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PHILADELPHIA AND SUBURBS.

OBITUARY.

FLORENCE M. BINGHAM.

This afternoon at 2 o'clock the funeral of the late Florence M. Bingham will take place from his late residence, No. 636 North Eleventh street. Deceased was born in Hyde county, Pa., on February 11, 1814, and came to this city in 1830. Shortly afterward he entered the counting house of Mr. Carman, in Camden, N. J., where he remained for two years; at the end of which time he became general manager for Carpenter & Flanagan, of the same place, wealthy lumber merchants and millers. This firm made a specialty of manufacturing flour for South America. Mr. Bingham remained with them until 1851, during which time he greatly increased their business. He then succeeded to their business, associating with him Thomas McKeane. At the end of ten years another change was made, J. B. Garrison being then associated with Mr. Bingham, a partnership that was continued about two years. Mr. Bingham then took with him Messrs. Dallett & Son, Colonel A. C. Noyes and Mr. Peck, now of Michigan, and formed the Hunter Run Lumber Company, which proved a great success, and was continued up to the time of his death.

Mr. Bingham was widely known among lumbermen, and owned more lumber land, perhaps, than any man in this State. He was very fond of sporting, and permitted nothing to interfere with his periodical shooting trips. There are few men who killed more deer during the last forty years than he did. He was a gentleman of liberal impulses, and gave freely to worthy objects, particularly to prominent institutions in the South since the war. He was a strong friend of the Pennsylvania Railroad Company, and took an active part in securing the lease of the Camden and Amboy Company with that company. He has no wife or children. Two of his sisters and a brother are living in Michigan, and a brother resides in Camden, New Jersey. He was a director of the Camden Safe Deposit Company, an institution that was aided by the benefit of his business ability.

MATTERS IN THE COURTS.

Court of Common Pleas No. 4—Thayer, P. J., and Briggs, J.

In this court on Saturday last was heard the matter of the petition of District Attorney Sheppard for a mandamus against the City Solicitor, City Controller and City Treasurer, to compel them to examine and certify his fee bill for the month of January last, to issue a warrant for the amount, countersign and cash it. The petition sets out the election of Mr. Sheppard in November last; his entrance upon the duties of his office of District Attorney in January; the submission of his fee bill to the City Solicitor for examination and certification, and that official's refusal to examine or certify, because he entertained a doubt whether, since the adoption of the new Constitution, and in view of the failure of the Legislature to fix any salary to the office, Mr. Sheppard was entitled to any compensation.

D. W. Sellers, Esq., on behalf of Mr. Sheppard, quoted the ordinance of December, 1874, appropriating ten thousand dollars for the payment of the fees of the District Attorney, under a proviso that no part of this sum shall be drawn unless the City Solicitor first examine the bill and compare it with the law and docket entries, and certify that it is correct and legal. Upon this he argued that the function of the City Solicitor was simply that of an auditor—to compare the items of the bill with the fee bill established by statute, and certify the result of such comparison. This, he contended, was the case before the adoption of the new Constitution, and where that instrument refers a change to the Legislature, such change does not go into effect until a legislative enactment, and the law upon the subject prior to the adoption of the Constitution remains in force. The sections of the new Constitution upon this subject depend for full force and execution upon the exercise of the legislative power.

The new Constitution enables the Legislature to fix a salary for this office, and at the same time prohibits that body from affecting the compensation of any public officer during a current term; hence he is now entitled to all the salary and emoluments allowed by law prior to the adoption of the new Constitution.

Assistant City Solicitor Wilson argued that, as the new Constitution had provided that after the 1st of January, 1874, the office of District Attorney should be a salaried one, and the Legislature having failed to fix that salary, that officer was simply serving without a salary and without a

mony, was to the following effect:—On Tuesday night, May 25th last, Mr. H. H. Weireback, of the firm of Weireback & Jacobs, shoe dealers at No. 306 North Third street, was notified by a policeman that his store had been robbed. He immediately repaired to the premises and found that in the neighborhood of $225 worth of shoes had been taken. Upon examination it was found that an entrance had been effected by "jimmying" a second-story back window. The next morning the police were apprised of the robbery, and two detectives were detailed to work up the case. They learned from James Boyle, a hack-driver, that on the evening of the night of the robbery the defendants, whom he positively identified, came to his stand, at Ninth and Walnut streets, and hired a cab for a short while. And, furthermore, that a little later in the night, the defendants were seen by two policemen, with the cab, in front of the place that was robbed; that a short time thereafter, Rosanna Conway saw three men drive up to the house of a Mrs. Blood, No. 1725 Moyamensing avenue, and carry into the dwelling a quantity of goods. Subsequently, as they were driving off, she heard a clash, and, upon going into the street, found a pair of shoes and a side door belonging to the cab that was fast disappearing. Afterward the detectives searched the dwelling of Mrs. Blood and found some of the stolen goods in the cellar. On the night of the robbery the defendants brought the cab back, and the owner discovered that one of its side doors was missing. When the defendants were arrested, the detectives found on them two jimmies that fitted the marks on the jimmied shutter at the store robbed.

The defense alleged that the defendants were elsewhere on the night of the robbery, and that the witnesses who testified to their identity were utterly mistaken.

The jury rendered a verdict of guilty, and the judge fined the defendants $100 and costs and sentenced them to two years and four months in the Eastern Penitentiary.

Court of Quarter Sessions—Elcock, J.

In the old court room on Saturday last his Honor sat for the disposition of the regular Saturday miscellaneous business. There was only one habeas corpus case heard, and after a number of desertion cases had been disposed of the court adjourned.

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