was captured within sight of the decided to be high-treason, and an harbour of Santa Marcha, under attack on the safety of the state. the pretext of their going to Car-thagena-Captain, owners & crew. all thrown into prison, and have since all died with bad treatment and fever except the captain & Mr. Stanley; the recovery of the latter is much doubted. If, gentlemen, you think proper to make public the purport of this letter, you have my consent.

QUACKERY. LAW DECISION.

Circuit Court of Common Pleas, January Term.

Jacob Felt vs. William Dunn.

This was an action to recover the contents of a promissory note given by Dunn to Felt in December 1314 for 25 dollars. The defendant pleaded that he never promised.

The plaintiff clearly proved that Dunn gave him the note; but Dunn resisted the payment on the ground that it was obtained by fraud and

inposition.

The case as stated by Dunn was as follows. The plaintiff was one of that species of quacks who infest this part of the country called, " Cancer Doctors," and the defendant's wife had for some time been troubled with a small temour near her eye affecting the lackrymaladuct. The plaintiff was called in and represented it as a Cancer. This alarmed Dunn and his wife: Felt promised a speedy cure; but demanded 50 dollars as a fee, & Dunn was induced to give him two notes of hand for 25 dollars each, one of which had a condition annexed to it that it was not to be paid unless a cure was effected. The other was to be paid, cure or no cure. Felt begin his operations, and after torturing the poor woman with caustics, &c. for about eight weeks, it was found no cure was likely to be effected. Such was the terment Mrs. Dunn has endured, that her health was impaired, her constitution destroyed, and her lungs dangerously affected. Felt was dismiss The tumor upon examination turned out to be a fistula lachrymalis, and the applications of Felt to have been altogether improper. All these facts being very clearly proved, the honourable court after suinming up the evidence to jury; directed them that if Felt represented the tumor to be a cancer, when it was not, and thereby induced Dann to give the notes, both notes were without consideration & void. The jury returned a verdict for the defendam. .

This trial has done honour to the court and jury, and will be it is not doubted, highly useful to the community .- The most fatal disease which prevails in this part of the country is, it is verily believed —Quackery. The weak and the timorous are the objects of its attacks. They are first alarmed with the fears of disorders most difficult and dangerous, then deluded with promises of miraculous cures, and thus first deprived of their money and then frequently of their lives. Hundreds of victims are thus sacri-· ficed annually by quacks of different pretensions. It is hoped it will now be distinctly understood that the of quackery cannot be recovered in a court of justice, and that, there its victims will find protection. The public feeling begins to awaken-let quacks of all de-

scriptions beware!

From a Paris Paper Dec. 9. We are assured that on the day of Marshal Ney's execution, Madame Ney still ignorant of its having taken place, went to the Thuil-

leries at ten in the morning to impiore the king's clemency, and that the Duke of Duras, to whom she addressed herself in order to be introduced, was obliged to inform her

that the Marshal no longer existed. When the Chamber of Peers deliberated on the decree condemning Marshal Ney, there were five nominal calls of the peers. The first call decided, by a majority of 113 to 47, the question relative to the reception given by the Marshal to the usurper's emissaries in the night between the 13th and 14th of March. The second decided unanimously, with the exception of one peer, who did not vote, the question relative to the triple fact of having by the proclamation of the 14th, excited his army to rebellion and desertion; of having ordered his troops to join the usurpers and of having himself at their head, effected that junction. from these acts was the object of came manner almost unanimously part of the Monument.

. Finally, two calls took place on the application of the punishment. The result of the last, in which several voters availed themselves of the power inclining to the mildest opinion, was a majority of 139 for the punishment of death, to be applied according to military forms.

The number of votes on each call were 161. The results above stated are independent of the reduction to be made for conformity of opinion between persons related and allied.

The following are some further particulars respecting the last moments of Marshal Ney :- When the judgment was announced to him, he said, "it would have been more military to have said you are to bite the dust." At the execution he endeavoured to protest against the iniquity of the sentence, and appealed to God and posterity. The officer commanding the veterans attempting to give the word, appeared struck dumb. L'Espinois (the commander of the military division) then said, officer, if you cannot command, I will;" the latter re maining silent, the Marshal himself said, "soldiers, do your duty," upon which the plateon ordered for the purpose, fired at random; only five out of sixteen balls fired, struck the Marshal, who fell upon his knees and died instantly. The oficer recovering nimself, said, "there is still a piatoon, let them shoot me The officer is put under arrest. Marshal Ney was yesterday buried at the cemetry of La Chaise. Madame Ney was accompanied to the Thuilleries by her 4 children and sister; she remained in the 3aloon de la naix some time before the due de Duras came to inform her that she could not be received by the king, and leading her down the grand stair case, acquainted her with the mournful execution; she fainted, and with difficulty removed to her carriage amidst the cries of her children and the lamentations of the spectators of the distressing scene. - Sne had several times en deavoured to see the Duchess d'Angouleme, near whose person she had been brought up when a child; the duchess, however, as well as the

Madame Augule, Madame Ney's mother, was in the service of lilarie Antoinette, her grief at whose death was so severe, that in a moment of distraction, she threw herseif out of a window, and died upor the spot.

princes, constantly refused to see her

When the titles of Ney were enu merated in his sentence, he observed, "What is the use of all this? Now Michael Ney; presently a handful of dust-that's all!"

Richmond, Feb. 16. On Monday last, Mr. Mercer moved the following interesting resolution in the House of Delegates, which was unanimously adopted.

Be it resolved unanimously by the General Assembly, That his Excellency the Governor Virginia be authorised to open a correspondence with the honourable Bushrod Wash. ington, and to request him, in behaif and in the name of the commonwealth, to permit the remains f her beloved son, the late Gen. GEORGE WASHINGTON, to be removed from the family vault, at Mount Vermon, and interred near the capital or Virginia, beneath a Monument, to be erected at the public expense, & to serve as a memorial to future ages of the love of a grateful people.

That this memorial may be the spontaneous offering of a nation's gratitude, Be it further resolved, That, should the honourable Bushrod Washington, comply with the above request, the Executive be, & they are hereby empowered to appoint, in every county, city, borough, and town, within the commonwealth, three, or more commissioners, with authority to receive, and pay into the public treasury, such voluntary donation as may be tendered towards defraying the expense, to which the preceding reso lution may give rise; Provided, That no individual shall be allowed to subscribe thereto, in his. own name, a greater sum than ten dollars .- That the commissioners be instructed to transmit the list of subscribers, along with the sums collected-and that the names of the subscribers, with their places of abode, and the sums subscribed, be fairly copied into one, or more books, to be provided for that pur-The nature of the crime resulting pose-and the books, together with suitable records of the age, be detile, third call, and it was in the posited in the least destructible

And be it further Resolved, That the Executive be requested to appoint five commissioners to design the plan, and superintend the structure of the above Monument, with authority also to prescribe the ceremonial for removing the precious relics of the deceased, from Mount Vernon to Richmond. That the Executive be farther requested to make known, by proclamation, the period at which the procession shall commence from Mount Vernon, and to recommend the day appointed for the re-interment at Richmond, to be set apart throughout the Commonwealth, as one of public thanksgiving, adoration and praise to the Supreme Author of all good, for having graciously bestowed upon Virginia, a Hero, "first in War-first in Peace-and first in the hearts of his countrymen."

MARYLAND GAZETTE.

ANNAPOLIS, THURSDAY FEB. 22, 1816.

Duane was the first to discover to the American people that the relations between this country and Spain were in a very unpropitious way, and that war with her was not "far distant;" and Duane is the first to proclaim to the nation, that the men who preside over it are so very deprayed as to withhold from Congress the " more important" part of the "information" possessed, reason to complain." This is a severe charge, but as it comes from aman who lately stood high among the democrats of the country, and in the favour and confidence of the cabinet, must be true. None of the democratic editors have as yet collected boldness enough to contradict it, yet some have ventured to insinuate, that the author's ambition has been disappointed, and that he has chosen this method of revenging himself. Whether it be revenge, or the "corruption of foreign courts," which he says has crept into the administration, that prompts him thus to expose its wickedness, we will not conjecture; but we must say, we are pleased to find, that the wretch who reviled and slandered the immortal Washington, tho' it be in a moment when the whirlwind of revengeful passion predominates in his bosom, has for once spoken the truth of Madison, Monroe & Co. on whom his pen has heretofore lavished nought save false and unmerited eulogy.

APPOINTMENTS By the Governor and Council. Prince-George's County.

Justices of the Peace. William Marshall, Joseph Cross, Henry H. Young, Samuel Franklin, Richard Snowden, Francis Magruder, Doctor Colmore Beanes. Carter, John B. Watkins, Richard W. West, Benjamin Ogle, Tilman Hilleary, jr. John Manning, Notley Maddox, John Eversfield, Josias F. Beall, Richard Hill, Thomas Mundell, capt. James Beck, George H. Lanham, Aquila Beall, Edward H. Calvert, Elisha Skinner, John B. Bowie, William Mullekin, Robert Baden, Alexius Sansbusy, Henry A. Callis, Nathaniel Crawford, Edward Scott, Richard H. Marshall, Richard T. Lowndes, James Naylor, of Joshua, Joseph N. Burch, William Marbury, jr. George Motton, Doctor John M'Pherson, Jasper M. Jackson, jr. Josiah Jones, senior, George Tyler, William Baily, John Baden, jr. Thomas Fenell, James Beall, John Contee, Stanislaus Hoxton, John H. Brown, Bennett Gwinn, Henry T. Tilley, George Semmes, William Marshall, jr. Thomas Brooke, Henry D. Hatton, James Robertson, Rich. ard K. Scott.

Levy Court. William Hebb, Thomas Mundell, Joseph W. Clagett, Henry Waring, Robert Baden, David Crawford, Samuel Franklin.

Orphans Court.

Benjamin Oden, John Hodges, of Thos. Richard W. West.

- Talbot County. Justices of the Peace. William Thomas, James Seth, Francis Wrightson, Thomas Martin, Daniel Fiddeman, Joseph Harrison,

John Seth, Nicholas Thomas, Samuel Roberts, Robert Speddin, John Stevens, jr. William Slaughter, Same nel Watts, Richard Harwood, Ar-thur Holt, Nathan Harrington, Wil. liam Welsh, Tilghman Reid, John Dawson, Charles Dudley, Thomas Dudley, Richard Harrington, Joseph Bruff, Joshua Lucas, Charles Goldsborough, Zebulon Skinner, Stewart Redman, bay-side, Ignatius Rhodes, Henry Casson, Thomas B. Pinkind, William K. Lambdin.

Levy Court. Nathan Harrington, Freeborn Banning, Royston A. Skinner, Joseph Martin, John Stevens, jr. Henry Holladay, James Seth. Orphans Court.

William Thomas, Richard Harwood, Nicholas Goldsborough.

> Dorchester County. Justices of the Peace.

Richard Pattison, John Williams, icob Wright, John Lynch, Levin Marshall, Thomas Ennalls, James Pattison, Edward Griffith, Matthias Travers, Robert Hart, John Jones, William I. Ford, Thomas Jones, John Travers, of John, Alexander Maxwell, Moses W. Nesbitt, Thomas Barnert, jr. Robert Wallace, Michael Lucas, Samuel Keene, sen. Thomas J. H. Eccleston, William Craft, Benjamin Todd, Valentine Insley. John Braughan, Upper Dist. Job Brierwood, Henry Keene, of John, Arthur Lowe, Charles Staplefort, Paul Conaway, Henry C. bert, Robt. Geldsborough, William Andrews, William Woollen, Arthur Bell, Peter Harrington, sen. Samuand that the Spanish minister " has el Rawleigh, John C. Travers, Richard Airey, William Jackson, senior, Levin Hubbard, Hooper Rawleigh, William Gist, Daniel Martin, William S. Harper.

Levy Court. John Williams, Thomas Enna'ls, genior, Thomas Pitt, Moses W. Nesbitt, Thomas J. H. Eccleston, J. S. M'Nanger, Matthias Travers.

Orphidas Court.

Useph E. Mase Henry Keene, of

John, Thomas I. Pattison.

Cecil County.

Justices of the Peace. Rev. William Miller, Doct. John T. Venzy, Doct. James Scanlan, Richard Updegrove, William Gar rett, James Jackson, William Kilgour, John H. Foard, John Leech George Devinney, John Bryan, Collins Tatman, James Davis, Stephen Hollingsworth, Levi Tyson, Samuel Aldridge, John N. Black, John Shaw, George Davidson, Thomas Cozier, Nathaniel Chew, Samuel Coale, Charles F. Foard, William Russell, Edward M'Vey, Benjamin Malden, Jacob Hyland, of Stephen, Francis Gillispie, John Nowland, Christopher Livile, Thomas Janney, James Beard, Cyrus Oldham, Reuben Reynolds, George Kidd, Thomas Patten, Jacob Conrad, James Rowrand, Richard Reynolds, Samuel C. Hail, Jacob Job, Samuel Lewland, John Frey, Thomas White, John Snowden, Alphoneo Cosden, Edward Oldham, sen. Henry Slavter, John Conway, Job Haynes, Daniel Job, of Daniel, Thomas Richards, Thomas Reynolds, James Eagan, senior, Nathaniel Oldham, Nichola's Hyland, of Stephen, Jacob Hyland, of Jacob, Lewis Miller, Matthias Tyson, William Hewitt, Elisifa Joyce, Benja-min Hersey, Ezekfel Giberson, Benmin Hersey, Ezeftel Giberson, Ben-jamin Rejnolds, Elisha Kirk, Wil-liam Lusby, Idmes Allen, Andrew C. Smith, Henry Broughton, Wil-liam Crow, Israel Reynolds, Jacob Vandegrift, Thos. Warburton, Wil-liam Williams, Johnston Sempets, Joseph Philips, Robert John, John R. Evans, Richard Wilson.

Levy Court. Samuel C. Hall, John N. Black, William Garrett, James Scanlan, Samuel Hays, James Janney, Samuel

Orphans Court.
John Stump, Levi Tyson, Matthew Pearce.

LAYS OF MARYLAND. December Session, 1815. An get to after the times of holding the Court of Appeals, and for other purposes.

1. Be it enacted, by the General.
Assembly of Maryland, That from and after the first day of February next, the court of appeals shall be holden for the Western Shore, at the city of Annapolis, on the first Monday in the months of June and December in each and every year; and that from and after the passage of this act the court of appeals shall be holden for the Eastern Shore, at the town of Easton, on the last Mondays in the months of May and November, in each and every year, county court to white and that all proper already issued, hath been or dis he removed hath been or dis he removed hath been or dis he removed hath been or distance hat he removed hath been or distance hat he removed hath been or distance hat he removed has he removed he r

and all appears; write of errorses proceedings; civil anaceputing, a turnable to; and now depending to undetermined in, the said courte appeals for the Eastern Shore, the be returned and continued to the last Monday in May next. 2. Provided nevertheless, Int

it enacted, That it shall not be ne cessary for the judges of the conof appeals, or any of them, excepthe judge of the said court reside of the second judicial district; to a tend the said court to be holden for the Eastern Shore, on the last Manday in November in each and tre year, and the judge of the court, resident in the third judge district, to attend the said count be holden for the Western Shor on the first Monday in December each and every year, and it shall the duty of the judges of the secon and third judicial districts to atter respectively the said court to holden for the Western and Er tern Shores, respectively, in the months of November and December ber in each and every year, w shall respectively have power make all necessary rules and orde touching any suit, action, apper writ of error, process, pleadings proceedings returned to the sa court, for the respective Shores, depending therein, preparatory the hearing, trial or decision city suit, action, appeal, writ of eno process, pleadings or proceeding and to all executions, or to em them not called by consent: At at each and every such Novemb and December sessions of the si court, all suits, actions, appeal writs of error, pleas and other pr ceedings, civil or criminal shall! continued over to the ensuing M and June sessions, respectively.

3. And be it enacted, That if ! judge of the court of appeals, requi ed by this act to attend at East on the last Monday in November each and every year, or the judge the said court so required to atter at Annapolis on the first Monday December in each and every yes shall not attend as aforesaid, onth said respective days, for the pa poses by this act cirected, the de of the said court is hereby author sed and empowered to adjourn th said court from day to day, an the said clerk can notify one of other judges of the court of appen who shall attend within a conver ent time, and shall have powers toresaid to make all necessary rul and orders touching any suit, a tion, appeal, writ of error, proc pleadings or proceedings as after said, preparatory to the hearis trial, or decision of such suit, tion, appeal, writ of error, proce pleadings or proceedings 25 2fc said, and to all executions, or en them not called by consent; a the clerk of the said court is her by empowered to adjourn these court from day to day until these judge so notified, shall attend to

the purposes by this act required 4. And be it enacted, That act, entitled, "An act to alter times of the meeting of the court appeals, and for other purpose passed at November session eg teen hundred and eleven, be a the same is hereby repealed.

An act relation the administrat 1. Be it enacted, by the Gene

Assembly of Maryland, That where any process shall from any county court, directed the sheriff, coroner, or other officers of the sheriff, coroner, or other coroner, of another county, and the sher coroner, or other officer, to wh the same shall be directed, shall glect to make due return ther to the court to which such proc may be made returnable, it is and may be lawful for such to on motion, and proof of the deli ry of such process to such she coroner, or other officer, to ame such sheriff, coroner, or ether cer, in a sum not exceeding hundred dollars, and to enter judgment against such sheriff, ce ner, or other officer, for the inc ment so imposed in the name the state, but for the use and be fit of the party aggrieved by neglect of the said sheriff, core or other officer, which judge shall be an valid as any judge rendered upon the verdict of a ju and the party for whose use bonefit the samoshall have been tered, may sue out execution ! other cases of judgments reader in the said court.

2. And be it enacted. That for country court to which soy est

bil power and authority issue erral of resurvey order, or process, so the sheriff suror other officer of the counfood which such action hath as or may be removed, or to the off, or other officer of any other say, and the sheriff, surveyor, wher officer, to whom any such same briat of resurvey, order, or other neess may be directed and delired shall be bound to execute doby the same, in like manner of such warrant of resurvey, or fir, or other process, had issued on the county court of the counfrom which such action was rescounty in which such sheriff, retyor or other officer may reside, supon the neglect of such shesurveyor, or other officer, to gente and obey such warrant of herery, order, or other proces, becomety court to which any such cion shall or may be removed, and which such warrant of resurvey, der, or other process, may be turnable, shall on motion, and pen proof of the delivery of any ab warrant of resurvey, order, or ther process, amerce such sheriff, meyor, or other officer, and enup judgment in the manner eviled and directed by the first ection of this act. 13. And be it enacted, That if any

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eteraction brought or to be bro't hany court of law in this state, uch by law is not to abate by the eath of either of the parties therea and a declaration hath been or ar be filed before the death of the hintiff therein, further proceedmy be had upon the declaraes so filed, but the executor or ministrator, as the case may reore, or other proper person inteested on the part of the deceased, my at any time after appearance aveliberty to amend such declaraion in the same manner as it might

ave been done by the original Paintiff if living. 4. And be it enacted, That if the estendant in any suit or action hath cid, or hereafter shall die whilst sich suit or action shall be depending, and the heir, devisee, executor administrator, of such defendant, is the case may require, or other roper person necessary to be made any to such suit or action, resides nt of this state, the court in which nch suit or action is or may be deending, shall on motion order and drect a subpæna to be issued, directed to such heir, deviser executor, administrator or other proper penca as the case may require, commanding him, heror them, to be and appear before such court on or efere the first day of its next sesion thereafter, to answer unto the plaintiff in such suit or action in the per therein, if to him, her or them, stall seem meet, which subposa the plaintiff in the said suit or acum may serve, or procure to be served, upon such heir, devisee, exeuter, administrator, or other proper person; and upon proving to the satisfaction of the court to which such subpæna shall be made nturnable, that the same has been dry served, if the heir, devisee, executor, administrator, or other proper person, so served with the aid subporta, shall not appear on or before the third day of the seterm of the said court after ach service, in person, or by attor-

tey, and defend such suit or action. the said court on motion shall order Edirect a judgment to be entered for the plaintiff in such suit or action by dearlt nisi, the third day of the neceeding term of said court, and the said heir, devisee, executor, administrator, or other proper peron shall appear on or before the third day of said succeeding term, is person or by attorney, upon apication to the said court, the said igment shall be stricken out, and he said heir, devisee, executor, administrator, or other proper person, athe case may be, shall be permittid to appear and defend such suit a actio 5. And be it enacted. That where

my person against whom any judgment or decree hath been or shall be rendered or passed, hath appealed, or shall appeal from such judg. shall bring a writ of error to the tours of appeals to which such ap-Peal or writ of error may be made feturnable, it shall and mar be lawhi for the heir, devisee, and utor; administrator, of the deco fed, or ther proper person necessary to be ande party to such appeal of write sterror, to appear in the court of appear in the court of appears in person, or by attorney, and suggest the death of such appelach appeal or writ of error for