The New-Orleans Bee.

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TERMS OF THE BEE.

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J. MAGNE & WEISSE.

NEW ORLEANS BEE

J. MAGNE & WEISSE, PROPRIETORS.
NO. 81 CHARTRES STREET.

Official Journal of the State.

NEW ORLEANS,
FRIDAY MORNING, JANUARY 24, 1845.

THE MAIL regularly and punctually came through yesterday for the first time in a few years. We congratulate the community on this auspicious and unexpected event.

FIVE DAYS LATER FROM EUROPE.

The ships—Rochester from Liverpool and Iowa from Havre—arrived at New York on the 11th instant, with dates from the former port to the 6th, and from the latter to the 9th ultimo.

The news is not of such consequence either politically or commercially, as to be in better demand at former prices, but the effect of the news is somewhat modified to verbal accounts, which have been received in the Liverpool market on the 6th ultimo. In Havre a large business was done during the week ending on the 9th ultimo. The overland mail from India and China had reached London on the 5th ultimo; the dates from the latter country are only three days later than those brought by the Overland.

The new items of news which we were enabled to find are extracted from the New York *Herald*:

The packet ship Devonshire, Capt. Caldwell, left Liverpool on the 25th December, for Boston, with a full cargo of goods to [illegible] and children, all Britishers [illegible] and ship's company of 18 men. On Thursday, Dec. 26, in lat. 50 12 N. lon. 29 W., while lying to with a gale of wind from N. W. shipped a tremendous sea, which broke in high as the fore hatch, carrying away [illegible] of the board, broke the ship down 15 to 18 [illegible] of shear, sandships, stove both boats, galley, [illegible] use, companion way, [illegible] F. Hooper, second officer, and John Doddridge, [illegible] Both bodies were kept on board until Sunday afternoon, December 29, when they were committed to the deep. Chester, Captain Britton, from Liverpool, fell in with the ship on a shifting sandbank, on the coast of Jutland, breaking over her. The vessel is a total wreck, nothing but the clothes they had on.

COMMERCIAL ACTIVITY.—The accounts from the manufacturing districts indicate a degree of activity, enterprize and profit, beyond any former example; these accounts are indeed so favorable as to be very alarming to all who look to the future. Dividends of 50 per cent upon their capital of £30,000, £70,000 and £110,000 have been already declared, while many [illegible] all directions; facts to which the property of [illegible] are important for the attention of [illegible] consumers must be duly [illegible]—London Sun.

CONGRESS.

SENATE.

In the Senate, Mr. Haywood presented the petitions from the Committee on Commerce, introduced a bill to authorize the Secretary of the Navy, duty free, of pipes and machinery to test the utility of atmospheric railways. The bill was referred to the committee of the whole.

A bill was read three times and passed authorizing the Post Master General to contract with rail road companies in certain cases.

After some further business, the House went into Committee of the Whole, and Mr. Morse of La., took the floor in opposition to Texas. Mr. Morse of La., followed in favor of annexation, after which the committee rose.

In the SENATE on the 15th, after the presentation of petitions and reports, Mr. Foster of Tenn., introduced a set of resolutions on the subject of Texas. The resolutions contemplate the admission of the territory into the Union as a state upon certain conditions. These are, the adjustment of all questions of boundary by this government, the retention by Texas of all the public funds, debts, taxes, and vacant and unappropriated lands within her limits, to be applied to the payment of her debts and liabilities; and also to assume and pay all debts and liabilities to become a component part of the government of the United States. New States to be created hereafter formed out of the territory, and such states as may be within the limits of Texas to have the Missouri compromise act to be admitted into the Union, with or without slavery, as the people of such states may desire.—Mr. Foster accompanied the resolutions with a speech in which he declared himself in favor of annexation upon just and honorable terms.

One or two bills of minor importance were acted upon, and the Senate adjourned.

In the HOUSE, an attempt was made to bring the debate on annexation to a close on Thursday the 16th, but was resisted, and rejected by a large majority.

Mr. Milton Brown asked permission to introduce joint resolutions upon Texas. Leave was granted, and the resolutions which are precisely the same as those of Mr. Foster, were referred to the committee of the whole.

The House then went into Committee of the Whole, where Mr. Tibbatts occupied an hour in advocating annexation. Mr. Brickenridge followed in opposition, and Mr. Chappell in favor.

The House then adjourned.

TEXAS.

From private letters from Washington we learn that some prospect exists of the annexation of Texas being carried through at the present session. Mr. Foster's resolution, a synopsis of which is given in our congressional report, will pretty decidedly pass the House; and a member of the Senate, who is himself opposed to annexation, gives it as his opinion that they will be adopted by the Senate. The ultra Texas advocates are disposed to compromise on the terms proposed in these resolutions, and several southern whigs will go for Texas, provided her admission into the Union be regulated by the features of the Missouri compromise act.

CITY INTELLIGENCE.

AMERICAN THEATRE.—Mr. Booth is announced to appear this evening in the character of "Hamlet."

ST. CHARLES THEATRE.—The pieces selected for this evening, are the 'Bride of Abydos,' and 'Norman Leslie,' a selection sufficient to ensure a crowded house.

CRIMINAL COURT.—The grand jury yesterday, made the following special presentment, which, after being read, was ordered to be copied in the minutes of the Court:

The State vs. L. L. Ferriere and John Cottom.—To the Hon. J. F. Cumenge, Judge of the Criminal Court of the city of New Orleans.—The Grand Jury beg leave to present: That L. L. Ferriere and John Cottom, both of this city, have been introduced before them under the charge of murder, in and upon the body of one Thomas Maxwell.

That they have taken said charge under earnest consideration, and have accordingly examined all persons and papers connected with the same.

That they unanimously report that the charge is groundless, and cannot be sustained by evidence.

The grand jury, therefore, feel it their duty to sign these presents, to remain in the archives of this Court as proof of their investigation

(Signed) E. CHAPMAN, Foreman.

On behalf of the Jury.

Arthur Mathews charged with larceny, was brought into court, and upon being arraigned, entered the plea of guilty.

Bridget Reynolds, charged with larceny, was arraigned and pleaded not guilty.

The Court then proceeded to the trial of J. A. Fortenette, charged with wilfully, corruptly, maliciously and desingedly, refusing the vote of Antoine Cavallier, while acting as one of the inspectors (democratic) at the polls of the Second Ward, First Municipality, at the July Election, 1844. The bearing of the testimony (which is now crowded state of our columns will not permit us at present to lay before our readers,) occupied the Court until the hour of adjournment. The Attorney General and District Attorney are assisted in the prosecution, by Messrs. Randell Hunt and Col. Wm. Christy. Messrs. Grymes, Moise, Segur and Montford, are engaged on the part of the defence.

RECORDER BATTISTE'S COURT.—Joseph Fleck, arrested for stealing a lot of razors, was committed for six months to the work house.

Thomas C. Her, charged with obtaining money under false pretences, was remanded for further examination.

William Swanton and Jerry Webb, alias Dwyer, were committed for thirty days, under the vagrant law.

THE CONVENTION.

The first question before the convention yesterday, was upon the motion of Mr. Walworth, to reconsider the vote adopting N vember as the date for holding our State elections. It was decided without debate, ayes 27, noes 37.—So the Convention refused to reconsider!

The order of the day the fourth section of the second article of the Constitution, next came up for consideration, and was debated for nearly four hours.

The section was earnestly opposed by Messrs Ledoux, Ratliff, Brent and Austin, and a variety of novel and purely original arguments advanced against its adoption.

In support of it, Mr Benjamin, of this city addressed the Convention in a brief but powerful and eloquent speech, which commanded the undivided attention of the members, and the crowd of spectators who were in attendance.

Before the question was put on the adoption of the section, Mr Turner, of Assumption, moved to lay it on the table subject to the call of the House. His object, he said, was to postpone the consideration of the subject involved, until the right of suffrage had been determined on.

The Convention then at 10 by on the table by a vote of ayes 19, to noes 55.

The vote was then taken on the motion to adopt, and decided ayes 47, noes 36. The President voting in the negative, the section was adopted.

The Convention adjourned at 11 o'clock to day.

☞ We paid a visit yesterday to Mr. and Mrs. RANDALL, the male and female Giants who are at present in our city. They have stupendous specimens of nature's handiwork. Mr. Randall is 7 feet 6 inches in height, and for in every respect upon the same gigantic model. He is a figure and shape are extremely symmetrical. He is decidedly a handsome, fine looking man of most generous proportions. His spouse is only 6 feet 4, and though she overtops the usual dimensions of the sex by about a foot, yet, when walking arm-in-arm with her towering mate, she appears just of the ordinary size. Mrs. Randall is likewise extremely well formed, with a tapering waist, fine bust, and pleasing gait. They are both astonishing samples of perfection on a prodigious scale, and well worthy the visits of the curious.

MAINE AND TEXAS.—Resolutions were introduced into the Senate of the State of Maine on the 7th instant, for declaring that the Presidential election had settled the question in favor of the "annexation" of Texas, and for instructing the Senators and requesting the Representatives of the State of Maine in Congress to give their support to an immediate annexation accordingly. These resolutions came up for consideration on the next day, (the 8th of January) and underwent debate upon a motion to lay them on the table, resisted by the advocates of annexation as equivalent to rejection. The question being taken upon this motion, was decided in the *affirmative*, by yeas and nays, 24 votes to 7; so that the Senators and Representatives from Maine are left at full liberty to pursue the dictates of their own consciences and common sense on this question.

MARYLAND.

The resolutions moved in the House of Delegates by Mr. W. Cost Johnson, declaring it to be the sense of the General Assembly in Maryland that the General Government should pledge its faith and extend its credit for the relief of the States, by issuing two hundred millions of six per cent stock, to be apportioned among the States upon an equitable basis, and ultimately requiring the Senators and Representatives of that State in Congress to do all in their power to secure the adoption of this measure at the earliest practicable period, were taken up on Tuesday last, and after a full exposition of the whole subject by the mover, were adopted on the following day, by yeas and nays—the yeas being 46 and nays 13. The resolutions are now before the Senate of the State.

DUEL.—The affair of honor between Messrs. Cling man and Yancey, which had been spoken of for some days, took place in New Jersey on the 11th inst. The parties exchanged shots without effect, and were then reconciled.

OFFICIAL REPORT OF THE SENATE OF LOUISIANA.

WEDNESDAY, Jan. 22d, 1845.

The Senate met pursuant to adjournment

On motion of Mr. Carter, the Senate took up the resolution fixing the hour of meeting of the Senate in the afternoon at 4 o'clock, and their former rule fixing their meeting for 9 o'clock A. M.

The President submitted a letter from Victor Burthe, Esq., President of the New Orleans Navigation Company.

The Archives was submitted a communication from the State Engineer, concerning his annual report.

On motion of Mr. Carter, these communications were laid on the table for the consideration of next session.

Mr. Carter asked the Senate to take up the bill providing for the relief of captain Gould in his removal as district, which on motion was made to the Senate for their concurrence. It is as follows:

Mr. Carter explained to the Senate the necessity for its passage.

The rules were dispensed with and it passed.

Mr. Hart submitted on behalf of the Committee on Claims, reported an act for the relief of E. K. Wilson and H. Bry ant, esq.

Also, an act for the relief of the sureties of —— Nearbon, late Sheriff of the parish of Ouachita.

Mr. D was moved that these bills be taken up. The first was referred to the Senate.

Mr. Lafarge objected to some expressions. He was averse to special legislation, and unless some very stringent reasons were given, he could not vote for the bill out of the regular order for himself.

Mr. Harmanson explained that the object of the bill was to extend time to the sureties of a Sheriff who had failed—Being a new member, and not acquainted with the usage of the House, he had called upon the Secretary of the committee he called upon the State Treasurer for information. The committee were more strict than appeared to be the practice in similar cases, for they required the bill upon retaining the money, that partial final settlement was made, whereas the usual course was to relinquish the bond.

Mr. Marshall said the law were declarative in relation to existing sureties for public officers, why not amend it? That would be the proper course. But to pass these special acts of relief, appeared to him to be most objectionable. If sureties were [illegible] to relieve their securities are to be absolved from their obligations, or these obligations are to be rendered less incontinent, why take them at all. Why establish the system altogether? He did not know the peculiar hardships of this case, but certainly the principles was most objectionable, and was culpable if it were not checked, not only to take up a great deal of the time of the Legislature, but to lead to great abuses.

Mr. Labarre moved an amendment that the assent of all the parties to the twelve months' bonds should first be obtained; which amendment prevailed.

Mr. Shiff said he did not know the parties, and his motive could not, therefore, be misunderstood. He considered it a bad practice to let sureties off or to modify their original bonds. It was unfortunate that the default of a principal should become liable to the State. He did not know, in the present instance, whether the default was the result of misfortune or of misconduct. But be that as it may, the practice was a bad one. It led to confidence, then to acts of suretyship, to protect the State from loss on account of the misconduct of her officers, to ensure it all fidelity, will be a more empty form and signify nothing. Besides, it was a very delicate matter to interfere in these arrangements, for the State unwittingly might part with her remedy or impair it—the officers entrusted with the conditions might not strictly carry them out, and the responsibility of some of the parties might be lessened. In another point of view too, these indulgences would have a deleterious tendency. People would be induced to become sureties for public officers, expecting to avoid the penalty, or materially to lessen its force. Whereas, if it were established and understood that the State would insist upon the bond to the letter, there would be a way of avoiding the responsibility, to shun the principal altogether—from negligence or inadvertance, rendering himself liable, then there would be much greater circumspection and the State would incur less risk of delinquencies.

These were briefly, some of the reasons that would induce him to vote against the bill.

Mr. Mouray did not understand that the State would suffer, or be liable to suffer. The amount was a hard case. It involved the ruin of some of our citizens. He did not understand that the State would run the slightest risk. The whole matter was only simply of accommodation; for why advantageous to the State.

Mr. Marshall trusted, that before passing the bill, the Senate would pause and consider the consequences. It was the first measure of the kind that had been introduced at this session. It was more important than gentlemen at first might be inclined to think, not on account of its applying to some few persons, who might actually be great sufferers—not on account of the money involved—which was perhaps trifling; but because it affected what ought to be a general principle, and from which there should be no deviation if possible. He was therefore fully opposed to all such private relief laws. If the general law were unnecessarily harsh—if it were too much—why amend it. But the evil, he apprehended, did not lie there. The law was good enough, but the difficulty was in the execution. Let the duties of officers be well performed, and the [illegible] of the sureties would be rendered comparatively nominal. Let us, then, endeavor to [illegible] like a band of brotherhood, and by a faithful performance of our duties endeavor to succeed. Then my trust would be in the [illegible] which officers are [illegible] to the State, and not in the sureties. Adopt a strong law, that the [illegible] ship, in which officers [illegible] would be embarked, with [illegible] in the [illegible] of the sureties, that the [illegible] would be [illegible] of liberty, [illegible] of the [illegible] of the [illegible] of the