

from my purpose. The course, which I am pursuing, is sufficient to satisfy my own conscience; and it is indifferent to me whether ten or ten thousand men should join in my condemnation.

Mr. Botts asserts that we have produced no authorities to prove our position; and that we have none to produce. But is it right to be constantly referring to precedents? Is there no allowance to be made for the operations of common sense in any case? Where cases of doubt and difficulty occur, a reference of this kind is certainly proper to enlighten and fortify our own judgments. But even admitting the propriety of introducing precedents in the whole extent for which gentlemen contend it is their business and not our own to comply with the requisition for precedents. We stand upon the broad general principle, that courts have the power to commit. If gentlemen contest this principle in the present case, why do they not introduce their countervailing authorities?

Mr. Hay expressed his regret that his friend Mr. Wickham had not more seriously meditated upon this subject before he had urged his objections; that if he had understood it with his usual correctness, he never would have troubled the court with the law of Virginia; for that that law had not the slightest bearing upon the specific proposition before them.

Mr. Wickham inquires why we do not at once send up our indictments before the grand jury; and suppose, sir, we should pursue the course, which he recommends; suppose we should send up our indictment on the evidence, which is now in our possession. Several days might elapse before they would be able to investigate this body of evidence. In the mean time some of those numerous persons who are prying into every hole and corner of this city might probably catch some distant hint of the probable decision of the jury. They have certainly too much discretion not to keep their own council; but it is absolutely impossible to exclude completely the busy eye of curiosity. Some vague insinuations may probably escape. Something which might justify a suspicion of their determination. Suppose then that Aaron Burr was to be actuated by these considerations; suppose that his fears (if fears he can feel) should prompt him to escape; what sir would become of our indictment? Mr. B. may quit the United States; he may flee for ever beyond the jurisdiction of this country; and in that case the whole world would ridicule us for the course we had pursued. Or let us even suppose, that we were to withdraw this motion; where would be our security? Must we trust to the indulgence of Mr. Burr himself for remaining in this city and standing his trial?

We expect gen. Wilkinson here in a few days. We have an affidavit which positively states, that an express to New-Orleans, to command his presence on this trial, was met on the frontiers of the Mississippi Territory. We have also letters from the attorney-general of the United States, explicitly stating, that gen. Wilkinson has been officially authorized to leave the army of the United States, and to select whatever mode of transportation he might think proper. (Here Mr. H. read the affidavit, showing that the express to gen. W. had been seen at Athens, in the state of Georgia.) In the mean time, what is col. Burr's situation? It is completely optional with him whether to stay here and face his accusers, or to avail himself of his liberty and leave the United States. We call upon this court to exercise the authority with which they are invested; and by binding over col. B. as well on a charge of high treason as of a misdemeanor, to detain him here for a satisfactory trial.

Mr. Hay said, he scarcely expected to have been asked why gen. Wilkinson was not here. The gentleman himself has said that he is a general: Can he then leave his army at any time, and without the permission of the government? Make, however, a computation of time: The attorney-general left this city on the 4th or 5th of April; he reached Washington on the 7th or 8th; allow then a reasonable time for an express from Washington to New-Orleans, and for a man of gen. W's age and bulk to travel to this city—and is it probable that he could have arrived here before this period? If he availed himself of his liberty and means to come by water, the gales have been lately very severe; and even two of the grand jury had assured him, that if gen. W. was exposed to the late tempestuous weather, he would probably never see the U. States.

Mr. Wickham has expatiated upon the attempts made to prejudice the public opinion through the medium of the press. Sir, a great deal has been said, and a great deal will yet be said on this transaction. But are the presses shut against col. Burr, when even in this very city certain presses have been found to vindicate his motives and designs? But what of all this? The public mind is hostile to any encroachment upon the liberty of the press; and it ought to be so. Where then a crime of such gigantic magnitude has taken place, like the one attributed to A. Burr, the printers will speak, and they ought to speak—the purest motives will compel them to speak. And if there have been publications against col. Burr, innumerable communications have also appeared in his favor; and if these publications have contained the severest strictures upon him, they have resulted from his own character and conduct; and he has no right to complain.

Mr. Hay demanded why col. Burr should then wish to close the only door to his own vindication by excluding the evidence? His counsel exclaim, "Send the evidence to the grand jury." Surely if col. Burr wishes

to have the evidence before the jury, he should be much more anxious to have it before the court. The jury will have one side of the evidence only before them, and that will be completely against himself. Both, however, will go before the court. Why then does he shrink from the evidence? If an unjust prejudice assails him, the light of truth and evidence will dissipate it. Why does he shrink?

The gentlemen on the other side, continued Mr. Hay, do not do us justice. They charge us with persecution and oppression. Sir, I never contemplated or wished to hurt A. Burr—I scorn it. I look not to him. I look only to the duties which I am solemnly bound to perform.

One remark more, sir, and I have done. Gentlemen on the other side insist upon the insufficiency of our evidence. Because we have withheld our indictments from the grand jury, they have hastily inferred, that we feel our evidence to be too feeble to satisfy the jury. They are mistaken, sir—I assure them that they are mistaken. I conscientiously believe that we have evidence enough, even throwing out the depositions themselves, to satisfy the grand jury of the guilt of A. Burr. But, sir, puerile indeed would it be for us, under the present state of things, to submit our case before the grand jury on the evidence before us, when we are every moment expecting better.

(Debate to be continued.)  
[E. Randolph's Speech in our next.]

### FEDERAL GAZETTE.

SATURDAY, JUNE 6.

Extract of a letter from Detroit, Michigan Territory.

"The rifle company under command of captain William M. Scott of the Legionary corps of this territory have unanimously volunteered their services to the government of the United States, agreeably to an Act passed at the late session of congress."

The house of Hope, Willink & co. have agreed to furnish the Dutch government with a loan of 40,000,000 of ducats. The contractors, it is said will be permitted to carry on a trade with England, in certain articles of commerce hitherto prohibited by the government of Holland.

Lord St. Vincent has resigned the command of the channel fleet, which has been given to lord Gardner.

To the Citizens of Baltimore and its precincts.

The managers of the Baltimore General Dispensary are encouraged to persevere in the support of this valuable institution, by the proofs which they have had of its great utility, and the patronage which it has received from a number of the inhabitants of the city and its vicinity. This patronage might, however, be greatly extended; and they earnestly call upon those, to whom God has given the ability, to enrol their names upon the list of charitable and humane persons, from whom the Dispensary now derives its support. They particularly address themselves to the citizens of Fell's Point, where there is much ability, where the subjects of the dispensary are very numerous, and for the relief of whom a considerable share of its funds is annually expended.

The subscription of five dollars entitles the donor to a vote at the elections of managers and physicians, and to recommend to the care of the dispensary any indigent sick persons who may fall under his or her notice. Such subscriptions, and any sums additional thereto, which the wealth of many individuals may enable them, and their humanity and generosity prompt them, to give, will be gratefully received by the treasurer of the institution, Mr. Philip E. Thomas, No. 106, Baltimore-street. But, although this intimation may be considered as addressed to all persons, desirous of contributing to the restoration of health to their poor brethren suffering under its loss; yet, with respect to those whose names will be found on the list which will be published in Monday's Gazette, the managers have appointed Mr. Benjamin Thomas to call upon them personally, and to receive from such as are disposed to foster this excellent charity, their respective subscriptions, which they flatter themselves they are willing to continue.—The same motive which led to the adoption of this measure last year, will always continue to operate, viz. the unreasonableness of laying the burthen of soliciting subscriptions on a few benevolent and public-spirited citizens, and the difficulty of procuring suitable persons who have leisure and inclination to undertake the work, without subjecting them to its frequent recurrence.—And, in addition to those whose bounty has supported the dispensary during the last year, the managers have instructed their collector to call upon many others who have heretofore united in this labor of love. They rejoice, that under the smiles of Providence the ability of such persons is unimpaired; and they flatter themselves, that they neither want the inclination to contribute their aid, nor a consciousness of the valuable uses to which their bounty will be applied. Accident may have occasioned them to cease to exert themselves for a while; but it is hoped that they will cheerfully resume their former station among the patrons of the charity.

The list contains the names of those who subscribed to the support of the Dispensary, for the last year, including two whose liberal contributions have entitled themselves and their representatives to the perpetual enjoyment of the privileges of a contributor. If the name of any person, who was a con-

tributor the last year should have been omitted, it is hoped that, it will be ascribed to accident and not wilful intention.

In due time a statement of the receipts and expenditures, with an account of the number of persons admitted to the care of the institution, during the last year, and the issue of their cases will be published for the information of the contributors.

Published by order of the board,  
JOSEPH G. J. BEND,  
F. BEESTON,  
PHILIP E. THOMAS.

June 6

From our Correspondent.

NORFOLK, June 4.

Arrived, ship Belvidere, Hathaway, 13 days from Boston.

Schr. Adventurer, Town, 5 days from Philadelphia.

Schr. Eliza-Ann, Herbert, 7 days from New-York.

Entered, ship Belvidere, Hathaway, Boston; schs. Fair Trader, Vanname, N. York; Eliza Ann, Herbert, do.; Good Intent, Olyphant, do.; sloops Nancy & Peggy, White, do.; Charity, Marshall, Perth-Amboy; Sally, Winant, do.; Polly, Everson, do.; Lady Washington, Herbert, Baltimore.

Cleared, ships Fame, Colley, Liverpool; Dumfries, Beard, Falmouth; brigs Ceres, Neven, Liverpool; Eliza Ann, Webb, Antigua; schrs. Fair Polly, Russell, Boston; Three Friends, Howes, Baltimore; Caroline, Gilbert, West-Indies.

PORT OF BALTIMORE.

ENTERED, Ship Thomas, Eveleth, Boston

Schr. Industry, Bonner, Guadaloupe

Nancy and Mary, Hubbell, dito

CLEARED, Ship Philip, Williams, Amsterdam

Brig Charles, Chase, Lisbon

Chance, Montserrat, Guadaloupe

Schr. Nymph, Morton, dito

Superior, Powell, St. Bartholomews

Hornet, Hardy, dito

Enterprise, Geoghegan, St. Thomas

Sloop Dispatch, Forte, Porto Cavallo

From the Merchants' Coffee-House Books.

June 5.

Arrived, schooner Aby and Sally, from Providence, R. I.—Payson and Smith.

Also, new ship Thomas, from Newburyport—Falls and Brown.

June 6.

Arrived, the schooner Hanna, Brownlow, 29 days from New-Orleans—pimento—the master. Left there, 8th May, ship Comet, for Baltimore, next day; Geo. Washington, for New-York, in 5 or 6 days; Fair American, do. 10 days and several others. A large ship, loaded with coffee, had just arrived. Spoke in the river, schr. Centurion, of New-York, from La Vera Cruz, bound up. A passenger on board informs, that General Wilkinson and Commodore Shaw were to sail for Baltimore about the 12th of May, in one of the United States' schooners.

Also, the brig Neptune, Patrick, 19 days from the City of St. Domingo—coffee, cocoa, hides, &c.—Hazelhurst, Brothers & Co. Left brig Polly, of New-York, just arrived; schr. Eunice, of Boston, on the coast, loading. The brig Hero, of Nantucket, was captured, brought into Samana, and her papers sent to France. The schr. Grouper, of Philadelphia, was captured on the 28th April, but not arriving, it was supposed she had been recaptured by the British. The ship Mary, McCoy, for Baltimore, sailed the 12th and was detained in sight of port until the 16th. The brig Midas sailed the 15th for New-York.

☞ The Reverend Mr. Dubourg, will preach a Charity Sermon, on Sunday next, in the forenoon at the Chapel, when a collection will be made, for the benefit of the Humane Association Charity School.

### BALTIMORE THEATRE.

Mr. & Mrs. WOOD'S BENEFIT.

THIS EVENING, June 6,

Will be presented, a Comic Prelude, called

The Manager in Distress.

After which, an Historical Tragedy, (written by Shakespeare) called

THE LIFE AND DEATH OF KING JOHN.

End of the Play, a Song by Mrs. Mills, & "Dear Erin, or Cushlamachree," by Mr. Webster.

To which will be added, a favorite Comic Piece in one act, called

Sylvester Daggerwood;

THE MAD DUNSTABLE ACTOR.

Box, one Dollar—Pit, Three Fourths of a Dollar.

☞ The doors will be opened at six, and the performance commence at seven o'clock, precisely.

\* Tickets to be had, and places in the boxes to be taken of Mr. Evans, at the office in front of the theatre, on days of non-performance, from ten till four o'clock.

☞ Gentlemen cannot be permitted to smoke cigars in the Theatre, on any account.

June 6

### A Red Morocco Pocket-Book,

Was lost yesterday, containing three Notes of the Office of Discount and Deposit at Charleston, S. C. of one hundred dollars each. A Five Dollar Note of the Hager's town Bank, and some papers of use to none but the owner.

The finder shall be entitled to Fifty Dollars of the Money, on leaving the Pocket-Book, with the remainder of the contents, with Mr. Nathan Hussey, in North Howard-street.

June 6 d4t

### Pocket-Book Lost.

Lost last evening, supposed in the Theatre, an Old Red Morocco POCKET-BOOK, containing a number of Papers, Notes of Hand on persons out of the city; together with 1 Ten, 2 Five, and 1 Three Dollar Notes.—The papers are of no use to any person but the owner. The money in the Pocket-Book, and 25 dollars additional, will be given to any person leaving the Pocket-Book and Papers, with the Editors of the Evening Post, and no questions asked.

June 6, d4t

### Sale by Auction.

On MONDAY,

The 8th instant, at 10 o'clock, at the head of Gay-street dock, will commence the sale of

### DRY GOODS.

Among which are,

1 case Women's Cotton Hose,

1 Brown Hollands,

1 Calicoes,

1 Dimities,

1 Cambric Muslins,

1 Britannias,

1 bale Ticklenburgs,

1 Brown Rolls,

1 Curahs,

3 Cossas, &c.

After which at 12 o'clock,

39 hhds. Muscovado Sugar,

61 bags Green Coffee,

16 pipes Brandy,

14 chests Young Hyson Tea,

6 casks Honey.

Also, without reserve, on account of whom it may concern,

31 boxes of Sugar,

14 hhds and 18 barrels do.

A small parcel of Coffee, partially damaged.

R. LEMMON & CO. Auct'rs.

At private sale,

115 boxes White Sugar.

R. L. & Co.

June 6.

### Sale by Auction.

Will be added to our sale on MONDAY,

270 Spanish Hides,

AND

200 empty Gin Cases.

R. LEMMON & CO. Auct'rs.

June 6.

### Sale by Auction.

On TUESDAY Next,

The 9th instant, at half past 12 o'clock, at Smith's dock, will be sold,

The Schooner INDUSTRY,

As she arrived from Guadaloupe; burthen about 70 tons; northern built, and has been engaged in the fishing trade until lately. Her inventory may be seen at our auction room, and terms made known at the time of sale.

VAN WYCK & DORSEY, Auct'rs.

June 6.

### Sale by Auction.

On TUESDAY,

The 9th instant, at 12 o'clock, at the head of Frederick-street dock, will be sold,

The fast-sailing Schooner PATT,

Not 2 years old, American built, burthen about 1000 bbls. Her inventory may be seen on board, and terms made known at time of sale.

VAN WYCK & DORSEY, Auct'rs.

June 6.

### Sale by Auction.

On WEDNESDAY Next,

The 10th instant, at 12 o'clock, at Mr. Carr's wharf, Fell's Point, will be sold,

The Ship MONTEZUMA,

With all her materials as she arrived from sea. Terms will be made known, at time and place of sale, and her inventory may be seen previous to the sale, at our auction room.

VAN WYCK & DORSEY, Auct'rs.

June 6.

### Sale by Auction.

On FRIDAY,

The 12th inst. at 12 o'clock at Waters' wharf, Fell's Point, will be sold, on terms that will then be made known,

The Ship PATSEY,

With all her materials, burthen 370 tons. The ship may be examined and her inventory seen at any time previous to the day of sale.

VAN WYCK & DORSEY, auct'rs.

June 6.

### For Amsterdam,

The fine new Ship THOMAS,

Captain Evelet,

A great part of her cargo being engaged the remainder will be taken on moderate freight. Apply to

FALLS & BROWN, Or

JOHN BOLTE,

Ship Broker.

co

June 6.

### Salad Oil and Russia Hemp.

200 cases and 170 boxes FRESH SALAD OIL,

25 tons CLEAN RUSSIA HEMP,

Just received per schooner Mason's Daughter, captain Willet, from Salem, and for sale by

BUFFUM & GOODHUE,

No. 84, Bowly's wharf.

d3t-e3t

### TRAVELLERS

And others, may meet with genteel accommodation at the sign of the

### GLOBE,

In Shepherd's-Town, where the subscriber has opened a

### House of Entertainment.

JAMES BROWN.

1aw6t

June 6.

### Benjamin and Geo. Williams

Have received by the brig Decatur, from Bordeaux, and offer for sale at their store, No. 3, Bowly's wharf,

2 cases of Fancy Goods,

Consisting of

Fine Cambric, Men's & Women's Fashionable Silk Hose, Elegant Silk Shawls, Crapes, White & Pink Sarsnet, and about 150 pieces Straw and Silk, (elegant for ladies Hats and Bonnets) sufficient in each piece for a bonnet.

A 25

40 pipes high fourth proof Brandy. All entitled to drawback.

June 6. d4t-e4t

### Just Received

By the schooner Eagle from Lagaira, and for sale,

100 bbls. and 40 bags best Green Coffee,

63 bales Cotton,

Entitled to debenture.

By JAMES OWINGS,

No. 97, Bowly's wharf.

June 6. d4t

### CORDAGE.

A few tons Cordage, of the best quality and most valuable sizes, now landing from the sloop Polly and Nancy, at Smith's Wharf, for sale by

H. BURROUGHS.

June 6.

### Cogniac Brandy, Richmond Tobacco, etc.

Just received per schooner Dorothy, captain Sexton, from New-York.

A few pipes fine flavored 4th proof Cogniac Brandy.

Also, per schooner Regulator, captain Sears, from Richmond,

21 hhds. heavy Richmond Tobacco, of very superior quality.

And by late arrivals from Boston,

300 boxes white Codfish, in shipping order, part of which are small size, suited to the Spanish market.

On Hand,

60 barrels 1st proof Rye Whisky, of good flavor,

60 do. Glauber Salt, Holland Gin, Salmon, and Tongues and Sounds in small kegs, Mackerel in barrels and half barrels, Young Hyson Tea, &c.—which are offered for sale by

ISAIAH MANKIN,

69, Smithe's wharf.

co4t

### Clarkson's Portraiture

OF

### QUAKERISM

Just received and for sale by

Samuel Jefferis,

BOOK-SELLER & STATIONER,

212 Market-street.

Where Book-binding, in its greatest variety, is neatly executed, on moderate terms; and Blank Books made to any pattern, at a short notice.

☞ Subscribers are requested to call for their copies.

June 6. d4t

### A Miller Wanted.

A head Miller is wanted at Ivy Mill, 3 1-2 miles out of Baltimore, a healthy and pleasant place. A single man will answer best.—Such a man will have a very comfortable and continued situation.

I wish to purchase a good Waggon and Team.

ALSO,

To buy, or hire by the year, Two MEN, the one a waggoner, and the other acquainted with the management of a small Farm.

One pair of 4-12 Burs for sale cheap.

Ivy Mill, June 6. WM. WILSON.

2aw

### Millers Wanted.

Two or three MILLERS wanted at William Patterson's Mills on the great Fall's of Gunpowder. Inquire at my store corner of Pratt and Commerce-street.

SAMUEL BYRNES.

N. B. Two healthy Boys will be taken as apprentices to the milling business, apply as above.

June 5. d7t</