WEDNESDAY, FEBRUARY 20 1805.

HIGH COURT OF IMPEACHMENT.

SATURDAY, February 9.

Evidence on the part of the United States. WILLIAM LEWIS affirmed,

trial of Fries.

altho' my memory is very good for a short; tienal right of the prisoner to have counvery tenacious. I cannot therefore tell | privilege of the coul fer to address the jury | richties and elegance of every thing room what part of the transactions took place | upon the law as well as the fact in crimin 1 | needed with the placession-nothing eson the first or on the second day, nor can beases, and that this was a right which peculy, could exceed the brillian ap I pretend to state the conversation literal. would not be furrendered by the bar. - | pea ance of these veterans who formed ly, but I am certain I shall do it in sub. I added that I never had nor never would the escort of his M jesty, the sight of Arnce. Judge Chase observed, that he address a court in a criminal case—in this woom brought to renembrance the vehad underflood that at the former trial or however I was miliaken, for I recollect to its who a this hursely it erics has to trius (I do not recoilect which) there had fince, that I once did to Judge Peters | offer a dained. The procession ar and been a great waite of time by the counsel; remarked that the papers were all with at the Church in the inidst of the coolain making long speeches and in reading | drawn and deltroyed. To this I answered, common law determinations relative to that the court had faid that they had the doctrine of treason, and also English | made up their minds and had expressed it authorities both before and neeth in re- in the re ring of the jury, which would volution, and also in reading several acts be injurious to the prisoner, and that of Congress concerning offences less than therefore I would not proceed in his detreason, particularly the act commonly sence. When Judge Chase had said that called the sed tion law. He also menti- we should not read any decisions in Engoned that in order to remedy this, that land previous to their revolution, he he or they, (I do ot recollect which) had faid that we might read thate were made up an opinion on the law which he made after it. We had not read the deintended to deliver to the jury, and in or- cisions at common as to they that they der that the counsel on both fides might wer applicable o this country, or that govern themseives accordingly, he or the judges in this country were bound they had directed Mr. Caldwell, clerk or by them, but in order to thew that the court to make out three copies, one of them to be delivered to the Dittrict at-_torney, one to the counsel for the prison. er, and a third to be delive ed to the jury as foon as the cause should have been either opened or gone through on the part of the profecution. Mr. Dallas had not at that time come into court, and nothing had been said on the pirt of the prisoner .- Dallas and myself would not Proceed in mor stile of ex eli i.ce, to the words About this time the judge threw down Fries's delence, judge Chase observed that it. This art Peter" &c. After william one or more papers to the cierk of the we should not be able to embirrass the ther, was a . . nie. val of an licus before court, but whether I saw them jas court and that they would proceed with- the arr val of the Emperor, during which fom the hand of one to that of the o- loutus, and by the biciling of God would line is His ess temal et sented in the ther, I know not. The clerk handed render as much justice to the prisoner as me the paper which was defigned for the lift we had proceeded in his detence. The prisoner's counsel-if I took hold of it judges both on the second day took pains the happiness of his ten w creatures. I I am certain I did not read it. My 1m- to induce us to proceed, but we retuted, was impossible to fix one's attention on pression is that I waved my hand, and u. sed these words, "I will never suffer my hand to be corrupted with a prejudged opinion in any cate, much less so in a capitil one." If judge Peters made use of any expressions on the first day, I do not recollect it: Judge Chafe when speaking of the cases cited from the common law authorities and the statutes of England previous to the r volution, and also of the acts of Congress, said he would not suffer them 'o be read again. I am fure of the first, and believe the prohibition exte ded also to the acts of Congress. I know he faid that the acts of Congress had no relation to the subject. He also said that they were the judges of the law, and if they did not understand it, they were unworthy of their seats there, and if the pri. soner's counsel had any thing to say, in order to shew that they were wrong, they must address themselves to the court and not to the jury. I made some observations on the 'ubject, but I cannot say with precision what they were. I was struck with what had been said, and wished Mr Dallas in court. I went out of the bar in o der to see i I could find some person to send for him, when I saw him come into court. I met him and briefly related what had passed. He came forward and we were both impressed with the idea that as the court had made up their minds, it was not probable that they could be changed, and that it would be more serviceable to Fries, that we should withdraw from his defence—this we told Fries and earnestly recommended to him to agree to it. He appeared greatly alarmed and extremely

agitated and much at a loss what to do-

we at the same time told him that if he insisted on it we would proceed in his destopped by the court, and that if we proceeded, we should contend for our constijury on the law as well as on the fact. --He seemed relieved from the state of alarm in which he was in, and observed that he ! knew we would do the belt for him, and left it entirely with us to proceed or not at our pleasure with his defence. I told him we would call upon im at the jail and converse with him on the subject .-We informed him the court would in all probability offer to affign him other counsel, and desired him to retule the offer, which I understand he did, although I Mr. Nicholson-Please state the trans. | was not present at the time. It being thus actions which took place relative to the determined that Mr. Dallas and myself foould withdraw from the defence of Chas .- When court rose, at about half Mr. Lewis-Mr. Dallas, Mr. Ewing | Fries, I went to court the next day in orand myself were counsel for Fries at his der to inform the court that I was no first trial. It was conducted in the usual longer counsel for the prisoner. I began manner, and we were allowed to use every to tigoify my determination by stating means necessary to acquit him. The trial | what had taken place the day before.was before judges Ir dell and Peters. He Both judge Chase and judge Peters maniwas convicted, and a new trial was grant- | fested a strong disposition that we should ed, upon the ground that one of the jurors, | proceed with the defence of the prisonafter he had been summoned, but before er, and also to remove every restriction he was I worn, had made use of expressions, which had been laid upon us the day behostile to Fries, and that he ought to be fore. I was stopped in what I was about punished. This took place in the months | to say by jidge Chase, who told us to go of April and May in the year 1799. At or in our own way and to address the jury the October sessions following, Mr. Dallas | upon the law as well as well the act, if and myself attended at Norristown in ex- | we thought proper, but at the same time pectation that the trial would come on, observed, that it would be under the dibut it did not, owing to circumstances not | rection of the court, and at our own perio, necessary to be mentioned at this time. - | a dat the risk of our characters, it we con-At the April term the proceedings on the | dutted ourselves with im r priety. This first trial were stated by the dist ict attor. I had rather a contrary effect upon me than ney, and a new indictment found. At this i to induce me to proceed with the defence, bege of the citez no, and on who I ving with in indicement finally, who were term Judge Chase presided and was affisted as I was or conscious of his ing so consuct by judge Peters. On the morning of a ed myself as to render it necessary to be recertain day which I do not recollect pre- minded in this manner, that it would be cifely, when I entered the court, the jud- at the risk of my character. Judge Peters ges were on the bench, whether the pri- observed, that he knew he bur would forer was then at the bar I do not recollect, take the stud, and asked if the court were but if he was not, he was foon placed in an error, would we not f ffer it to be there. The lift of the petit jury were corrected. If they had fallen into an ercalled over and many of them attended. ror, I withed to keep them in it provided I will now relate as well as I can recol. it would fave the life of my client. lect the circumstances which took place. I mentioned at ither this or some other and carriages especially these shough remanded the government and best beat and best test tellers on their port.

they ought to guard against constructive! treaton. This was the object for which they had been read before, and for which we intended to use them at that time. -their heads to read any authority as law which was not law, ought the court to allow them to do it. Finding that Mr. er by his not having countel, than by any mary venerator. Their Maj stres en livered by the court.

[lo le continued.]

FRIDAY February 15.

by the House of of Representatives; and were performed during the above core Mr. CHASE, afte d d by his Con sel.

appearance of Mr. Cha les Lee, as cour. - pe iai magnificence. His holiness fol

Hugh Holmes, Aquilla IIal, Thomas reporting these wo ds ' vivat imperator Had, John Harves, Radan Balop, and in acternum? The Chu on tunine state-Philip Siewart were again cailed on the ly responded with cries, "Long ave th part of the projection, with in answer- | Empero -Long live the Empress'

gers w ether they had closed the est trance, were rejeated with transport at is cry which it was note ded to add ce | each iem skable occurrence during the i be all of the House of Representa-

Witnesses be ng absent, it was the hope | at 3 o'cl ck. It is Managers that should they here. It's emmen e Cardinal Feach, Grand after a trend one ir testin one would be re Almour, having carried the Book of the crived after that on the part of Judge | Evang 1 st. to the Emperor, his Maj s-Char wasch s d.

s re appea e : to be reasonable ; but that | ed that the feetings of his leart were in hi ficult admission of te timony on the | unison with the expression of his lips . part of the House of Representatives | but coming to these words, which conmust depend on the discretion of the code the oath, " I swear to govern with court à lie trial.

to Judge Chase, informed him that he mig t proceed with his defence.

When Mr. Harperrose, and in a speech of about half an hour, stated the grounds fence at every hazard and until we were of the defence which the respondent meant to make.

Samuel Ewing, Elward J. Coale, Wiltutional privileges, and thould address the | liam Rawle, Wallam Meredit', Luther Martin, James Winchester, and Willisam Marshall, were examined on behalf of Judge Chase. The court adjourned at about 5 o'click.

SATURDAY, Februery 16.

The C unt was opined a 10 A. M. Present the MANAGERS, accompanied by the House of Representatives and Judge CRASE attended by his counsel.

David Mead Randolph, John Marshall, Edmund Lee, John A. Chevalier, Robert Gaaible, Philip G och, & David R b rison, were examined on behalf of Jodge past 2 o'clocia

ACCOUNT OF THE CONONAITON OF BONAPARTE.

Translated for the New York Gazette, from a Paris Paper of the 4th Decem-

PARIS, DECEMBER 4. The sound of carnon and ringing of belis were incessing in appounding the ceremony of the colonation, from ix o'clock yesterday out " g, throughout he whole day. The skills, which on si chary termer occasions have been favoa le tothe commem ea ton afevents on which Bossparts was the here, were of t at day more than ordinarily propin . our. The weather somewhat of uly conflete success the imm no peparatio s with which all Pans had been for a Inne care car quell

his first appearant at the instead the left behould, wire, on the link's repeating Emperor let. the Traill-ries, and occasi- I the requer, with his holds wond overhim til is armyal at the Church of Noise was a few rays; and mit a fituation lett their part; and the house of representa-Dame - From five 'click withem some him to frem the right. The circ of the trees had appointed Joseph May, of Pennrelative to the trial, first premiting, that ! stage of the trial, that it was the constitu- | which the process on was to pass.

The public expect then has been fill mations of the prople. The acclaimant o s were resterated in the temple filled with cit zens more particularly assched to his Migisty, as they were comperators with him is dispensing those bess ings which his genius produced. At 8 o'c ock the beaches were occupied by the Presidents of Cantons, and other offical characters called together from a l he Departments of the Empire The Tribulate, the L g slauve Body, and the Sent ter successively arrived, and threed the may of the the ich. The Council of Sate took their seats pareliel to the boot of the Throne—The Diplomatic B dy was sea ed ablive Could le The Elector Arch Chancelior of the Germanic Emp. e, a.d many tareign Princes, were s a loved on one side of the I mo e. H.s Haliness the Pope errived at last Judge Chafe asked, it counsel took it in part 10, precided by his cardinals, the Ar habi hops of France, and all the Cleigy of Paris-while they were entering the Cauca, there was music in a supe accitude of a Pont fl who was profound y med taking on Heavenly things, and on believing, after what had taken place, this holders at this ome, without being the lite of our client would be faved foon- per etrated with sen imems of extra ndiexertion on our part after the opinion de- 'tered the church between 12 & 1 o'clock, Laving approched he A.t., His Him. , 1.888 Sui & Veni (reator, administered the Holy unction to the Emperor and Empress 2 d the other ceremonies followed The Cours was opened at 10 A. M. Jace, iding to the manner in which they Perest the MANACIERS, a companied | have been appourced. Surable authemmony .-- Then Majisties then ascended We contact to note, in our las, the the terms news habithe splendor of Ime. f.r Judge Chase. lowed habited in als efficial subse, and William Will, Meriwether Jones, completed the steat work of Cornation, These acci mations, with which their The President e quited of the Mina- M festies were received on the r enaugus' ceremony. Ther M. jesties repaired a second time to the Aliar; to Mr. Rodney reali d that several of the | make their offerings. Mass was finished

ty to k the Impellar Oah upon the The President observed that such a de- | Tirene, in a time of voice which indicata single eye, to the interest, the happiness The President, then addressing himself and the gior; of the French people! his voice faultered, on account of the tende: sensibility which he at that moment ex-

perienced; which being instantaneously observed and felt by the audience, their cries of long live the Emperor were redoubled. Te Deum was then performed. His Majesty with his retinue left the Church at four o'clock, and did not arrive at the Thursteries 'till dark. The Pope with his attendants followed the Emperor in about ten minutes. The carriage of his Holiness was preceded, according to casiom, by an Ecclesiastic mounted on a mule, and carrying the Papal Crass.

The Imperial Coach, and that of the Sovereign Pontiff, were each surmounted with a crown, and drawn by eight magnificent houses. The pomp and splendor of the procession were worthy of Imperial majesty and grandeur.

Public joy and satisfaction were every where exhibited. Their Majesties ears were continually saluted with acclamations on ther return to the Palace, of "long live the Emperor and the Empress?' to which the Emperor replied by bowing gracefully and benignar by to the multitude. Although the crowd of spectat is was immense, order and decorum reigned through ut. The duminations every where were very balliant; those at t e B ulcvards were in the form of Pyramids, with stars and spheres attached the lamps; but those especially at the Garden of the Thuilteres, were in a style of s, lendor that beggars all description.

NEW-LONDON, (Con.) February 13

A hornd act of bability, we are in tomed, was prejetra ed lat week, in but in Id and pleasant, I voted the assemi- Sullicia. A boy about twere we are old thy provided with least filered permittion (the might being extremely cold) to all op ty the fire on the ground floor. The sun shore at intervals, making This lowever, was reful dow the matter ally beathed it is dettig the march, mio cold care where he o be overing General S. Smith of Maryland, teller on e streets were t'r iged with people boy, however, foor reac ed his car-he fylvania, and Roger Guiwold, of Connechanded him, till all completts were clientedly filemed -I enex morning fort of the chair, and the tellers being time, yet after a lapie of time it is not fel for his defence, and that it was the gratified—nothing could exceed the taste, the day was their apparently liteless—all leated, the lower has bet the look hozen -an une qual ed chie tof mility!---Our in- this effect-Gentlemen of the senate and i mount adde, there is no doubt that the Lov. before the spis doed.

We are inforzed that a Mr. Heary Goodall, of Chatham, Connermor and intestor prefident and vice prefident of a, o'l man, under the care of that town I the United States. The leveral p ckets being a little i fane was chained to the | and duplicates received, and which by Bereit ihe iene in which he was kept, I their indorfement purport to be those reon the ray that the 5th mit, and in that fituation in ze to death!

NEW-YORK February 16.

Yesterd y at ein on as the sup Augusta was proceeding to rough the Natrows or her veyage to B dast, the peop'e were called at on du y, when one of to e men with great delab ration pulled off his lat and taking farewell of his comtades resped over the stern of the vessel. and all hough the sup was immediately here to, he tost he sed everboard, and every means tried to save the inf. uated mar, he sunk to the bettem: no cause can be assigned for the rash act.

The Soulern wail hal not arrived last evering wien his paper was put to press. There was a report in town yesterday, t at he sage which carried the mail was lost in afternpung to cross the Delaware on Tou sday, a dithat the passervers were drowned. We know not to what degree of credit his alarming the senate declared the numbers for each account is entitled; but we indulge the hope that it is altogether willout founda-

Notice is hereby given,

THAT B. im re Count. C um will meet at the court house of said counts on Thursday, the 21st in it, at I o'clock, A ! to hear and determire on the petitions of Chris opher Randali and Wobs Fiber, new in custory

The court will then proceed agreeably to the provision of the act fir the relief of sund y ins livent deb its, pas el at the last sestion of the ge eral assembly to ischarge the persons of sait p is ners without requiring bond for their personal app arerice at the final hearings, unless cause be shewn to the contrary, of which the creditors are hereby warned.

Sig &! by order. WM. GIESOW, clerk. February 19

Chas. Ghequiere & H.Kunckel Have received per ship Hamilton, cipt. Vickers,

frim Varel. A few packages Hempen USNABURGS & BOURLAPS, and

One chest CREAS A LA MORLAIXwhich they offer for sale on the usual terms; and exped by the General Mercer and other vessels from Varel, a further supply.

They bave on band, of former in portations, Hessians, Osnaburgs, Brown Hempen, entitled to drawback-alio, Round Dowlas, in whole and half pieces

Creas a la Moriaix

White and brown Platillas and Britannias. 8 pipes 4th proof Cegniac Brandy Figuira wire, in pipes and hhds, equal to the

best post wine A quantity of demijohns A few chests Imperial and Hyron Teas, fresh Eussia Pristles, in casks, or the second qua-

Canada Beaver & Muskrat skins, prime quality, and at moverate prices, either by a large or small quantity, and

Bohemia Window Glass N. B. Cash and liberal prices (according to quality) will be given for Otter and Mink Skins, as well as for Bear Skirs and other shipping Furs : as also for good grey & red Deer Skins

C. G & H. K. dôtes6i January

American.

WEDNESDAY, FEBRUARY 20, 1805.

The schooner Liberty, hence, has arrived at Charleston, after a passage of 35

A schooner from Alexandria, for St. Bartholomews was spoken Jan. 17, in lat. 36, long. 70, 8 days out.

Letters from Liverpool, of the 6th December, state, that in consequence of receiving accounts of the damage done to the Cotton crops in S. Carolina & Georgia, by the gale in September last, Cotton had risen there, and was in considerable demand. Sea Island was from 254. to 2810, and one parcel of very fine sold at 353. Short staple was at 156 to 157.

In the hous- of Representatives, of the United States on Wednesday, February 13, 1805, on motion,

Resolved. That a committee be appointed to join such committee as may be appointed by the Senate, to wait on the President and to notify him of his reelection to the office of President of the United States.

Ordered, That Mr. Nicholson, Mr. Gregg and Mr Varnum, be appointed a committee, on the part of this House, pursuant to the said resolution.

FROM WASHINGTON.

" February 13, 1805. 16 This day, conformable to the constitution the returns of the votes of the difterent states for president and vice president were opened in the presence of both

houses of congress in the senate chamber, at 12 o'clock. "The fenate had previously nominated

" A table was placed for the tellers in

"The pesident of the senate said to house of reprefentatives, it is our duty puriuant to law this day to open and declare the state of the votes of the several tuins, are now here; they have been transmitted and received within the period required by law. As no preference is to be given to one state over another, the papers are arranged according to geographical order, proceeding from north to

fouth, thence to the wes ern waters. The prelident of the fen te then broke the leads of the original and the duplicate returns, the first of which was banded to the teiler of the fenate, and by him read; the other was held by the tellers of the house of representatives, who took down in writing the numbers of the votes of e chillate-in the following order:-

The flatement has been twice given in the American, viz. for JEFFERSON and CLINTON ONE HUNDRED & SIX. TY TWO votes-for PINCENEY and

KING FOURTEEN]

"The tellers having counted the numbers severally, and the calculation of each agreeing with the other-the tellor for state, and for each several persons voted for aloud—and the number, for each in the aggregate-and handed them written to the vice president who also declared them feverally and collectively-and he concluded.

From this state of the returns it refults and it becomes my duty to declare according to the constitution-that Thonas Jetierson is chosen president of the United States for four years commencing with the 4th day of March next, & that George Ulinton, is Thosen vice president of the United Stases for four years commencing with the 4th day of March

"The returns were then made up for record, and I suppose a return will be made of the refult to the department of liate, so that proclamation may be made

"This business being terminated, both houses separated at 12 o'clock.

At half after two the senate sat again as a court of impeachment, and went through the examination of J. Triplet, Wm. Heath, and John Basset.

" Mr. Heath was examined by the respondent's counsel to sift out evidence as to the time and circumflances and cause i of his waiting on judge Chase, at the time the judge delired the democrats to be firuck off the jury pannel.

". Mr. Basset was called on the part of the judge; he was one of the jury who tried Callender, and was examined as to his opinions and declarations in the court before being fworn, and as to the conduct

of the court. "The court adjourned at 4 o'clock."

INTERMENTS in the different burialgrounds of the city and liberties of

Philadelphia, from the 9th to the 15th

Total,