NEW ORLEANS DAILY BEE

DUPOUR & LIMET, PUBLISHERS

No. 73 Chartres street.

TERMS OF THE BEE.

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The Semi-Weekly is published every Tuesday and Saturday. Subscription, $5 per annum, invariably in advance.

Rates of Advertising—Transient advertisements having the run of the paper, first insertion, $1 10 per square; each subsequent insertion, 75 cents per square.

First or Editorial Page, transient advertisements, each insertion, $2 50 per square.

Advertisements inserted at intervals to be charged as new, each insertion.

First, or Editorial Page, monthly advertisements, each square, $30 net per month.

Regular advertisers, who advertise largely, shall be allowed such discount from the above named transient rates as may be agreed upon. In no case shall such discount exceed 25 per cent.

All Resolutions of Advertisements to be charged 25 cents net per line, each insertion. Transient advertisements must be paid for in advance.

All advertisements not marked for any number of insertions will be published six times.

All bills with regular advertisers shall be rendered monthly.

Semi-Weekly Edition.

TERMS—PER YEAR.....$5.

NEW ORLEANS:

FRIDAY MORNING, FEB. 24, 1871.

Amusements This Evening.

ST. CHARLES THEATRE—Benefit of Mr. Collins "Colleen Bawn."

ACADEMY OF MUSIC—Mrs. Oates' Comic Opera Bouffe Troupe.

CRESCENT CITY MUSEUM—Nos. 40 and 42 St. Charles street.

A "BARBAROUS" PIECE OF WORK.

We are informed that a bill is now before the Senate and is likely to pass both Houses of the Legislature, unless the most strenuous exertions be made to prevent it, which has for its object the exploitation of the City Water Works. It was introduced in the Senate by a colored member, who bears the very appropriate name of Brunet, seeing that he proposes to *shear* the tax-payers of New Orleans out of this valuable property. It purports to be a substitute for Senate bill No. 32, entitled "An act to authorize the city of New Orleans to levy water rates on all property on the lines where the water pipes are to be laid, and to contract with any incorporated company for the sale of the Water Works."

It would seem, therefore, that there are three different bills before the Legislature which seek to relieve the city of New Orleans of these works. That bill, to which we now call the attention of our readers, is perhaps the most nefarious of the three, because it simply proposes to *give*, without an equivalent, these works to the incorporators named in the *project*. It is entitled—"An act to incorporate the New Orleans City Water Works Company; to define its rights and duties; to levy water-rates on property, the collection of the same, and to punish offenses committed against the franchise of said company, and for the improvement of the health of the inhabitants of the city." The names of the incorporators are these: James F. Casey, Joseph Hernandez, W. G. Brown, Jos. H. Oglesby, John Lockwood, Frank Remick, H. V. Barnaby, C. H. Seligor, Thomas W. J. Burke, S. N. Barbarin, W. R. Fish, John M. Rawlins, R. W. Young, J. Mc K. Brown, and F. M. Hetherton. These very benevolent gentlemen, we see by the title of their bill, profess to be *solicitous about the health of the tax payers and inhabitants of New Orleans*, and no doubt think they are qualified to take better care of it than the municipal authorities, especially if the Water Works be turned over to them on the terms and conditions named in their bill. They propose, it appears, to pay off the mortgage now resting upon the Water Works—say three hundred thousand dollars. A most liberal proposition truly, when we reflect that one year's income from the water-rates they are authorized by the bill to collect from the people of New Orleans. The Water Works are worth upwards of two millions of dollars, and they cost the city not far from that sum.

We are at a loss for language appropriate to such a barefaced scheme of spoliation as this, and can only expose to our readers the names of the parties who seek to engage in it. The city has already been offered two millions of dollars for the Water Works by responsible parties, which offer was declined. She is now to be forced to accept three hundred thousand dollars for the same property. Can any city go further than this? It is monstrous that our law-makers should even listen to such an outrageous attempt to rob the city of New Orleans without stamping the scheme as nefarious in character, and denouncing the men who permit themselves to become responsible for it. We have no hesitation in saying that such a law as this, it is beyond the power of the Legislature, constitutionally, to enact. If enacted, the City Council or the tax-payers should immediately resort to the courts to prevent its enforcement.

ACKNOWLEDGEMENTS.—We have been favored with complimentary tickets to the mask ball of the Deutsche Company, to-morrow night; also, an invitation to the banquet of Lona Conclave No. 11, N. W. M., which takes place to-morrow in celebration of the anniversary of the Conclave.

Thanks to H. S. McComb, Esq., President of the Southern Railroad Association and New Orleans, Jackson and Great Northern Railroad Company, for polite and acceptable attentions.

Thanks to Mr. William Vigers, Chief Clerk of the House of Representatives of the State of Louisiana, for a number of public documents.

AMUSEMENTS.

ST. CHARLES THEATRE.—Mr. Collins appears to-night in the "Colleen Bawn," which is always a favorite with the public, and to which Mr. Collins gives attractions, such as hardly any other artist on the stage is capable of.

ACADEMY OF MUSIC.—An English version of the celebrated French comic opera, "La Fille du Regiment," will be given at the Academy to-night, the whole strength of the Oates' troupe being cast into the performance.

Guizot's Letter to Gladstone.

Guizot has written a long letter to Gladstone, complaining of England's inaction on the war. He declares that Prussia, in withdrawing the Hohenzollern prince from the candidature for the Spanish throne, only did everything that was fair, and that Napoleon's further request was "unprecedented." But he asserts that Prussia has long been on the aggressive, and that the moral merits of the case just have changed sides. This, however, is not enough to induce a nation to take up arms for another. It would be more to the purpose if Guizot proceeded to show that Prussia could not be trusted to hold the balance of power evenly, and that she would on every occasion side with Russia. Self-interest is the only argument that here calls out with unanimity individuals nowadays. Nor, indeed, is it to be regretted that a nation will not promptly take to blows on behalf of a fallen neighbor.

However, England will doubtless weigh well, before the armistice is ended, whether it is not better for her to fight the Northern Powers on the Eastern Question, with the co-operation of France, than alone and single handed after France is downfall. The moral considerations which Guizot has been suggesting to the British Premier are thus, perhaps, merely hints that the material interests of England lie in the same direction whither her sense of duty calls her. This is the great use of moral persuasion. It is merely a polite form of urging the pleas of self-interest. The beauty of holiness is great. But, without a place of punishment to enforce its dictates, these would not have much influence in the world. Whether the English nation will attain any weight, moral or material, to Guizot's arguments will soon be known. The debate on moving the address to the throne, in reply to the Queen's speech, will disclose all the sentiments of the various Parliamentary parties, and will show us what France has at present to expect from England.—N. Y. Sun.

EXTRAORDINARY MARCHING OF THE GERMANS.—The *Times* correspondent with only in the grand operations but even in the small. He admires that Prussia, in withdrawing the Hohenzollern prince from the candidature for the Spanish throne, only did everything that was fair, and that Napoleon's further request was "unprecedented." But he asserts that Prussia has long been on the aggressive, and that the moral merits of the case just have changed sides. This, however, is not enough to induce a nation to take up arms for another. It would be more to the purpose if Guizot proceeded to show that Prussia could not be trusted to hold the balance of power evenly, and that she would on every occasion side with Russia. Self-interest is the only argument that here calls out with unanimity individuals nowadays. Nor, indeed, is it to be regretted that a nation will not promptly take to blows on behalf of a fallen neighbor.

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The New Orleans Bee.

OFFICE 73 CHARTRES STREET. NEW ORLEANS, FRIDAY MORNING, FEBRUARY 24, 1871. 44th YEAR—Vol. XLIV.—Whole—15,302

LOUISIANA LEGISLATURE.

FORTY-THIRD DAY.

THURSDAY, February 23, 1871.

The Senate met at 12 M. Lieutenant Governor Dunn presiding.

PETITIONS AND MEMORIALS.

By Mr. Thomas—Against the creation of the parish of Webster.

A petition to urge our representatives in Congress to take measures to prevent the absorption of public lands by railroad companies and other corporations. Referred to the Commite on Public Lands.

By Mr. Fish—A petition from citizens of Carrollton, favoring annexation with New Orleans.

The memorial was laid on the table subject to call.

REPORTS OF COMMITTEES.

By Mr. Ray—Judiciary—Senate bills Nos. 44, 115 and 167, providing for the adoption of the Magistrates' Manual and other books; recommending that the bills be referred to the Chief Justice, Attorney General and Judge Dibble.

By Mr. Lynch—Militia—Relative to bonds for building a courthouse in Morehouse parish. Favorably.

By Mr. Campbell—Militia—With amendments, favorably upon a bill relative to the militia.

The House bill to enforce social equality, or in other words to open theatres, bar-rooms, hotels, steamboats, railroads, etc., to blacks and whites, and to compel a recognition of equality by severe penalties, came up. The object of the bill is to correct defects pointed out by Governor Warmoth, in a speech last fall, on the social equality act passed at the last session, and to make proceedings in the courts on the subject summary.

Mr. Blackman thought that the rights of citizens ought to be protected, and their claim to be tried by jury is guaranteed by the constitution, he, therefore, would place his vote on the record in opposition to the bill.

This bill proposes to better enforce the article of the constitution to which it relates, and virtually to compel theatre proprietors, coffee-house keepers, etc., who receive a license, to allow all persons, regardless of color or previous condition, to patronize their establishments on terms of equality.

Mr. Hunsacker spoke at length in favor of the bill, and claimed that the Republican party was pledged to it.

Senator Barber made a lengthy speech in favor of the bill.

Mr. Ingraham claimed that his race should use the rights, privileges and indemnities, and should enjoy the full benefits of article 13 of the constitution. Thus far, the speaker claimed, justice had not been reached in his class of people. A black man is entitled to all political or other rights, or the emancipation is a mockery. The concert halls refuse its tickets. A first-class passage on a steamboat means a bed on the floor, to be walked over by the scullions of the boat. When it comes to meals we are given the scraps. On a car we are crowded into the smoking car, and have to have the benefit of listening to the blasphemy which characterizes there. An Ohio lady was insulted by being compelled to listen in a smoking car, because she was colored, to the remark, "I don't care a d—d, it makes no more difference to be blasphemous in presence of a nigger woman than it does with a dog."

Mr. Pinchback said that it seemed the war was carried into Africa, for he did not hear much from the white Republicans on the subject. When the first bill for the benefit of the colored man was passed he knew nobody was hurt, and nobody has been hurt.

Mr. Thomas (Dem.) read article thirteen of the Constitution, and said that as the debate had assumed a personal character, he felt called upon to explain his vote before the bill under consideration, which was an attempt to enforce by pains and penalties this law, which had been heretofore in operation. That without any question this article of the Constitution, which gives to all persons and all classes equal privileges, is the law, but to enforce it he did not regard it right and proper to attack an indienable right of every American citizen to a trial by jury. He was glad to say that he had many colored friends strong supporters with whom he had discussed this question of social equality, and to those his views had always given satisfaction.

He had been told them that to obtain benefits commensurate with their wants they must have the money to pay for them, and as they always had special claim upon poverty he was pleased to give his support recently to a bill introduced by Mr. Pinchback, asking for State aid in the shape of a loan to establish a line of steamboats on the Mississippi river for the accommodation of colored people. Had the amount been double he should certainly have voted for it, although he did not know but what on application himself he might be refused admittance. That money would obtain all those social rights they desired money would establish for them—give them hotels, and all things necessary for their comfort or amusement. He opposed all class legislation for them—give them hotels, and all things necessary for their comfort or amusement. He opposed all class legislation, and would be pleased to give his support recently to a bill introduced by Mr. Pinchback, asking for State aid in the shape of a loan to establish a line of steamboats on the Mississippi river for the accommodation of colored people. Had the amount been double he should certainly have voted for it, although he did not know but what on application himself he might be refused admittance. That money would obtain all those social rights they desired money would establish for them—give them hotels, and all things necessary for their comfort or amusement. He opposed all class legislation for the benefits of his professional skill to any man, plaintiff or defendant. He ought never to forget that he is an officer of the court, whose duty it is to conduct causes, and was supported by several members, on the ground that a redundancy of the number would secure greater efficiency. The bill was read a second time, but a suspension of the rules for a third reading was refused by the House, and the bill, therefore, lies over to come up in its order.

The House then adjourned until 12 o'clock to-morrow. (Friday.)

☞ More than one hundred thousand persons annually die in this country from Consumption, which is but the child of Catarrh. $500 is offered by the proprietor of Dr. Sage's Catarrh Remedy for a case of Catarrh he cannot cure. Sold by druggists, or send 60 cents to Dr. R. V. Pierce, Buffalo, N. Y., and get it by mail. A pamphlet free. wed fr sn&w

TRUTH.—The powers of Mrs. Whitcomb's Syrup for children are as positive as the ordinance from heaven, and soothe and soothing as an angel's whisper.

☞ Gen. R. E. Lee, writing under date January 19, 1867, says: "Its simple mechanism, and the experience my daughters have had in operating it, makes the Wheeler & Wilson sewing machine a great favorite in my family." For sale by M. Hedrick, 125 and 130 Canal street, New Orleans. 3dos 3m d&w

CITY INTELLIGENCE.

Miscellaneous.—On Wednesday night two colored men, Hoyt Patterson and Virces Patterson, had a difficulty in Algiers, in which the latter was severely cut in the neck.

Some unknown person, who must have been drunk or insane, while standing in front of Larry's coffee-house, at the corner of St. Joseph and Magazine streets, a little before 12 o'clock, on Wednesday night, fired a shot-gun into one of the street rail cars passing. Although the car was full, nobody was injured. The man seems to have left the spot immediately after firing and escaped.

Mr. Charles Holmes' house, No. 196 Rampart street, was robbed of a quantity of silverware and a small amount of money during Wednesday night.

A fire, which was discovered early yesterday in the premises on Lafayette street, owned by Mr. E. D. Lacey and used as a tenement house, was put out without much damage.

Madam Marie Fleulolett, an aged lady, has been compelled to give security for her appearance before Recorder Shaw, to answer a charge of having a stolen horse in her possession, knowing it to have been stolen. The horse was stolen, it is alleged, about six months ago, and Madam Fleulolett says she bought the animal, lately, for $60.

Officer Hagan, of the police, was gored last evening at the corner of St. James and Tchoupitoulas streets by a wild steer that had escaped from some drivers. The man was injured so badly that he had to be carried to his home.

Thomas Adams, charged with stabbing Delos Williams, on Theresa street, a few days ago, has been arrested.

According to police reports the newsboys were on a "rampage" yesterday. Between one and two o'clock a lot of them broke open a large box of eggs, amused themselves, while they lasted, with flinging them at passers-by and, when the ammunition was exhausted, scampered off, with their backs to the enemy, aiming with advangerous weapon, and for robbing the safe of Messrs. Rocherean & Co. of an immense amount of the Queen and Crescent valuable property. He was indicted by the Grand Jury without having been examined, and the case consequently quashed in consequence of which the court is unadvised as to any other facts of the case. The prisoner, on his arrest on the 4th inst., must be taken as conclusive that the proof is evident and presumption great.

It is contended for the prisoner, that having incarcerated for three months without having a trial, he is entitled to be set at liberty and on that account. In order to sustain that plea after so short time it should be shown that the State is guilty of unreasonable delay, or such laches as would prejudice the prisoner's rights.

The prisoner himself caused a portion of the delay by a preliminary motion to quash the indictment.

The delay by the State has been caused by the insufficiency of the jury impanelled, a matter for which the attorney's are not to be called by decisions of the civil courts setting aside the panel.

The panel has been annulled and drawn from the registry of 1868 instead of that of 1870.

We have offered a mere suggestion was sufficient to render it patent that the jury was insufficient in law. Under these circumstances the question is whether the delay is so unreasonable as to entitle the prisoner to bail on that account. The charge is a capital crime, and bail in such cases is addressed to the sound discretion of the court.

That discretion cannot be measured by the number of days or weeks that the prisoner has been imprisoned, but must be by the circumstances of the case to be decided. Among these circumstances the length of time of imprisonment is one, but not the sole one, but there are other considerations, such as the probability of obtaining witnesses for the State, the certainty of the prisoner appearing to take his trial on the charge, the danger of depredations upon the lives and property of others while on bond, the danger of assassination by the prisoner, the peace and honesty, etc., are all to be taken into consideration in the exercise of the discretion of the judge by which is intended a legal discretion.

If at one time thought it would be my duty to admit the prisoner to bail, but the fact that the State has had no Grand Jury drawn jury by which the prisoner could be tried the State must have reasonable time to frame a legal trial. I therefore admitting the prisoner to bail upon a capital charge upon the showing made. I have would not be a legal, legal or safe discretion. Let the rule be dismissed.

The Ethics of the Bar.

From the New York Evening Post.

We have permission from both the sender and the receiver to publish the following letter from Judge Sharswood, the distinguished author of a work on legal ethics, and high authority in this country on that subject:

Philadelphia, Jan. 27, 1871.—"My dear sir: Judge Cardozo has sent me the enclosed Belle Lee, about half-past three o'clock Yesterday afternoon, with two packages of certificates, amounting to $87,500, was knocked down on the levee, between Customhouse and Canal streets, by an unknown person, who took the money out of his pocket and robbed him of his gold watch and chain, and then prostrate.

A Bold Highway Robbery.—As Mr. Henry Allen was on his way from the steamboat Belle Lee, about half-past three o'clock Yesterday afternoon, with two packages of certificates, amounting to $87,500, was knocked down on the levee, between Customhouse and Canal streets, by an unknown person, who took the money out of his pocket and robbed him of his gold watch and one of the packages, in which there were certificates amounting to $50,000. It is astonishing that although the robbery was committed in broad daylight, and on one of the most frequented thoroughfares in the city, the thief should escape. He was seen in custody of a police officer who was witnessed the affair by the commission of the crime, which, though lawful, he might consider unjust. There may be nothing in that distinction; but certainly he ought to feel the most entire confidence in his opinion before he denies the benefit of his professional skill to any man, plaintiff or defendant. He ought never to forget that he is an officer of the court, whose duty it is to conduct causes, and was supported by several members, on the ground that a redundancy of the number would secure greater efficiency. The bill was read a second time, but a suspension of the rules for a third reading was refused by the House, and the bill, therefore, lies over to come up in its order.

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BY TELEGRAPH.

To the New Orleans Bee.

Nothing Positive Known as to the Conditions for Peace.

No Dispatch Received from Thiers.

Armistice Prolonged to the 28th.

Negotiations for Tranafer of the Holy See Denied.

HOME NEWS.

Congressional Proceedings.

Report of the San Domingo Commission.

Memorial of the St. Louis Board of Trade.

Arrival of the British High Commission.

Miscellaneous Matters.

FOREIGN INTELLIGENCE.

Versailles, Feb. 24.—The *Monitor Officiel* of Versailles justifies Germany's demand for an indemnity of two milliards of thalers.

Bordeaux, Feb. 23.—The *Monitor* of Bordeaux announces that the armistice has been prolonged until the 28th inst., at midnight. It denies the reports which have been circulated respecting Prussian demands, and says that Bismarck and Thiers maintain absolute silence at present.

Bordeaux, Feb. 23.—Picard has arrived here.

Henri Rochefort has gone to Paris.

No dispatch in regard to negotiations for peace has yet been received from Thiers.

Prince de Joinville and Duke d'Aumale have written to M. Grevy, stating that they deferentially await the decision of the Assembly on the legality of their elections before presenting themselves to take their seats in the Chamber.

Paris, Feb. 23.—Information has been received from Versailles that it is determined that a portion of the German army will march through Paris on their return home. Thiers continues to write, urging the Germans of the responsibility they incur.

Nothing positive is known as to the conditions of peace.

Thiers and Favre are at Versailles to-day.

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A dispatch from Versailles, dated to-day, says: The Eighth German Corps belonging to Montenfel's army, and composed of Mecklenburgers, marching through a tract of peace ravaged, will embark for Hamburg direct.

Lisbon, Feb. 23.—News from Rio de Janeiro to Feb. 5th, has been received by mail steamer. The news is meagre. Affairs at Montevideo are improving. The disturbances are defeated and the insurrection has nearly ended.

London, Feb. 22.—An official advertisement appears in the *Journal* at Weissenburg, dated Feb. 22—The Board of trade and distribution of the requisitions and Contents to German officers and military officials that they are entitled to receive during the armistice 15 francs extra per diem, which is to be procured by special imports on occupied territory.

London, Feb. 23. — The Parliament was startled this morning by the declaration of Lord Hartington, that disaffection existed in Ireland to such an alarming extent that it would be necessary to appoint a secret committee to ascertain causes.

Brussels, Feb. 22.—It is denied that negotiations are on foot for the transfer of Holy See to Belgium.

Hamburg, Feb. 23.—The steamship Holstatia, from New York, has arrived here. The ice through the ice in the Elbe and navigation to this port is reopened.

FROM WASHINGTON.

Washington, Feb. 22.—R. W. Healy has been appointed United States Marshal for South Alabama.

Calva Gaskill is here as agent of Georgia, to secure agricultural land scrip for that State. Gaskill has associated with him, as agent, Hon. Joseph E. Brown, late Governor of Georgia.

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