NATIONAL INTELLIGENCER,

AND

WASHINGTON ADVERTISER.

Vol. III | WASHINGTON CITY, PRINTED BY SAMUEL HARRISON SMITH, PENNSYLVANIA AVENUE. | No. CCCCX.

Five Dolls. per ann. | WEDNESDAY, JUNE 8, 1803. | Paid in Advance.

The whole of the property

of John Fitzgerald advertiſed for ſale on the 21ſt ult. could not on that or the ſucceeding day be ſet up, owing to previous engagements of the Vendue Maſter: it was then concluded as moſt eligible to poſtpone the ſale of the reſidue until the 19th day of May, (inſt.) There remain the Diſtillery, the piece of ground upon Wolfe and St. Aſaph ſtreets, & the tract of Land in the vicinity of the town, which will on that day be expoſed to ſale on the terms formerly advertiſed.

THOS. A. DIGGES, } Acting
JAMES KEITH, } Exec'rs.

May 10.

*** One of the Executors being obliged to attend the General Court in Anapolis, on the day appointed for the ſale, a further poſtponement becomes neceſſary. Thurſday the 23d day of June is appointed when the ſale will certainly take place.

May 16.

☞ The Editors of the National Intelligencer and Balt. Fed. Gazette, are requeſted to inſert the foregoing, three times a week, till the day of ſale.

RAN AWAY,

FROM the Subſcriber, living in Calvert county, ſome time in February, a NEGRO MAN called John, about, 27 years of age, 5 feet 8 or 9 inches high, and ſtout made, has a large ſcar on one of his cheeks, and ſome marks of a ſcald head which may be diſcovered on examination. Stammers when ſpoken to, and plays a little on the violin. Whoever takes up ſaid Negro and ſecures him in any jail ſo that I get him again, ſhall receive 10 dollars reward if out of the county, or 5 dollars if in the county, and all reaſonble charges paid if brought home.

JOSEPH GRIFFISS.

June 1. 3t

Strayed or Stolen,

On the 24th May.

FROM the Eaſtern Branch Ferry, a brindle milk COW, gives a large quantity of milk—her hind feet are white up to her hams, a ſmall ſtar in her face, and her left horn broken off about half way, and tied up with a cord. A reward of 3 dollars will be given to any perſon for bringing her home; and if ſtolen 5 dollars for the cow and thief.

SARAH COLLINS,
Living at the Navy Yard.

June 1. 3t

MILITIA OF COLUMBIA.

LEGIONARY ORDERS—FIRST LEGION

A LEGIONARY Court of Enquiry will convene at Rhodes's Hotel, in the City of Waſhington, on Wedneſday the 8th of June next, at 10 o'clock in the forenoon, for the aſſeſſment of Fines on officers for neglect of duty; for the remiſſion, on good cauſe ſhewn, of fines impoſed by the firſt and ſecond battalion court of enquiry, and for other duties preſcribed by the late Militia Law—The commanding officers of battalions and companies, and thoſe who may wiſh to offer excuſes for the remiſſion of their fines, are requeſted to pay due attention to this order.

By order of the Lieut. Col. Commandant.

W. D. BEALL, Adjutant.

May 30.

CHARLES VARDEN,

TAYLOR,

From Philadelphia.

HAS received from Philadelphia an elegant aſſortment of the beſt quality Superfine Cloths, Caſſimeres, Silk florintine, Black and fancy ſilk moleſkin velvet, white & figured Marſeilles, Swandowns, Toilinettes, Velveteens, Fancy cords, Coating, &c.

With a variety of other articles ſuitable for the winter ſeaſon.

N. B. Ladies Habits, Regimentals and Navy uniforms made in the firſt ſtyle of faſhion.

New-Jerſey Avenue, the ſecond Houſe from the Capitol Square.

December 8, 1802. tf.

NOTICE.

PROPOSALS will be received till the 10th inſtant by Major Van Neſs, on behalf of the Theatre Committee, both for Materials (the walls to conſiſt of fall ſtone or brick) and for the workmanſhip neceſſary to complete the building.

Waſhington, June 3.

N. B. It is to be underſtood that propoſals are invited for building the whole of the walls of the Theatre of Fall Stone, and that every poſſible expedition is deſired in making them, as the different propoſals before the committee will be decided on within a very few days.

NOTICE.

THE Subſcribers to the Theatre are notified, that a ſecond inſtalment of ten dollars on each Share be paid to Major Van Neſs, on or before the 10th day of June next.

THE COMMITTEE.

Waſhington, June 1.

The delinquents on the late company and battalion muſters of the firſt battalion of the militia of this diſtrict may, by enquiring of their reſpective captains, be informed whether, and to what amount, they are fined by the late battalion court of enquiry, and thus be enabled to determine as to an appeal to the legionary court to be held on the 8th inſtant, at Rhodes's Hotel

JOHN P. VAN NESS.
Preſt. Batt. court of enquiry.

June 3. 2t.

SPRING GOODS.

JOHN COX,

HAS juſt received an elegant and extenſive aſſortment of Faſhionable Spring Goods, which he is now ſelling at very reduced prices.

Also,

A quantity of Spinning Cotton in bags.

George-town, June 1. 6w.

Valuable Ware Houſe

FOR SALE.

WILL be expoſed to public ſale on the premiſes on Friday the 10th day of June next at 12 o'clock, the Ware Houſes and the Wharf, now occupied by Meſſrs. Steuart and Beall. This property is ſituated at the corner of Frederick and Key's ſtreet, in the centre of that part of Georgetown where the flour and ſhipping buſineſs is done. There are two ware houſes connected in ſuch manner, (the one opening on one and the other on the other ſtreet) as to be uſed in ſeparate or joint tenements, that are ſtrongly and well built of ſtone and brick, three ſtories high, beſide an extenſive ſail loft, are well divided for ſtoring, and very capacious; they front about 70 feet on the ſtreet next the water, and about 50 feet on the other. The wharf is only divided from them by the ſtreet, and extends, in water ſufficient for large ſhips, the whole width of the wideſt front, the whole is in good repair.

This ſale will be made under a deed of Mortgage, and power of attorney to ſell, to reimburſe the ſubſcriber a ſum of money due from the late Francis Lewis Taney. The reſidue, if any, to be divided among ſaid Taney's creditors.—The title will be explained on the day of ſale—and will be given to the purchaſer on the payment of the purchaſe money.

Approved negotiable notes for the purchaſe money, payable the one half at ſix months, the other half at nine months, will be required, and muſt be given at the time of purchaſe, or the ſale will be void and a reſale take place.

J. MASON.

George Town, May 27.—c. p. til June 10.

THOMAS CARPENTER, Taylor.

HAS Juſt received by recent arrivals at Philadelphia, from England, and the Eaſt Indies, a handſome aſſortment of Spring and Summer Goods, of the beſt quality, alſo Patent water proof Cloth's and Caſſimere's, ſuperior Navy Blue and other colours; handſome Navy & faſhionable Buttons, &c.

Gentlemen of Army, Navy and Faſhion ſerved with expedition and taſte.

New Jerſey Avenue, ſeventh houſe from Capitol Square and Pennſylvania Avenue near the Preſident's ſquare.

April 13 1803. tf.

NOTICE.

THAT large, extenſive, valuable Lot, with the Brick Houſe and improvements in which Mr. Adam King now keeps Store, will be expoſed to public ſale on the premiſes, at 1 o'clock on Wedneſday the 1ſt day of June next—This property is ſituated near the centre of George-town and on the beſt improved ſtreet—The houſe is ſpacious and convenient; the lot fronts 60 feet on High ſtreet, and extends 260 feet back A clear indiſputable title is veſted in the ſubſcriber as a truſtee by conveyance from the Chancel or of Maryland, and will be given to the purchaſer on payment of the purchaſe money, negociable notes with approved indorſers for equal third parts of the purchaſe money, payable in 60, 90 and 120 days will be required and muſt be given at the time of purchaſe, or the ſale to be void, and reſale take place.

PHILIP B. KEY.

May 30.

☞ *In conſequence of Mr. Key's being unexpectedly detained at the General Court, the above ſale is poſtponed until Friday the 24th of June, when the property will* poſitively *be offered for ſale.*

JOHN GOULDING,

BROKER AND COMMISSION MERCHANT,

Hath lately received from Baltimore & Philadelphia,

AND FOR SALE,

Cogniac Brandy,
Old Spirit,
Claret,
Red Port, } Wines of good quality &
Madeira, & } fit for immediate uſe.
Sherry,
Here's Philadelphia Porter,
Freſh Teas, &c. &c. to be ſold Cheap for Caſh.

He wants to purchase,

One hundred Shares of Columbia Bank Stock for caſh.

George-town, May 18. 4w

FOR SALE,

For a term of 5 years,

A LIKELY young and healthy NEGRO MAN, about 23 years of age for ſale by—ROBERT M'CLAN.

Washington May 25. tf.

Ten Dollars Reward.

LOST on Wedneſday laſt, between Rhodes's Tavern and the Barracks,

A red Morocco Pocket-book,

containing Bank Notes of different Branches, to the amount of ſeventy-five or eighty dollars (the preciſe ſum not known,) and ſundry papers which cannot be of any utility to any perſon but the owner—Whoever may have found the ſame, and ſhall return it to Mr. GEO. BOYD, at the office Diſcount & Depoſit, Waſhington, ſhall receive ten dollars reward.

June 3. 3t

Lots for ſale.

IN eligible ſituations, and upon very advantageous terms—A plan of the ſeveral ſquares in which they are contained may be ſeen and terms thereon by applying to,

ROBERT W. PEACOCK.
Attorney at law and conveyancer. tf

FOR SALE OR RENT.

THAT elegant three ſtory Brick House on the corner of Falls & Frederick ſtreet in George Town, lately occupied by Mr. Pichon.

Likewiſe,

THE two well finiſhed three ſtory BRICK HOUSES, adjoining that occupied by Mr. Samuel H. Smith, Printer, on the Pennſylvania Avenue, eaſt of the centre Market Houſe, City of Waſhington—Apply to

GEORGE THOMPSON,
George Town.

Geo. Town, Oct. 20. tf.

NOTICE.

THE Partnerſhip of Quinn and Simms is this day diſſolved by mutual conſent—All perſons having claims againſt ſaid firm, are requeſted to furniſh their accounts for ſettlement—And thoſe indebted to make payment to George Quinn.

GEO. QUINN,
THOS. SIMMS.

Waſhington City, May 31, 1803.

THE Subſcribers beg leave to inform their friends and the public, that they have commenced buſineſs under the firm of Quinn and Fitzgerald, and have juſt received a freſh ſupply of Wines, Spirits, Teas, Sugars, Coffee, Bacon, Smoked Beef, Cheeſe, Shad, Herring, James's River Tobacco, Spaniſh Segars, Spermaciti and Tallow Candles, Strong Beer and Porter on draught and in bottles, &c. &c.

QUINN and
FITZGERALD.

June 3. 3t

All perſons having claims or

demands of any nature againſt the ſubſcriber are requeſted to exhibit their accounts, without delay, to JOHN HEWIT or RICHARD FORREST, Eſqrs. of the city of Waſhington, who are authoriſed, in my name, to adjuſt and ſettle the ſame: and all perſons indebted to me are requeſted to make payment to either of the gentlemen above named.

SAMUEL BLODGET.

March 30. tf

Boarding & Day Schools.

President's Square.

J. GARDINER inſtructs Youth in Arithmetic, Book-Keeping, Writing, and Engliſh Grammar.

Mrs. GARDINER teaches Needle-Work, Tambouring, &c. Young Ladies who deſire ſo to do, can divide their time betwixt the two ſchools.

Boys from the country accommodated with Board and Lodging on reaſonable terms.

June 1. 2mo

WANTED,

One or two Boys to learn the

BOOT and SHOE-MAKING Buſineſs.—Apply to *JOHN CROOKSHANK.*

George-Town, Jan. 19, 1803. tf.

District of Columbia, to wit:

BE it remembered, that on the ninth day of November, eighteen hundred and two, in the twenty-ſeventh year of the Independence of the United States of America, Samuel Harrison Smith of the ſaid diſtrict, hath depoſited in this office, the Title of a Book, the right whereof he claims as Proprietor, in the words following, to wit:

"History *of the* last session *of* Congress, *which commenced on the ſeventh of December,* 1801—*taken from the National Intelligencer,*"—in conformity to the act of the Congreſs of the United States, intituled "An act for the encouragement of learning by ſecuring the copies of Maps, Charts, and Books to the Authors and Proprietors of ſuch copies during the times therein mentioned."

In Teſtimony Whereof, I have hereunto ſubſcribed my name, and affixed the Seal of my office the thirteenth day of November, Anno Domini one thouſand eight hundred and two.

URIAH FORREST, Clerk
Of the Circuit Court of the Diſtrict of Columbia, for the County of Waſhington.

ENGLISH LAW INTELLIGENCE.

DEFAMATION.

At the Norfolk aſſizes an action for defamation, in which Sir Jacob Aſtley was plaintiff, againſt Colonel Harwood, was tried.

Mr. Mackintoſh opened the cauſe for the proſecution, and ſtated that the action was for words ſpoken at a ball, a ſhort time previous to the late election. Colonel Harwood had ſaid, that Sir Jacob Aſtley was a liar, an aſſaſſin, a coward, a ſcoundrel, and a murderer, and that he had murdered his own father. The damages were laid at 10,000l.

Mr. Erſkine followed on the ſame ſide, in a moſt eloquent ſpeech

"Gentlemen of the jury," ſaid he, "notwithſtanding the hot debates which have taken place at various periods in this land, on the ſubject of the liberty of voting and ſpeaking with reference to public characters, and ſubjects of a public nature, yet as regarding private ſlander, nothing has ever been brought into queſtion. Lawyers, moraliſts, and all claſſes of mankind, have uniformly been agreed. The reaſon is plain; there is an invincible ſenſibility in the mind of every human being, for the good opinion of his fellow-creatures; it is a principle implanted in the breaſt of every individual for the moſt beneficial purpoſes; it fits him for ſocial life; it ſo ſtrongly pervades every department of life, that there is no perſon, whatever may be his rank, birth, ſituation, talents, or qualifications, who is not actuated by it. It is the principle which, operating on the human breaſt, is the parent of every ſocial duty, and awakens every ſentiment that is great and good. If I were to aſk you what, at the late awful and critical period of the country, has ſtimulated our brave countrymen to deeds of ſplendid and glorious atchievement? What is it, when the ſhrill ſpirit-ſtirring trumpet ſounds to battle, urges man againſt man, army againſt army, and navy againſt navy? What is it has made Britiſh valour triumphant in every part of the world? What is it but that principle, the effects of which I have ſtated? Do you think a man ſits down to moraliſe upon the duty he ſhall perform to his country, by aſſiſting in a well fought battle? No: he conſiders only how, when he returns to his native home, he ſhall be received by his friends, and how his name will be reſounded from mouth to mouth; and the fame he ſhall have acquired, and the glory he ſhall have atchieved, be celebrated among thoſe of whoſe eſteem and good opinion he is moſt anxious. If we look back to former times, we may find the truth of what I am ſtating exemplified, in the conduct of the Chriſtian martyrs. When they felt the flames that were on the point of conſuming them, it was not only the reward of an heavenly crown they participated, but they looked forward to the applauſe and admiration of after ages. In ſhort, the love of reputation, and the deſire of a good name, is the foundation of all public and private worth: and it is therefore that the law of this country, ever attentive to the beſt intereſts of ſociety, gives an action to a man who receives a reproach from another, of that which, if true, may ſubject him to puniſhment. It does this that ſociety may live in peace and tranquility; for it is in vain a man is in the enjoyment of riches and the luxuries of life, if, in conſequence of his character being deſtroyed, he cannot look his neighbour in the face. Theſe are the principles which muſt govern this cauſe. The facts I ought rather to refer to, than ſtate; they are familiar to every one of you. With theſe preliminary obſervations I will, however, now proceed to ſtate the facts: The plaintiff and the defendant had been companions & friends for 25 years—they lived together during the remoter part of that period in habits of friendſhip, which are, or ought to be, habits of confidence. There is no conſanguinity half ſo endeared, as the ſpontaneous conſanguinity of friendſhip! A man feels himſelf not in one of the common ſituations of life when he is with his friend, he feels he is with his brother. I do not ſpeak of any obligations which the defendant received from the plaintiff. He was not, I admit, in a ſituation to require them; but he received his hoſpitality, and every favor urged by friendſhip, which ought to have made an impreſſion on his mind. You know that Sir Jacob Aſtley repreſented the county in former Parliaments, upon the advancement to the houſe of Peers of the worthy hon. gentleman whom he ſucceeded. You know too, that Sir Edward Aſtley, the father of the preſent plaintiff, recently died, and that previous to his death, he had, in conſequence of expences he was led into, frequently been under difficulties, but at no time had thoſe difficulties produced any thing diſhonorable on his part—When the election was proclaimed, and the plaintiff was ſeeking the ſuffrage of his countrymen, allow me to aſk this queſtion. What is the ſituation of any man at ſuch a period, in ſuch a country as Great Britain? You do not meet like the people of Switzerland, to chuſe a landammen, who demands your ſuffrages with the ſword in his hand; you chuſe the man, whom you conceive competent to legiſlate for you, to protect you; you chuſe him, not becauſe he is forced upon you, but becauſe you approve of him. I am addreſſing you as men who, as freeholders, occupy ſituations ſuch as are filled up by no race of men under the canopy of Heaven, except the inhabitants of the United States of America.

It was at this particular moment, when, as I have ſtated to you the plaintiff was ſoliciting the ſuffrage of the freeholders, the defendant, who was at a ball at Norwich, elevated himſelf, as on a *roſtrum*—called aloud for ſilence; and having obtained it, applied theſe epithets to the Gentleman I repreſent. Speaking of of Sir Jacob Aſtley, who was not then in the room, he uſed the words: "He is a liar, a coward, an aſſaſſin, a ſcoundrel, and a murderer; and he murdered his own father!" I aſk you what any man muſt have felt under theſe circumſtances? From whom did this ſlander proceed? Had it come from ſome man who was a mountebank, or in ſome low ſituation in life; If ſuch a one had ſaid Sir Jacob Aſtley was a liar, he would have been kicked out of the room; he would have been conſidered as a man who could have had no acquaintance with him or his family; but on the contrary, every one who ſaw Colonel Harwood in that ſituation in which (I am ſorry to ſay) he ever was placed—a man who was bred in the family and acquainted with all that confidence could communicate; who had lived under the roof of Sir Edward Aſtley to the moment of his death; who was acquainted with all the tranſactions of that Hon. Houſe; every one, I ſay, who ſaw and heard him, muſt have concluded, that there was ſome foundation for ſuch an aſſertion. What muſt have been the feeling of my Hon. Client, when theſe things were reported to him; I think he muſt have felt that ſentiment, ſo beautifully expreſſed in the Divine Poetry of the ſacred Pſalmiſt:

"It is not an open enemy that hath done me this diſhonor, for then I could have borne it:

"Neither was it mine adverſary that did magnify himſelf againſt me; for then, peradventure, I would have hid myſelf from him.

"But it was even thou, my companion, my guide, my own familiar friend."

The firſt queſtion I would aſk (and I humbly implore the attention of the honorable and learned judge to it) is, are theſe words ſuch as muſt have been noticed in one way or another? I repeat theſe words with as