home and abroad.

BELL & BROS. DEALERS IN Jewelry, Silver-ware, Plated-ware Diamond Goods, American and European Watches and Clocks, Gold Pens and Pencils of every kind, Gold and Silver Trimbles, Gold, Silver, Steel and Tortoise-shell Spectacles and Eye Glasses, with Pebble and Glass Lenses, Suitable for the aged or near-sighted.

Engravers and Manufacturers OF ALL ARTICLES IN THEIR LINE. WATCHES, CLOCKS, JEWELRY, repaired and warranted. Orders Filled Promptly. Main Street. Five doors east of Main Plaza, Opposite their Old Stand. San Antonio, Texas. March 29, 1866

ELLENDOFF & CO. Hardware Merchants. MAIN PLAZA. Have constantly on hand, and offer for sale English and American Cutlery, Iron and Steel of all sizes, Carpenters Tools, Mill & Crosscut Saws of all sizes, Boring Machines, Nails of all sizes, Butts, Hinges, Screws, etc. Door, Cabinet & Trunk Locks of all kinds, Shoe Makers Saddlery Tools & Trimmings, Buckles Rings, etc., Bridle Bits & Webbing, Oil Cloth, Hames, Collars, etc., Tins, Rivets, & Kettle Ears, etc., Steel Hoes and Agricultural Implements, in general. Landreth's Garden Seeds always on hand And a general assortment of Hardware Also: Paints, Oils, Turpentine & Glass, Paint, Shoe & Clothes Brushes, Petroleum & Lamps, Colt's Army & Navy Six Pistols, Powder, Shot & Caps, And all other articles in their line of business, at low prices. Sole Agents for Herrings' Saws also for Planer & Kayser's Sewing Machines. May 24th 1866. no35tf

SCHMITT & DUERLER, Commerce Street SAN ANTONIO, TEXAS Wholesale Manufacturers OF ALL KINDS OF Crackers, Candles, Syrups, AND Confectioneries, WEDDING AND BALL CAKES Made to Order. ALSO—A Select Assortment of Fancy Groceries, Such as Can-Fruits, Jellies, Preserves, Figs, &c. Always on Hand. San Antonio, Oct. 7, 1867. dtf

Historical, Philosophical, Biographical and Miscellaneous Books; Books, Stationery, AND NOTIONS, AT GAMBLE'S BOOK STORE, Commerce Street, JUST RECEIVED A FRESH SUPPLY OF STATIONERY— for Commercial purposes, Ladies' Bath Gilt Note, Octavo and Billet Paper; Lined Envelopes, &c., &c.; Photographic Albums; Portfolios; Toilet Articles; Perfumery, &c., &c., Ladies' Dress Buttons, Visiting Cards, Spectacles, Canes, Umbrellas, and many other articles, too numerous to mention. Stationery, Stationer's, School Books, School Books, School Books, School Books. Also, an extensive assortment of NEW Novels by the most popular Authors. Madam Garnier Bernard. Has the honor to announce to the citizens of San Antonio, that she has opened a school to teach the French language, also to instruct in dress making and embroidering. Persons who will favor her with their patronage, may convince themselves in advance, of good results. Residence, Alamo street, opposite Yellman's. Jan 15dtf

MADAME GARNIER BERNARD. Has the honor to announce to the citizens of San Antonio, that she has opened a school to teach the French language, also to instruct in dress making and embroidering. Persons who will favor her with their patronage, may convince themselves in advance, of good results. Residence, Alamo street, opposite Yellman's. Jan 15dtf

NORTON & DEUTZ. Main Plaza, San Antonio, DEALERS IN Hardware, Stoves, Agricultural Implements, Woodenware, Window Glass, Paints

Oils, Leather, Arms and GARDEN SEEDS. TO LET. The store on Flores street, known as P. Martin's store, lately occupied by P. C. Taylor. For particulars, inquire at F. Martin's, Main street, one floor below Netto's Drug Store. (Jan 3-dtf)

A. NETTE, Has just received a large stock of DRUGS, MEDICINES, PERFUMERIES, and SURGICAL INSTRUMENTS in fact all the leading articles, such as PATENT MEDICINES, that are usually kept in a First Class Drug Store. The stock being selected by himself of his mark. dtf

Steinway's Pianos. The first Grand Gold Medal awarded at the Universal Exposition in Paris, 1867, for the three styles, viz: Grand, Square and Upright. For particulars inquire at ZORK & GRIESENBECK, Agents. dec 11-3tf

THE ALAMO STEAM Wagon Factory, SAN ANTONIO, TEXAS.

The undersigned having erected, in the City of San Antonio, an establishment of the above character, where all work is done by Machinery and Steam Power, would inform the public, and especially owners of Transportation Trains, that he is now fully prepared to execute all orders for the Making & repairing of Wagons, Buggies, Carriages, Wheelbarrows, &c. Sash, Doors, Blinds, and Mouldings, made to order and of the best material. Sawing and Planing of all kinds done to order. All kinds of Black-smithing done to order. Felloes, Hubs, Spokes, Shafts & Bows, kept for sale. All Work executed upon the shortest notice and on reasonable terms. Having had many years experience in the above business, he confidently relies upon giving entire satisfaction to his customers. J. YATES BROWER, Proprietor.

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OFFICIAL LAWS OF THE UNITED STATES Passed at the Third Session of the Thirty-Seventh Congress.

Passed at the third session which was begun and held at the City of Washington, in the District of Columbia, on Monday, the first day of December, A. D. 1862, and ended on Wednesday, the fourth day of March, A. D. 1863.

Abraham Lincoln, President. Hannibal Hamlin, Vice-President, and President of the Senate. Solomon Foots was elected President of the Senate, pro tempore, on the eighteenth day of February, and so acted until the end of the session. Galusha A. Grow, Speaker of the House of Representatives.

CHAP. LVIII.—An Act to provide a national currency, secured by a pledge of United States Stocks, and to provide for the Circulation and Redemption thereof.

Sec. 14. And be it further enacted, That it shall be lawful for any such association to purchase, hold, and convey real estate as follows:

First. Such as shall be necessary for its immediate accommodation in the transaction of its business.

Second. Such as shall be mortgaged, so it is good faith by way of security for loans made by such association, or for moneys due thereon.

Third. Such as shall be conveyed to it in satisfaction of debts previously contracted in the course of its dealing.

Fourth. Such as it shall purchase at sales under judgments, decrees, or mortgages held by such association.

Such association shall not purchase or hold real estate in any other case or for any other purpose than as specified in this section.

Sec. 15. And be it further enacted, That every association after having complied with the provisions of this act, preliminary to the commencement of banking business under its provisions, shall transfer and deliver to the treasurer of the United States and United States bonds bearing interest to any amount not less than one third of the capital stock paid in; which bonds shall be deposited with the treasurer of the United States, and by him safely kept in his office until the same shall be otherwise disposed of, in pursuance of the provisions of this act.

Sec. 16. And be it further enacted, That upon the making of any such transfer and delivery, the association making the same shall be entitled to receive from the comptroller of the currency circulating notes of different denominations, in blank, registered and countersigned as hereinafter provided, equal in amount to ninety per centum of the current value of the United States bonds so transferred and delivered, but not exceeding the par value thereof, if bearing interest at the rate of six per centum, or of equivalent United States bonds bearing a less rate of interest; and at no time shall the total amount of such notes, issued to any association, exceed the amount at such time actually paid in of its capital stock.

Sec. 17. And be it further enacted, That the entire amount of circulating notes to be issued under this act shall not exceed three hundred millions of dollars. One hundred and fifty millions of which sum shall be apportioned to associations in the District of Columbia, and in the Territories, according to representative population, and the remainder shall be apportioned by the Secretary of the Treasury among associations formed in the several States, in the District of Columbia, and in the Territories, having due regard to the existing banking capital, resources, and business, of such States, District, and Territories.

Sec. 18. And be it further enacted, That, in order to furnish suitable notes for circulation, the comptroller of the currency is hereby authorized and required, under the direction of the Secretary of the Treasury, to cause plates to be engraved in the best manner to guard against counterfeiting and fraudulent alterations, and to have printed therefrom, and numbered, such quantity of circulating notes, in blank, of the denominations of five dollars, ten dollars, twenty dollars, fifty dollars, one hundred dollars, five hundred dollars, and one thousand dollars, as may be required to supply, under this act, the associations entitled to receive the same; which notes shall express upon their face that they are secured by United States bonds, deposited with the treasurer of the United States, and issued under the provisions of this act, which statement shall be attested by the written or engraved signatures of the treasurer and register, and by the imprint of the seal of the treasury; and shall also express upon their face the promise of the association receiving the same, to pay on demand, at tested by the signatures of the president, or vice-president, and cashier; and the said notes shall bear such device and such other statements, and shall be in such form, as the Secretary of the Treasury shall, by regulation, direct.

Sec. 19. And be it further enacted, That the plates and special dies to be procured by the comptroller of the currency for the printing of such circulating notes shall remain under his control and direction, and the expense necessarily incurred in executing the provisions of this act respecting the procuring of such notes, shall be added and paid as contingent expenses of the Treasury Department; and for the purpose of reimbursing the same, and all other expenses incurred under this act, and in lieu of all taxes upon the circulation authorized by this act, upon the bonds deposited in the treasury of the name, such association organized under this act shall semi-annually, on the first day of January and July, after its organization, pay to the comptroller of the currency, in lawful money of the United States, one per centum on the amount of circulating notes received by such association, and in default thereof, the treasurer of the United States is hereby authorized to reserve and retain one per centum on the amount of said bonds deposited. At each semi-annual payment of interest thereon, and all sums so reserved and retained shall be paid into the treasury under the direction of the Secretary, and every bank, banking association, or corporation, not organized under the provisions of this act, issuing notes calculated or intended to circulate as money, shall, on the first day of July next, and regularly thereafter, make and deliver to the comptroller of the currency a true and accurate return of the gross amount of notes issued by it, whether in circulation, or in its vaults, or on deposit elsewhere, and in default of any such return, the bank, banking association, or corporation so failing to make return, shall pay to the United States a penalty of two per centum upon its entire capital stock, to be recovered, for the use of the United States, in any court of competent jurisdiction.

Sec. 20. And be it further enacted, That after any such association shall have caused its promise to pay such notes on demand to be signed by the president, or vice-president, and cashier, in such number as to make

them obligatory promissory notes, payable on demand, at its place of business, such association is hereby authorized to issue and circulate the same as money; and the same shall be received at par in all parts of the United States in payment of taxes, excises, public lands, and all other dues to the United States, except for duties on imports, and also for all claims and other debts and demands owing by the United States to individuals, corporations, and associations within the United States, except interest on public debt, and no such association shall issue post notes, or any other notes to circulate as money, than such as are authorized by the foregoing provisions of this act.

Sec. 21. And be it further enacted, That all transfers of United States bonds which shall be made by any association as security for circulating notes under the provisions of this act, shall be made to the treasurer of the United States, with a memorandum written or printed on the certificate of such bonds, and signed by the cashier, or some other officer of the association making the deposit, stating that it is held in trust for the association making the deposit, stating that it is held in trust for the association on whose behalf such transfer is made, and as security for the redemption and payment of the circulating notes delivered to such association; and no transfer of any such bonds by the treasurer shall be deemed valid, or of binding force and effect, unless sanctioned by the order or request of the comptroller of the currency upon the treasurer. It shall be the duty of the comptroller of the currency to keep in his office a book in which shall be entered the name of every association from whose account such transfer of bonds is made by the treasurer, and the name of the party to whom such transfer is made, unless such transfer is made in blank, in which case the face shall be stated in said book, and in either case the par value of the bonds so transferred shall be entered therein; and it shall be the duty of the comptroller, immediately upon counter-signing and entering the same, to advise by mail the association from whose account such transfer was made, the kind of bonds and the amount thereof so transferred.

Sec. 22. And be it further enacted, That it shall be the duty of the comptroller of the currency to countersign and enter in the book, in the manner aforesaid, every transfer or assignment of any bonds held by the treasurer presented for his signature; and the comptroller shall have at all times during office hours access to the books of the treasurer, for the purpose of ascertaining the correctness of the transfer or assignment presented to him to countersign; and the treasurer shall have the like access to the book above mentioned, kept by the comptroller, during office hours to ascertain the correctness of the entries in the same.

Sec. 23. And be it further enacted, That it shall be the duty of either the president or cashier of every banking association having stocks deposited in the office of the treasurer of the United States, once or more in each fiscal year, and at such time or times during the ordinary business hours as said officer or officers may select to examine and compare the bonds so pledged with the books of said Department, and, if found correct, to execute to the said treasurer a certificate setting forth the different kinds and the amounts thereof, and that the same are in the possession and custody of the treasurer at the date of such certificate. Such examination may be made by an agent of such association, duly appointed in writing for that purpose, whose certificate before mentioned, shall be of like force and validity as if executed by such president or cashier.

Sec. 24. And be it further enacted, That every association issuing circulating notes under the provisions of this act, shall make a quarterly report to the comptroller of the currency commencing on the first day of the quarter of the year next succeeding the organization of such association, and continuing on the first days of each succeeding quarter in every year thereafter, which report shall be verified by the oath or affirmation of the president and cashier, and all willful false swearing in respect to such report shall be perjury, and subject to the punishment prescribed by law for such offence. The report hereby required shall be in the form prescribed by the comptroller, and shall contain a true statement of the condition of the association making such report before the transaction of any business on the morning of the day specified, next preceding the date of such report, in respect of the following items and particulars, to wit: Loans and discounts, overdrafts due from banks, amount due from the directors of the association, real estate, specie, cash items, stocks, bonds, and promissory notes, bills of solvent banks, bills of suspended banks, loss and expense account, capital, circulation, profits, amount due to banks, amount due to individuals and corporations other than banks, amount due the treasurer of the United States, amount due to depositors on demand, amount due, not included under either of the above heads. And it shall be the duty of the comptroller to publish full abstracts of such reports together in two newspapers to be designated by him for that purpose, one in the city of Washington, and the other in the city of New York, exhibiting the items of capital, circulation, and deposits, specie and cash items, public securities, and private securities; and the separate report of each association shall be published in a newspaper published in the place where the association is established, or, if there be no newspaper at such place, then in a newspaper published at the capital of the State, at the expense of the association making such report. In addition to the quarterly reports required by this section, every association located and doing business in the cities of Boston, Providence, New York, Philadelphia, Baltimore, Cincinnati, Chicago, St. Louis, and New Orleans, shall publish, or cause to be published, on the morning of the first Tuesday in each month, in a newspaper printed in the city in which the association making such report is located, a statement, under the oath of the president or cashier, showing the condition of the association making such statement, on the morning of the day next preceding the date of such statement, in respect to the following items and particulars, to wit: Average amount of loans and discounts, specie, deposits, and circulation.

Sec. 25. And be it further enacted, That if any such association shall, at any time fail to redeem, in the lawful money of the United States, any of its circulating notes, when presented therefor shall be lawfully demanded, during the usual hours of business, at the office of such association, the holder may cause the same to be protested, in one package, by a notary public, unless the president or cashier of the association shall offer to pay the amount of such offer, make, sign, and deliver to the party presenting such demand, an admission in writing, stating the time of the demand, the amount demanded, and the fact of the non-payment thereof; and such notary public, on making such protest, or upon receiving such admission, shall forthwith forward such admission or notice of protest to the comptroller of the currency; and any such default it shall not be lawful for the association suffering the same to pay out of its notes, discounts, or moneys, or by any other means, the business of such association, except to receive and safely keep money belonging to it, and to deliver special deposits; provided, however, that if satisfactory proof be produced to such notary public that the payment of any such notes is restrained by order of any court of competent jurisdiction, such notary public shall not protest the same; and when the holder of such notes shall cause more than one note or package to be protested on the same day, he shall not receive pay for more than one protest.

Sec. 26. And be it further enacted, That on receiving notice that any such association has failed to redeem any of its circulating notes, as specified in the next preceding section, the comptroller of the currency, with the concurrence of the Secretary of the Treasury, may appoint a special agent, (of whose appointment immediate notice shall be given to such association,) who shall immediately proceed to ascertain whether such association has refused to pay its circulating notes, in the lawful money of the United States, when demanded as aforesaid, and report to the comptroller the facts so ascertained; and if, from such report or the reports so made, the comptroller shall be satisfied that such association has refused to pay its circulating notes as aforesaid, and in default, he shall, within thirty days after he shall have received notice of such failure, declare the United States bonds and securities pledged by such association forfeited to the United States, and the same shall thereupon be forfeited accordingly; and thereupon the comptroller shall immediately give notice, in such manner as the Secretary of the Treasury shall, by general rules or otherwise, direct, to the holders of the circulating notes of such association to present them for payment to the treasury of the United States; and the same shall be paid as presented, whereupon said comptroller may, in his discretion, cancel an equal amount of the bonds pledged by such association, equal at current market rates, not exceeding par, to the notes paid; and it shall be lawful for the Secretary of the Treasury, from time to time, to make such regulations respecting the disposition to be made of such circulating notes after presentation thereof for payment as aforesaid, and respecting the perpetuation of the evidence of the payment thereof, as may seem to him proper, but all such notes, on being paid, shall be cancelled; and for any deficiency in the proceeds of the bonds pledged by such association, when disposed of as hereinafter specified, to reimburse the United States the amount so expended in paying the circulating notes of such association, the United States shall have a first and paramount lien upon all the assets of such association, and such deficiency shall be made good out of such assets in preference to any and all other claims whatsoever, except the necessary costs and expenses of administering the same.

Sec. 27. And be it further enacted, That the Secretary of the Treasury shall, by general rules or otherwise, direct, to the holders of the circulating notes of such association to present them for payment to the treasury of the United States; and the same shall be paid as presented, whereupon said comptroller may, in his discretion, cancel an equal amount of the bonds pledged by such association, equal at current market rates, not exceeding par, to the notes paid; and it shall be lawful for the Secretary of the Treasury, from time to time, to make such regulations respecting the disposition to be made of such circulating notes after presentation thereof for payment as aforesaid, and respecting the perpetuation of the evidence of the payment thereof, as may seem to him proper, but all such notes, on being paid, shall be cancelled; and for any deficiency in the proceeds of the bonds pledged by such association, when disposed of as hereinafter specified, to reimburse the United States the amount so expended in paying the circulating notes of such association, the United States shall have a first and paramount lien upon all the assets of such association, and such deficiency shall be made good out of such assets in preference to any and all other claims whatsoever, except the necessary costs and expenses of administering the same.

Sec. 28. And be it further enacted, That the Secretary of the Treasury shall, by general rules or otherwise, direct, to the holders of the circulating notes of such association to present them for payment to the treasury of the United States; and the same shall be paid as presented, whereupon said comptroller may, in his discretion, cancel an equal amount of the bonds pledged by such association, equal at current market rates, not exceeding par, to the notes paid; and it shall be lawful for the Secretary of the Treasury, from time to time, to make such regulations respecting the disposition to be made of such circulating notes after presentation thereof for payment as aforesaid, and respecting the perpetuation of the evidence of the payment thereof, as may seem to him proper, but all such notes, on being paid, shall be cancelled; and for any deficiency in the proceeds of the bonds pledged by such association, when disposed of as hereinafter specified, to reimburse the United States the amount so expended in paying the circulating notes of such association, the United States shall have a first and paramount lien upon all the assets of such association, and such deficiency shall be made good out of such assets in preference to any and all other claims whatsoever, except the necessary costs and expenses of administering the same.

Sec. 29. And be it further enacted, That the Secretary of the Treasury shall, by general rules or otherwise, direct, to the holders of the circulating notes of such association to present them for payment to the treasury of the United States; and the same shall be paid as presented, whereupon said comptroller may, in his discretion, cancel an equal amount of the bonds pledged by such association, equal at current market rates, not exceeding par, to the notes paid; and it shall be lawful for the Secretary of the Treasury, from time to time, to make such regulations respecting the disposition to be made of such circulating notes after presentation thereof for payment as aforesaid, and respecting the perpetuation of the evidence of the payment thereof, as may seem to him proper, but all such notes, on being paid, shall be cancelled; and for any deficiency in the proceeds of the bonds pledged by such association, when disposed of as hereinafter specified, to reimburse the United States the amount so expended in paying the circulating notes of such association, the United States shall have a first and paramount lien upon all the assets of such association, and such deficiency shall be made good out of such assets in preference to any and all other claims whatsoever, except the necessary costs and expenses of administering the same.

Sec. 30. And be it further enacted, That the Secretary of the Treasury shall, by general rules or otherwise, direct, to the holders of the circulating notes of such association to present them for payment to the treasury of the United States; and the same shall be paid as presented, whereupon said comptroller may, in his discretion, cancel an equal amount of the bonds pledged by such association, equal at current market rates, not exceeding par, to the notes paid; and it shall be lawful for the Secretary of the Treasury, from time to time, to make such regulations respecting the disposition to be made of such circulating notes after presentation thereof for payment as aforesaid, and respecting the perpetuation of the evidence of the payment thereof, as may seem to him proper, but all such notes, on being paid, shall be cancelled; and for any deficiency in the proceeds of the bonds pledged by such association, when disposed of as hereinafter specified, to reimburse the United States the amount so expended in paying the circulating notes of such association, the United States shall have a first and paramount lien upon all the assets of such association, and such deficiency shall be made good out of such assets in preference to any and all other claims whatsoever, except the necessary costs and expenses of administering the same.

[TO BE CONTINUED.]

CHAP. LXXXVI.—An Act further to regulate Proceedings in Prize Cases, and to amend various Acts of Congress in Relation thereto.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever any prize property shall be condemned in any district or circuit court of the United States, or proceedings be had by the court to be perishing, perishable, or liable to deterioration or depreciation, or whenever the costs of keeping the same shall be disproportionate to its value, or whenever all the parties in interest who have appeared in the case shall agree thereto, it shall be the duty of the court to order a sale thereof, and to appoint a special agent to prevent the making or exporting of such prize, and upon any sale, it shall be the duty of the marshal forthwith to deposit the gross proceeds of the sale with the assistant treasurer of the United States nearest to the place of sale, and subject to the order of the court in the particular case; and the court may at any time order the payment from such deposit of the expenses and disbursements necessarily incurred in the custody, preservation, and sale of said property, and also the costs of such sale, and the balance, as provided by law. And when a decree of condemnation shall be made in any case, the court may, in like manner, order the payment from said deposit of the costs, fees, and charges decreed in the case. And on a final decree of distribution, after the payment of such costs, fees, and expenses, the residue of the deposit shall be ordered to be paid to the party entitled to the same, and the Secretary of the Navy or the Secretary of War, and they or either of them are hereby authorized to take any captured vessel, any arms or munitions of war, or other material, for the use of the Government, and when the same shall have been taken, before being sent in for adjudication, or afterwards, the department for whose use it was taken shall deposit the value of the same in the treasury of the United States, subject to the order of the court in which proceedings shall be taken in the case, when there is a final decree of distribution in the prize case, or if no proceedings in prize shall be taken, the money shall be credited to the Navy Department to be distributed according to law.

Sec. 2. And be it further enacted, That the Secretary of the Navy or the Secretary of War, and they or either of them are hereby authorized to take any captured vessel, any arms or munitions of war, or other material, for the use of the Government, and when the same shall have been taken, before being sent in for adjudication, or afterwards, the department for whose use it was taken shall deposit the value of the same in the treasury of the United States, subject to the order of the court in which proceedings shall be taken in the case, when there is a final decree of distribution in the prize case, or if no proceedings in prize shall be taken, the money shall be credited to the Navy Department to be distributed according to law.

Sec. 3. And be it further enacted, That the Secretary of the Navy shall employ an auctioneer or auctioneers of established reputation, to be appointed by the court in which proceedings shall be taken in the case, to make sales of all prize goods, under the direction of the marshal of the district in which the property shall be ordered to be sold, and at a rate of compensation not to exceed in any case one and one fourth per centum upon the gross amount of the sales; and such sales shall be advertised in the fullest and most conspicuous manner, and to the satisfaction of the Secretary of the Navy; and any fees, collection, or commission, or any part or proportion thereof, shall be paid to the auctioneer or auctioneers in the sale and disposition of any prize property, by which the capture of the Government are or may be defrauded, shall be, and is hereby, declared to be a felony; and any public officer or agent, or any other person engaged therein, upon conviction thereof by or before any court of competent jurisdiction, shall be liable to a fine not exceeding twenty thousand dollars, and to imprisonment not exceeding ten years, or to both, in the discretion of the court.

Sec. 4. And be it further enacted, That the third section of the act of twenty-fifth March, eighteen hundred and sixty-two, entitled "An act to facilitate evidence and proceedings in and adjudications upon captured property of prize," and the same is hereby amended, so that the compensation to be paid to the captors to be adjusted and determined by the court, and paid and allowed as costs, shall be confined to compensation for such services as may be rendered necessary by reason of the capture having interests conflicting with those of the United States, and proper in the opinion of the court to be represented by separate counsel from those representing the United States. And so much of the twenty-eighth section of the act of July seventeenth, eighteen hundred and sixty-two, entitled "An act for the better government of the navy of the United States," as authorizes the Secretary of the Navy to employ an agent or counsel for the

captors and to fix his compensation, is hereby repealed.

Sec. 5. And be it further enacted, That the commissioners in prize shall not exceed two in any district of the courts of the United States, to be appointed by the district court of each district, one of whom shall be a retired naval officer, to be appointed by the court and approved by the Secretary of the Navy; and the annual salaries in each district of both commissioners shall not exceed six thousand dollars; and all counsel fees in prize cases in the supreme court of the United States which have been or may be incurred or authorized by any department of the Government, shall be judicially fixed, allowed by the Attorney-General and solicitor of the treasury, and shall be a charge upon and paid out of the fund appropriated for defraying the expenses of suits in which the United States are parties or interested.

Sec. 6. And be it further enacted, That when the court shall allow witnesses' fees to any witness in a prize case, and the court has no money subject to its order in the case, the same shall be paid by the marshal as in the case of witnesses in cases in which the United States is a party, and shall be repaid from any money deposited in the order of the court in said case.

Sec. 7. And be it further enacted, That appeals from the district courts of the United States in prize cases shall be directly to the supreme court, and shall be made within thirty days of the rendering of the decree appealed from, unless the court shall previously have extended the time for cause shown in the particular case; and the supreme court shall always be open for the entry of such appeals. Such appeals may be claimed whenever the amount in controversy exceeds two thousand dollars, and in other cases on the certificate of the district judge that the adjudication involves a question of difficulty and general importance.

Sec. 8. And be it further enacted, That all provisions of law which are inconsistent with those of this act shall be, and are hereby, repealed. Approved, March 3, 1863.

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