

Appointment by the Governor and the Senate.
BENJAMIN BUSSON, Surveyor for the Parish of Jefferson.

Mr. GARDNER was yesterday re-elected State Treasurer by the Legislature.

The reign of Pan.—Blue-devils, when melancholy bore to spleen, on a rainy day—AVANT! FINN conveys you, with a broad grin, and bids you disperse. In sober earnest, was a man besieged with vapors or spleen, "as a lover's lute;" where he ten times a Hercules, he could not brace himself up against the laughter-moving qualities, and immitable drolleries, of an actor, who promises the citizens of New-Orleans an inexhaustible fund of mirth.

Our fellow-citizen, M. O. TROUSSE, proposes, it will be perceived by an advertisement, to exercise his skillful business in the portrait of the late Father Antonio, of various memory. This gentleman has obtained credit with flattering success; and we have seen some of his engravings, which, for their smoothness and beauty, justify us in the confidence which we feel of his succeeding in faithfully reproducing the characteristic features of the lamented pastor.

One word more on the Supreme and Criminal Courts of the State.
It is generally known that the Supreme Court of the State of Louisiana is a tribunal, hitherto, composed of three Judges, exercising a jurisdiction of appeals only, in civil cases, in which the object of litigation is above the sum of three hundred dollars. It is equally competent in criminal cases, and another tribunal, composed, at first, of three Judges, and now of one only, exercising a primitive jurisdiction and without appeal, in criminal cases, and others which embrace a necessary or inevitable connection.

It will readily be conceived, from this definition of the powers vested in the Supreme Court, that such cases, before it, can be submitted to that tribunal, must have previously been tried by another court, exercising a jurisdiction of original cognation, with or without the concurrence of a jury made up of twelve reputable citizens. The cases brought before the District or Parish Courts, for the Parish of Orleans, are, therefore, as highly important to the welfare of citizens, as those of the other tribunals, from which appeals have been made to the Supreme Court.

From the days of the Romans to our times, the legislator in these several governments, which acknowledged the power of civil law, have thrown so much light and precision on those laws, have made them so very wise as to enable the legislators of those governments almost invariably to decide, in the different cases, the different questions which are presented by the ingenuity of lawyers. In the small number of cases, unprovided for by legislators, the different governments, with an aim of preventing a default of justice, have imposed upon magistrates, charged with the application of the law, the duty of equity, according to the rules of natural equity, in the absence of positive law, the question submitted to their consideration.

These rules of equity, deriving for the most part, from the customs of the law, have been necessary to aggregate to the Judges, associates no less learned than unexceptionable, in order to establish a rule of conduct in those cases.

The tribunals of appeal, since, therefore, to have been created with the application of those rules of equity, and comprising, within due bounds, the passions of men, who might some times lead them astray from the path of justice, when their enemies should appear before them.

By this definition of the powers of the criminal court, we find an original tribunal, like the District and Parish Courts, for the Parish of Orleans, acting with or without the concurrence of a jury, consisting of only 12 reputable citizens, in cases which involve not the fortunes, but the reputation and life of citizens; cases which are certainly much more important.

The criminal laws are far from resting on, as from a foundation as that of the civil. Moreover, what is a criminal law? The common law of England, created by legislators, now for laudable motives, and then without the concurrence of a jury, constitute the contract among the many equities of those law creators. Lord such a one, for instance, gives an opinion, which another Lord disapproves; and their contradictory opinions give a right, to a third or a thousandth Judge, of confining his opinion in his dissent. Besides, those opinions are not always within reach of the inhabitants of the State; for, altho they are expounded in that tongue in which the Constitution of the U. States is written, they contain such a number of Latin words, or Greek, or other words derived from some unknown, barbarous language, that their language is unintelligible for the most part of even the jurists, who are versed in the civil law. One would have thought, by reforming our constitution, that no law should be introduced in the State, save those written in the French and English languages; so that our citizens might understand them; but examples to the contrary are daily witnessed in criminal prosecutions.

We likewise conceive that too many laws have been given, to a single man, in the application of penalties imposed by the criminal laws of Louisiana. In matters, for instance, of assault and battery, the penalty is an imprisonment, which should not exceed two years; a fine which should not go over a thousand dollars; or one and the other at the discretion of the court. Let us suppose that the sentence of the court Judge in this Tribunal, be two years imprisonment and a thousand dollars fine. Would not this condemnation be, in many cases, tantamount to the following:—"One dollar's fine," and then without a jury, without accusation:—"I sentence you, to wit, my wife, to be incarcerated, immediately after the payment of that dollar, to be incarcerated for the period of two years, to pay nine hundred and ninety-nine dollars, and to remain in jail until they be paid."

Who points out the degrees of misdemeanors, or offences of the same nature? The law, will I, doubtless, be answered; but no, the law has left that power to the Judge of the criminal court.

If we simultaneously Judge and Legislator, the Tribunal of appeal must frequently be called to rectify his error: His sentence is irrevocable.

Legislators, you grant a right of appeal to a Tribunal composed of three Judges, for a sum of three hundred and odd dollars. Will you refuse to increase the number of Judges of a Tribunal, of a primitive and criminal jurisdiction, which is to decide on the reputation and life of your fellow-citizens?

FROM OUR CORRESPONDENT.
PHILADELPHIA, Jan. 1.
The following are among the bequests embraced in the will of the late SHERIDAN GIBBARD, Esq. The amount of the main testamentary bequest for the city, and the purposes to which it is to be devoted, have not yet transpired. The list of the legacies here given may be relied on as authentic:—
Private legacies, \$140,000
Annuities, about 5,000
Pennsylvania Hospital, 30,000
Deaf and Dumb Institution, 20,000
Grand Lodge of Pennsylvania, 20,000
Orphan Asylum, 10,000
Controlling of Public Schools, 10,000
Society for the relief of distressed mariners, 10,000
City of Philadelphia, in trust for purchasing fuel for the poor, 10,000
Pasquett Township, for a school, 6,000
Residue of his estate to the city, for divers purposes.—Evening Post.

New York, Jan. 2.
A fire—Yesterday afternoon a fire broke out in a street, occupied by many families, which destroyed the upper part of the building; the adjoining building, No. 107, was also much injured. The fire was caused by the chimney of the building in which the fire originated, having taken fire, and communicated to the frame work of the garret; the only escape was that of the "Supply."

On Friday morning a fire broke out in the building called Fishman's Market, in Cambridge street,

Boston. It originated in the part occupied as a foundry, the clock, furnace, and a steam engine, which were recently repaired.

On Sunday week, the Wyoming Herald, that a fire broke out at Montreal, P. A. on the night of Monday week, which destroyed the printing office of the Register, four stories high, and several dwellings. The fire said to have cost \$100,000.

On Sunday week, Penna. an earthquake, with a more destructive force than if ever will be seen.—The block of wooden buildings, which corner of Head and Main streets, occupied by J. Sloan, Jr. and J. Wilson, a grocery store, together with several buildings, a few feet east of said block, formerly occupied as a store, but at the time of the earthquake, as a dwelling house, were entirely consumed. The fire, it is said, originated in the store of Mr. Sloan, and how, it is not positively known—probably, however, with the stove pipe. Mr. Sloan had sustained a great loss by this fire, estimated at \$120,000—no insurance was effected on the property, and he is now in a pecuniary straits, and is thought to be about \$10,000 short of his means. The other buildings were not insured—loss estimated at \$100,000. Many articles removed from the stores, shops, and dwelling houses, in the neighborhood of the fire, were considerably damaged, and some of them stolen.

GERMANY.
The exchange of couriers with Paris is extremely active. Two arrived yesterday from Paris, and we are acquainted with the news they have brought. It is supposed that the general reduction of the armies of Europe, so often spoken of, is the subject of these frequent communications. The Austrian army is reduced nearly one-half by the numerous furloughs, and it now remains to be seen whether the French Government will have the will and the power to follow the example. It now depends on it to conciliate the friendship of Europe, to dispel the mistrust which the revolution has established, and to realize the declared wish of all political questions that remain to be determined, not calculated to change the will of the Powers declared in favor of one common object. Since the London Conference, the affairs of the Holland and Belgium, as neither party can venture to oppose the other, it is now in our hands. We have little news from Poland. From Constantinople there is nothing important. The King of the Belgians is expected to arrive in the city, and to realize the declared wish of all political questions that remain to be determined, not calculated to change the will of the Powers declared in favor of one common object. Since the London Conference, the affairs of the Holland and Belgium, as neither party can venture to oppose the other, it is now in our hands. We have little news from Poland. From Constantinople there is nothing important. The King of the Belgians is expected to arrive in the city, and to realize the declared wish of all political questions that remain to be determined, not calculated to change the will of the Powers declared in favor of one common object.

HOLLAND AND BELGIUM.
Accounts from the Hague state, that the son of B. von Klerkin has left for St. Petersburg; he is charged to demand the Emperor of Russia, if he is determined to suffer his neighbor to be excluded from the throne of Belgium. The King of Holland is waiting the answer of the Emperor before he gives his final consent to the 21 articles of the treaty.

We have received Brussels papers of yesterday, and learn from Brussels of the 17th inst. that the King of the Belgians will terminate the 21 articles of the treaty, and will give his final consent to the 21 articles of the treaty. The King of the Belgians will terminate the 21 articles of the treaty, and will give his final consent to the 21 articles of the treaty.

Our Mexican correspondents write us as follows, in a late issue of the "Morning Star":—
The writer of this article was present on an occasion when the Rev. Mr. Irving declared that it was as impossible to stop the rising of the world of God, as it is to stop the rising of the world of man. The writer of this article was present on an occasion when the Rev. Mr. Irving declared that it was as impossible to stop the rising of the world of God, as it is to stop the rising of the world of man.

From the DeLham (Mass.) Advocate.
Dismissing Death.—A more melancholy instance of suicide probably never occurred in this region, than that which it is now our painful duty to record. The Rev. ALFRED V. BOSTON, a native of this State, and a member of the University of this State, was found dead in a room, on the 17th inst. The cause of his death is not known, but it is supposed to have been the result of a long and painful illness.

Adoption.—A most singular occurrence is detailed in the Philadelphia United States Gazette of Friday. The subject of the proceeding seems to be a young girl named Sarah, who was adopted by a man named Randolph, and was an apprentice to a Mr. Gilson. She was returning home, and when opposite the Franklin square, in St. Louis, she was knocked down by a horse, and carried into a stable, which, as supposed, was driven to the N. E. part of the city, where she was confined in a dark room, without food or fire until Wednesday evening, the boy not being able to find the place at any time.

It being pretty generally bruited abroad that a deposition of the members of Mr. Carille's community, for the purpose of opening a negotiation with the Rev. Mr. Irving, on the subject of conversion, was to take place last Sunday evening, at "The National," long before the service commenced the church was filled to suffocation by persons of all classes, eager to witness the display of "cloven tongues" which it was expected would take place on this momentous occasion, and if any thing could possibly heighten the intense feeling which was excited, it was the consideration that Mr. Carille's community are at present without a pastor, the devil's chaplain being now in quod.

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