

MARYLAND GAZETTE.

WEDNESDAY, JULY 3, 1811.

[No. 3364.]

LXVIIth YEAR.]

MARYLAND GAZETTE.

ANNAPOLIS, WEDNESDAY, JULY 3.

ROBERT SMITH'S ADDRESS To the People of the United States.

To the people of the United States I owe an exposition of the circumstances which have produced my resignation of the office of Secretary of State. This duty, irksome as it is, it is my purpose now to perform. It is unexpectedly devolved upon me by the irrefragable necessity of obviating the honest misapprehensions of some and the wanton misrepresentations of others. Constrained then, as I reluctantly am, to come forth, I have in the outset only to premise that this exposition shall be nothing but a brief unvarnished statement of facts, with the superaddition of only such observations as may occasionally be necessary to a distinct understanding of the narration. My object is the vindication of myself; and if in this vindication there should be involved any serious questions as to Mr. Madison, it will only be because such a result is inevitable. In this undertaking, I have an eye to the storm that I will have to buffet; a storm that will be excited by the parasites of power; but I, at the same time, enjoy the consolation of having in my view the American axiom, "Measures and not Men;" the distinguished characteristic of the independent people of a representative republic. Besides it is a truth obvious to every understanding, and confirmed by universal experience, that "in all exertions of duty something is to be hazarded."

Mr. Madison's offer to me of the mission to Russia, which he has allowed to be "of the utmost importance to the commerce of the U. States and the most honourable appointment abroad that is in the gift of our government," is demonstrative proof of his confidence in me, as to fidelity and as to capacity in public affairs.

This offer was accompanied with many observations, in appearance respectfully made, as to the contrariety of opinion that had unhappily existed between him and myself with respect to certain measures and certain nominations, and in which he seemed to glance particularly at the bills touching our foreign relations, that had been introduced by Mr. Macon at the session of 1809-10, and to the nonintercourse law of the last session. Although his language, in the offer of the mission and in the accompanying observations was not at all offensive, yet there were indications of embarrassment and awkwardness, that excited in my mind a doubt of his real object. Under the influence of this suspicion rising from my seat, I, with a decorum due to a president of the U. States, distinctly informed him, that owing to our different views of many subjects, I had some time since formed a determination to withdraw from his administration; that I had actually communicated to some of my friends this determination; and to accomplish my purpose I had been only waiting for an occasion, wherein it could be effected without endangering conflicting agitations among our respective friends; and, in retiring from his room, I remarked to him, that I would duly consider whether the offer of the mission to Russia would afford such an opportunity. With inexpressible astonishment, however, I in a few days learned, that during the last session certain members of congress had been enabled, in returning to their respective homes, to state, that this identical offer would be made to me with the view of putting Mr. Monroe in the department of state. This intelligence, I of course, mentioned with a becoming indignation to Mr. Madison upon his application afterwards to me for the result of my reflections on the proposed mission. He, immediately, but with evident confusion, protested that he had not in any manner whatever authorized such a report, or even such an idea. I replied that I surely ought not to attribute to a president of the U. States a transaction so base.—But as a report of so delicate a nature had actually gone forth, my sense of honour could not hesitate a moment in rejecting the offer of the mission. Nor could I, upon the same principle, allow myself under such circumstances to retain my commission of secretary of state. I closed the conversation by remarking with great composure, that there must have been in this affair a most shameful intrigue. And, with very great difficulty, I suppressed the inclination I felt to tell him, that of this intrigue he had inconsiderately been the dupe.

The power of the president of the U. S. to remove any officer other than a judge will not be controverted. Nor will any pretension be set up so absurd as a right to an office. But it is maintained that this power cannot consistently with the genius of our govern-

ment and with the respect due to the senate, be exercised as under an arbitrary despotism, at the mere caprice of the chief; but that in every such exercise of power, a president of the U. States must necessarily act upon his responsibility to his constituents for the rectitude of his motives. This brings me to the ground to be examined, namely, the measures alluded to by Mr. Madison, upon which has been founded his conduct towards me on this occasion. Each, then, of the several measures important or unimportant, in which there has been at any time a difference of opinion between us, I will now, unreservedly, in distinct articles, present to the view of the American people, with a hope, perhaps delusive, that they will therein find an apology, if not a justification in my behalf.

Art. 1. The following letter was not prepared in virtue of any direction, or even intimation from Mr. Madison. It was written and sent by me, when he was at his seat in Virginia. Before his departure from Washington, he, however, knew that I had it in contemplation to make such a call upon Mr. Erskine, and as he had expressed no disapprobation, it of course took place. But I have since learned that he was not a little displeas'd that such an enquiry had been at all stirr'd. My fellow-citizens, in reading the letter and adverting to the denouement, will, I trust, have no difficulty in estimating the purity of my motives, and as little in discovering the ground of his displeasure.

MR. SMITH TO MR. ERSKINE.
Department of State,
August 9, 1809.

SIR,
I have just received from Mr. Pinkney, a letter, including a printed paper, purporting to be a copy of a dispatch to you from Mr. Canning, which states, among other things, that "from the report of your conversations with Mr. Madison, Mr. Gallatin and Mr. Smith, it appears,

1st. "That the American government is prepared, in the event of his majesty's consenting to withdraw the orders in council of January and November, 1807, to withdraw contemporaneously on its part, the interdictions of its harbours to ships of war, and all nonintercourse and nonimportation acts, so far as respects G. Britain, leaving them in force with respect to France, and the powers which adopt or act under her decrees:

2d. "That America is willing to renounce during the present war, the pretension of carrying on in time of war all trade with the enemies colonies, from which she was excluded during peace:

3d. "G. Britain, for the purpose of securing the operation of the embargo, and the bona fide intention of America, to prevent her citizens from trading with France and the powers adopting and acting under the French decrees, is to be considered as being at liberty to capture all such American vessels as may be found attempting to trade with the ports of any of these powers; without which security for the observance of the embargo, the raising it nominally with respect to G. Britain alone would in fact raise it with all the world."

I have the honour to request you to favour me with such explanations as your candour will at once suggest, in relation to these imputed conversations.

I forbear to express to you, sir, the surprise that is felt at the extraordinary pretensions set forth in this letter of instructions, and especially at the expectation that this government, would, as a preliminary, recognize conditions, two of which are so manifestly irreconcilable to the dignity and interest of the U. States. I however, would remark, that had you deemed it proper to have communicated *in extenso* this letter, it would have been impossible for the president to have perceived in its conditions or in its spirit, that conciliatory disposition which had been professed, and which, it was hoped, had really existed.

I am, &c.
The Hon. D. M. Erskine, &c. &c.

Art. 2d. There was a serious difference of opinion between Mr. Madison & myself upon the bill touching our foreign relations, which was introduced by Mr. Macon early in that session of 1809-10. The policy developed in that bill, became at once a subject of universal disapprobation. Not a word in its favour was to be found in any point. It was, therefore, most fortunately not forced upon the nation. In its place, however, was substituted the act of May 1810, which the voice of the people in the expression of their indignation, in derision, called Macon No. 2.

All that odium, which these two bills had excited throughout the United States was by a certain management fastened upon Mr.

Advertisement.

TO BE LEASED FOR ONE YEAR, THAT valuable and well known Farm, call'd GREENBERRY'S POINT, opposite the city of Annapolis, with liberty to sow wheat this fall. There are about 400 acres of arable land, a tolerable orchard, a convenient dwelling-house, a large new corn-houfe, together with other improvements. The land is remarkably rich, and produces corn, wheat and tobacco, in great abundance, is very convenient to one of the best markets in the state for the feller, and abounds with fish, oysters and wild fowl, in their several seasons. Any person inclined to rent the said farm, may apply to *Thomas H. Bowie, Esq.* in Annapolis, or to the subscriber in Easton, Talbot county.

JNO. M. G. EMORY.

June 19, 1811.

N. B. Any person renting the above farm will not be obliged to leave it at the expiration of the year, but may continue for several years provided we can agree as to the terms.

NOTICE.

ALL persons having claims against James P. Maynard, of the city of Annapolis, are hereby requested to present the same, properly authenticated, to the subscriber, (to whom the said James P. Maynard has conveyed all his property, in trust, for the use of his creditors,) on or before the first Monday in August next, on which day a dividend will be made amongst them of all monies then in hand. Creditors not complying with this notice will be excluded from all benefit of the funds on that day in the hands of the trustee.

THOS. H. BOWIE, Trustee.
April 24, 1811.

MEDLEY,

A FINELY formed and beautiful BAY HORSE, upwards of fifteen hands high, got by general Ridgely's celebrated horse Medley, out of a full bred mare of colonel O'Donnell's, will stand this season at Westbury on West River, at eight dollars the season, and one dollar to the groom, (pasturage gratis) to be paid when the mares are taken away in money, or corn at 3 dollars per barrel, or wheat at 180 cents, or oats at 50 cents per bushel.

WILLIAM PRITCHARD, Manager.
March 16, 1811.

A Meeting

OF the Society of the Cincinnati for the State of Maryland, will be held at Mr. BARNEY'S Hotel, in the City of Baltimore, on Thursday the fourth of July next, at 11 o'clock in the forenoon; the members of said society are requested to give their attendance.

By order,
ROBT. DENNY, Sec'y.

MARYLAND,

Anne-Arundel county, to wit:

ON application to the judges of Anne-Arundel county court, by petition, in writing, of *David Hanlon*, of the city of Annapolis, praying the benefit of the act for the relief of sundry insolvent debtors, passed at November session, eighteen hundred and five, and the several supplements thereto, upon the terms mentioned in an act for the relief and benefit of David Hanlon, passed at November session, eighteen hundred and ten, and alleging that he is now in actual confinement, a schedule of his property, and a list of his creditors, on oath, as far as he can ascertain them, as directed by the said act, being annexed to his petition, and the said county court, being satisfied by competent testimony that the said Samuel B. Duvall has resided the two preceding years prior to the passage of the said act within the State of Maryland, and the said Samuel B. Duvall, at the time of presenting his petition to the said court, having produced to the said court the assent in writing of so many of his creditors as have due to them the amount of two thirds of the debts due by him at the time of filing his said petition, it is thereupon adjudged and ordered by the said court, that the said Samuel B. Duvall, by causing a copy of this order to be inserted in the Maryland Gazette once a week for three successive weeks before the third Monday of September next, give notice to his creditors to appear before the said county court, to be held at the city of Annapolis at 10 o'clock in the forenoon of the said third Monday of September next, for the purpose of recommending a trustee for their benefit, on the said Samuel B. Duvall then and there taking the oath by the said act prescribed for delivering his property.

Given under my hand this 20th day of April, 1811.

By order,
WM. S. GREEN, clk.

Charles County, to wit:

WHEREBY certify that Anthony Levie, of said county, brought before me as a stray, on his enclosures, a Bay Gelding, supposed to be about nine years old, thirteen hands in form of a flower on his forehead, a few grey hairs on his near shoulder, a few grey hairs from the geer; no perceptible brand, his main has been ridged, and he grows out; Trots, paces and gallops, appears to have been worked in geers, under hand of me, one of the justices of the peace in and for said county, this first of June, 1811.

IG. MIDDLETON.

The owner of the above horse is requested to prove property, pay charges, and take him home as prayed.

NEW GOODS.

H. G. MUNROE,
Addition to his Extensive Assortment of Fine and Fancy Goods, German Linens, Ironmongery, Stationary & Groceries, just received,
Has this day opened a Case of Men's London Beaver Hats,
Best Quality and most Fashionable.
Coaf, Lump and Piece Sugars,
Cut Nails and Brads,
at the Baltimore Factory Prices.

NOTICE.

WHEREAS my wife, MARY CHANEY, has without any just cause, eloped from bed and board, and has refused to return to me, although repeatedly requested to do, I hereby forewarn all persons from dealing with her on my account, as I am determined from this date to pay no debts of her contracting. I hereby inform the public, that the said Mary is now living in open adultery, and has so conducted herself, that no debt of her contracting can be recovered from me; and I caution all persons to take care how they give her credit for any thing that she may profess of them.

THOMAS CHANEY.
May 11, 1811.

TICKETS

IN the Washington Monument Lottery of Baltimore, to be had at the different Lottery Offices, of the Managers and of *Elihu Green*, Sec'y Baltimore; of *Mr. William Green* and *Mr. Horatio G. Munroe*, Annapolis, Aug. 18.

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Letters (post paid) enclosing the cash, tickets, will be attended to.

Anne-Arundel county court,

April Term, 1811.
ON application to the judges of said county court, by petition in writing, of *Samuel B. Duvall*, of said county, praying the benefit of the act for the relief of sundry insolvent debtors, passed at November session, eighteen hundred and five, on the terms mentioned in the said act, a schedule of his property and a list of his creditors, on oath, as far as he can ascertain them, as directed by the said act, being annexed to his petition, and the said county court, being satisfied by competent testimony that the said Samuel B. Duvall has resided the two preceding years prior to the passage of the said act within the State of Maryland, and the said Samuel B. Duvall, at the time of presenting his petition to the said court, having produced to the said court the assent in writing of so many of his creditors as have due to them the amount of two thirds of the debts due by him at the time of filing his said petition, it is thereupon adjudged and ordered by the said court, that the said Samuel B. Duvall, by causing a copy of this order to be inserted in the Maryland Gazette once a week for three successive weeks before the third Monday of September next, give notice to his creditors to appear before the said county court, to be held at the city of Annapolis at 10 o'clock in the forenoon of the said third Monday of September next, for the purpose of recommending a trustee for their benefit, on the said Samuel B. Duvall then and there taking the oath by the said act prescribed for delivering his property.

Signed by order,
WM. S. GREEN, Clk.

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MARYLAND

SESSION, 1810.

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JOSAS GREEN

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