

It requires very little legal ability to demonstrate, that the title need not be recited; and it is equally easy to prove, that the decision in this case may be pleaded in bar of any other prosecution for the same offence. The attorney for the United States must prove, that the traveler did publish a false, scandalous and malicious writing, with intent to defame the president. This can be done without reciting the title; and if he supports by the evidence any entire charge—if he proves that the traveler did publish any false, scandalous and malicious writing, it will be sufficient to support the indictment as to that charge, but he must be acquitted of the other charges; and the charges of which he may be found guilty, can be easily compared to charges in any subsequent indictment. This is quite different from the cases where there is an actual variance between the paper charged, and the paper offered in evidence. I understand that difference to be, that where the prosecutor undertakes to say, that certain precise words have been published, he must establish them; but when he states words of the tenor and effect following, he will only be obliged to prove the substance; but you insist that the whole original, including the title, must be copied in the indictment *verbatim et literatim*. I wonder you did not add *et punctatim* also. There is no real variance, and there is an end of the objection. You are mistaken.—I pronounce this to be the law, and I shall instruct the jury, that they may find the traveler guilty of part of the charges, and acquit him of such as are not proved.

To be continued.

NEW YORK, March 25.

The ship Hare, captain Beadle, in 35 days from Lisbon, arrived here yesterday. We learn by this vessel, that accounts were received at Lisbon, that a French fleet, consisting of fifteen sail, had certainly slipped out of and failed from Toulon—and that it was said, although not confirmed, that another fleet had failed from Brest. The account of the failing of the squadron from Rochefort, recently arrived in the West Indies, was also known at Lisbon. The American frigate Constitution, captain Rogers, failed three days before the Hare, bound up the Mediterranean. All the Spanish ports were open. Joseph Rademaker, Esq. Charge d'Affaires and Consul General from his Royal Highness the Prince Regent of Portugal, to the United States, came passenger in the Hare.

The news of the arrival of a French squadron in the West Indies is confirmed by Captain Deshon, of the brig Cleopatra, who arrived here on Saturday evening in 20 days from St. Pierre, Martinique. Captain Deshon informs us, that about 10 days before he failed, a squadron of five sail of the line, three frigates, a brig, and schooner, with two transport ships, having on board troops, from France, touched at Martinique, and immediately proceeded for Dominique.—On the failing of this squadron from Martinique, an embargo was laid, which continued for six days, when an express boat arrived from Dominique, informing, that the above squadron had succeeded in landing troops at that place, but had not taken the fort—and, that they had again failed for some of the other British Islands. It was supposed they had gone against Antigua.—This squadron were said to be from Brest, and consisted of one 120 gun ship, two 80's, two 74's, two frigates of 44 guns, and a brig and schooner. The number of troops on board was 4000. The town of Roiffeau, which was burnt, was said to have been set on fire by the inhabitants.

The following is an extract of a letter dated the 1st March, received by a merchant of this city from his correspondent in St. Pierre.

"The squadron from Rochefort arrived the 19th February, and failed the 20th for Dominique. On landing at Roiffeau they were opposed by the inhabitants, and in the conflict burnt all the town except four houses. The conquest of the island not being practicable, they evacuated it on the 27th, and have gone to Guadeloupe, with 8 or 9 merchantmen and some small craft—the particulars we have not learnt. The merchants, no doubt, have lost their effects in toto, and must be in a distressed state. They had no intelligence until the enemy appeared."

Accounts from Albany state, that the bill for incorporating the Merchants' Bank, will certainly pass the Assembly by a majority of about fifteen.

NEW-ORLEANS, February 23.

A splendid subscription ball was held last evening, in honor of the birth of the late illustrious Gen. Washington, which was very numerously attended by the most respectable inhabitants of the city and its vicinity. At an early hour the company began to assemble, and at nine o'clock, there were between 3 and 400 persons in the dancing room. The fair of Louisiana, who honored this ball with their presence, were very numerous, and beauty and vivacity presided during the whole evening. Nothing occurred to mar the pleasures of the place, but the utmost harmony and good will universal prevailed. Great credit is due to the managers for their arrangement and attention.

American.

THURSDAY, MARCH 23, 1835.

"Justus," shall appear to-morrow.

Extract of a letter from J. Blakely, esq. consul of the United States, at St. Jaigo de Cuba, dated the 25th Feb 1805, to James Simons, esq. collector of the customs in Charleston.

"Permit me through your politeness, to inform the merchants of the United States, that this port is now opened for American vessels bringing flour and provisions."

The same letter states,

"During a month past, flour in this city has been from forty to sixty dollars a barrel. 'Tis now said, that two days more will finish the last barrel of flour of the best supplied bakers in this city."

A person, who calls himself SAMUEL H. SMITH, and who says he came from the vicinity of Camden, was detected this morning in King street, attempting to pass counterfeit Branch Bank Bills. He had a number of Bills, of different Branches, in his possession; and after examination, was committed to gaol.

[Charleston Times.]

FROM PHILADELPHIA.

TRIBUTE OF RESPECT
To Commodore PREBLE.

Commodore Preble, being on his return from the seat of government to his family in Massachusetts, was prevailed on to suspend his journey, and to gratify his friends, by accepting an invitation to dine with a select party in Philadelphia, on Saturday last.

A sumptuous entertainment was provided at Mrs. Hardy's Hotel, where upwards of fifty gentlemen assembled, to welcome their distinguished guest.

THOMAS FITZSIMONS, Esquire, and General FRANCIS GURNEY were requested to preside. The day was passed in the most pleasing hilarity—and every demonstration of esteem and attachment, which the occasion called for, was cordially given, and gratefully returned.

The following TOASTS were drank:

1. The United States.
2. The State of Pennsylvania.
3. The President of the U. States.
4. The memory of WASHINGTON—spotless, splendid, and immortal.
5. The navy of the United States—on Infant Hercules, the boast and bulwark of our country.
6. The army of the United States—brave, disciplined and patriotic.
7. The memory of the Heroes and Patriots of the American Revolution.
8. The Constitution of Pennsylvania—respected and unimpaired.
9. Our Fair Country Women—their happiness our object, their smiles our reward.
10. The memory of Gen. HAMILTON.
11. The Senate of the United States—may its deliberations always correspond to the justice and dignity of its late judicial proceedings.
12. The judiciary of the United States—wise, virtuous, and independent.
13. The memory of our gallant Officers and Seamen, who have fallen in the Tripolitan war.
14. The Agriculture, Commerce, and Manufactures of the United States.
15. The progress of Science and religion.
16. A speedy release, and happy return to our brave Tars, prisoners in Tripoli.
17. Our gallant Guest—he reaps the grateful reward of his honorable services, in the esteem and affection of his country.

By Commodore PREBLE.
The city of Philadelphia, and its Commercial interests.

By the President.
May the gallantry of our brave Defenders, always receive its best reward—the approbation of their fellow citizens.

SHIP NEWS

Port of Baltimore.

ENTERED,
Brig Batavia, Wmch, Lisbon
Schr. Amicus, Jhr, New York

CLEARED,
Brig Brilliant, Monserrat, Guadalupe
Schr. Plato, Fleetwood, St. Jaigo
John, Atkinson, West-Indies

FROM BRIDEN'S MARINE LIST.
March 27.
Arrived, schr. Amicus, Jackson, 4 days from New York.
Also, Bremen brig Batavia, Vandeve Werch, 7 weeks from Lisbon—Salt—S. Smith and Buchanan.

New York, March 25.
Arrived since our last,
Ship Columbus, Connell, in 49 days from Malaga. Sailed in co. the ship Hope. Chace, for New York; brig Anna, Truman, of New Haven, for New York; brig Susan, of New Brunswick, for Liverpool; schooners Mohawk, Southward,

for Bolton; Fame, Sampson, for do. Left, brig Wallington, Slocum, to fail for Charleston next day; brig Mary, Rice, of Portsmouth ready for sea: ship Martha, Glenn, to fail in a few days for Philadelphia; brigs Freeclove, German, and Spanish Lady, Vaneman, both ready for sea, bound to Philadelphia. March 12, in lat. 33, long. 66, spoke the brig William, Thompson, 8 days from New Haven for St. Croix. Flour was 16 dolls. The port of Malaga was opened on the 17th of Jan.

Ship John Jones, Allen, of Wilmington, N. C. in 124 days from Newcastle, (Eng.) and 46 days from Fayal (where she arrived in districts) Left at Terceira, Jan. 24, in distress, the ship Two Sisters, Tucker, from Liverpool for Bolton; and brig Experiment, Kennedy, from Liverpool for New York, both unfit for sea, and felling for the benefit of the concerned. Spoke, March 11, in lat. 32, 56, long. 69, 50, schr. Gipsey, Hodgins, 8 days from Baltimore for Barbadoes.—March 13, in lat. 25, 40, long. 73, 33, the ship Two Generals, 40 days from Liverpool for Norfolk. March 15, in lat. 35, 8, long. 72, 10, the ship Fair American, Harvey, 3 days from New York for New Orleans, in co. with a brig which failed with her. Captain Newman, and crew, late of the schooner Charles, of Charlestown, (Mass.) are passengers in the John Jones. Captain Newman informs, that he failed from Bordeaux on the 12th of November, but having suffered in severe gales, was obliged to bear away for the Western Islands, and was ultimately driven ashore on the 18th of December on the Island of Pico, and his vessel lost, but his crew and part of the cargo saved—three ships, and their crews were lost at the same time, two of which were American. Captain Newman, December 11, spoke the brig Patty, of Gloucester, from Messina, and 20 days from Gibraltar, which vessel on the 7th, was hove on her beam ends, lost her foremast, bowprit, companion way, and one man overboard, named Edward Bircham, of New Haven. The Patty was then bearing away for Lisbon, and Captain N. has reason to believe she was lost in the gale which drove him ashore.

Ship Charlotte Murdoch, in 25 days from Green Island, Jamaica. Left, at Montego Bay, February 20, the brig Jane, Ruit to fail in a few days for New York; and the brig Ohio, Ruit, in 10 days. At Falmouth, the ship Favorite, Mackie, from New York. March 16, in lat. 28, long. 79 spoke the ship Phoenix, Warner, 20 days from Trinidad for Baltimore.

Brig Cleopatra, Deshon, of New London, in 20 days from Pierre, Martinique. Sailed in co. brig Friends, Adderton, for New York; brig James, Rinker, for New Orleans; schr. Dart, for Norfolk; schr. Adventure, for Charleston; and brig Fair Manhattan, Salter, of New York, for Veclain; sloop Theis, Billings, of Norwich; brig Agrest, Tinker, of New York; brig Aurora, Allen, for do. in 4 days; brig William and Martha, to sail next day to Boston.

Brig Venus, Hildreth, in 5 days from Charleston. Passenger, John Hathorn. Brig Harriet, Hunt, of Philadelphia, in 22 days from St. Thomas. Passengers, captain Records, Mr. Bennet, Mr. Astradi, Mr. O'Boon and family. Left, among others, sloop Maria Anoinette, Ligrham, of New York; brig Cyrus, Burbank, of do. schr. Molly, Smith, of Boston; Charles, M'Neil, of ditto; ship Sykes, of Philadelphia; and schr. Betsy, M'Colloch, of do. March 15, in lat. 32 23, long. 71, 30, spoke schooner Washington, Gubert, 4 days from Philadelphia for New Orleans.—Captain Records informs, that the ship Fortitude, from New York for St. Thomas, was lost on a reef to windward of that Island.

Sloop Minerva, Monk, of Philadelphia, in 24 days from St. Croix, W. End. Left, ship Belleville, just arrived in 17 days from New York; schr. Rebecca, Decosta, and schooner Americana, (late Shields) both of Philadelphia; schooner Concord, of Boston, and others.

Sloop Cornelia, Church, in 17 days from Richmond.

Ship Hare, Beadle, in 35 days from Lisbon. Left the brig Attea, Inglee, of Rochester, from Leghorn for New York, having put in there with the loss of her foremast and bowprit; ship Columbia, Lewis, arrived 2 days before the Hare failed from New York; schr. Mary-Ann, West, from New York, (failed in co. for the Isle of May); schooner Rose, Atkin of Cape Cod, from France for Bolton, put in there in distress; ship Victory, Becknell, of Boston, from Rotterdam for Boston; ship Sarah, Sutton, of New Orleans, from Bordeaux for St. Lucar; brig Aurora, Monk, of Norfolk, from and for Bordeaux; ship Gen. Wilkinson, Myers, of New Orleans; ship Refutation, Darby, for Salem; brig Union, Smith, of Alexandria, from Vigo, in ballast; ship Olive Branch, Shepherd, from Bolton for Madeira and India. The ship Romulus, Nickerfon, failed for Philadelphia 6 days before the Hare. The ship George Washington, of Salem 8 days before for Muscat. The ship Reliance, of Boston, failed the 9th Feb. for Muscat. The ship Hertford, Brown, of Baltimore, sailed the 8th Feb. for Africa. The ship Ohio, Hall, of New York, failed the 1st of Feb. for Bordeaux. The ship Independence, Fleming, of New York, from Nantz, bound to Lisbon with grain, was cast away near Cape Mondego, about 90 miles N. of Lisbon, a few days before the Hare failed—vessel and cargo totally lost—crew saved.

Spoke, March 17, in lat. 36 long. 65 30, the brig Phoebe, 4 days from New York, for Demerara.

The sloop Hope, Sackett, in 23 days from St. Thomas. March 8, in lat. 24 3, long. 69, spoke the brig Antelope, Seargeant, 17 days from New York for Jamaica.

The ship General Wayne, from Toningen, via England, with passengers, arrived at Sandy Hook yesterday, and has gone up to Amboy.

Cleared—Ship Jane, Milrea, Madeira; snow Clothier, Wells, Dublin; brigs Sea Nymph, Laight, Havana; Juno, Bain, Nantz; Hutchin, Bermuda; schooners Eliza, Thorp, Washington; Debuture, Hitchcock, West Indies; and sloop Romp, Sutherland, St. Thomas.

List of American Vessels left at Lisbon, February 4, by ship Romulus, D. Dickerson.

United States frigate Constitution, Rodgers—had got a new bowsprit and fitting for sea.

Brig Hannah, Hawthorn, of Philadelphia, for Cherbourg, to fail next day.

Ship Ohio, Hall, of New York, for Bordeaux, ready for sea.

Ship Hare, Beadell of New York, to fail in 10 days.

Ship Hertford, Brown, of Baltimore, for Senegal, in ten days.

Ship Victory, Bignall, of Bolton discharging.

Brig Patty, Higgary, from Messina, put in in distress.

FOR SALE,
6000 Bushels Lisbon salt.
Apply to
VAILANT & CHAMBERS,
2, Bowly's Wharf.
march 28 d4t

Wanted to Purchase,
A NEGRO MAN, a waggoner, with a family. Apply to
A. ROMAIN,
No. 147, Market street.
march 28 e

For sale,
On board schooner DOROTHY, from New-York, at Smith's wharf,
100 kegs Nova-Scotia PICKLED HERRINGS in the best order, and fit for the West-India markets.
3 cases of fowling pieces, double and single barreled, double and single pistols, and some handsome swords.

Just Received,
And for sale by the subscriber, at his factory, Old Town,
1 case elegant Silk Shawls, 6 and 7 quarters wide.

WHO HAS ALSO ON HAND,
40,000 wt. Brown Soap,
100 boxes Mould Candles—all in good order for shipping, which I will sell low.
HENRY LONG.
march 28 d4t

Fresh Teas.
125 Chests of Teas, are just received, per schooners Dorothy and Amicus, from New-York, viz.
60 chests Hyson Skin } Of the ship Se-
50 do. Young Hyson } vern's cargo just
15 do. Hyson } arrived at M. York
entitled to drawback.
Also, per the above vessels,
2000 pieces Yellow, and 500 pieces blue NAN-
KEENS, of an excellent quality, entitled to drawback.

For sale by
CHARLES GHEQUIRE, and
H. KUNCKEL.
march 28 d10t

400 KEGS
Of White Lead in Oil,
AND a general assortment of Paints and Oil for sale, wholesale and retail, by the subscribers, at their manufactory at the foot of the last bridge on the Falls.

JOEL WEST & Co.
N. B. Spirits of Turpentine, Varnish, Rosin; Pitch, Tar, &c. as usual.
march 28 d10t

To Let,
A HOUSE, the corner of Gay and Fish streets, now occupied by Mr. Ensch Churchman as a tavern; there is stabling sufficient for 25 or 30 horses attached to the premises—possession to be given on the 4th June. For terms apply to the subscriber.

To be sold at Public Sale,
On Wednesday, the 10th April, at 10 o'clock, A. M. if not previously sold at private sale, a HOUSE and LOT, in M'Clellan's alley, a short distance from Market street, at present in the tenure of Mr. John Burk.
Wm. THOMPSON.
Market Space
N. B. A likely NEGRO GIRL, about 19 years of age for sale. Apply as above.
march 28 eots

A Wet Nurse
WANTS A PLACE.
A young woman of a general family, whose child died a few days past, would wish to have a situation in a respectable family. To such an applicant the wages will be moderate if application be shortly made. A line directed to N. R. and left with the painters hereof, will meet due attention.
march 26 d4t

To Rent.
A S I intend declining the retail Grocery business, for the present, I will Rent the HOUSE in which I now live, to a good tenant. The situation is equal, if not superior to any in this city, for the wholesale or retail Wet or Dry Goods business. The stairs are large and convenient, and a cellar under the whole of the house.
KENNEDY LONG.
N. B. If I rent my house, I will sell my stock on reasonable terms.
march 9 d

Sale by Auction.

THIS DAY,
At 10 o'clock, at the Vestule Warehouse, in the corner of Second and Frederick streets, will be sold by the sale of
DRY GOODS,
AMONG WHICH ARE,
7 Bales German Linens, Calicoes, furniture cottons, muslins, cambricks, moranos, durans, wildbours, bambasets, jones spinning, shawls, cloths, flannels, swansdowns, &c.—Also,
For account of the Underwriters,
2 bales damaged Ognaburghs,
And at 2 o'clock,
60 hhd's clayed and St. Martin's sugar, entitled to a drawback on exportation.
26 puncheons Jamaica and St. Croix Rum
30 pipes Bordesux Brandy
25 do. Madeira and Teneriffe Wine
16 do. Red and White Portugal do.
42 cases Claret of good quality
10 quarter chests Hyson and Hyson Skin Tea
10 do. casks Malaga Wine,
12 bales Cloves and 6 casks Nutmegs.

THOS. CHASE, and'r.
N. B.—A few lots of Glass Ware, bird pictures, &c. remaining from the last vendue, sold without reserve, immediately after the dry goods.

Sale by Auction.

Will be added to the sale this Day,
60 bags Green Coffee, entitled to a drawback
33 boxes Preserved Fruit in Brandy
20 cases Olives, Anchovies, &c.
6 casks Glue,
A quantity of English Walnuts, and a variety of articles, being the remains of a grocery store.
ALSO,
In addition to the Dry Goods,
1 box Irish Linens, and a trunk of Hosiery.
THOMAS CHASE, Aud'r.
march 28

For New-York,

The fast sailing Schooner
DOROTHY.
A regular packet, JOHN LA FORT, master, has three-fourths of her cargo already on board. For the remainder, or passage, having good accommodations, apply to the master on board at Smith's wharf.
march 28 d

For New-York,

The Schooner
AMICUS.
BENONI JACKSON, master;
A new and elegant vessel, with fine accommodations for passengers, burthen about twelve hundred barrels. A part of her cargo being already engaged, will sail with all possible dispatch. For freight of the remainder, or passage, apply to the master on board, at Smith's wharf, or to
ISAIAH MANKIN.
Who has received by said vessel,
50 barrels New York prime Beef, represented of a very superior quality, and
3 pipes old red Cogniac Brandy.
AND ON HAND,
50 hhd's Maryland Tobacco
20 casks common Raisins
7 pipes do. Brandy
20 barrels Cider
Beef, Pork, Codfish, Alum, copperas, &c.
march 28 d

Cincinnati.

A Special Meeting of the Maryland Society of Cincinnati will be held in Baltimore, at Evans's Tavern, on SATURDAY, the 13th of April, at 11 o'clock. As some matters interesting to the society will then be under consideration, the members are desired to be punctual in their attendance.
By order of the President,
ROBERT DENNY, Sec'y.
* The Editors of Newspapers in the state are desired to insert the above in their papers.
march 28 2awt13A

To Rent,

AND POSSESSION GIVEN NEXT MONTE,
A CONVENIENT three story brick dwelling HOUSE, in Calvert street, at present in the tenure of Thomas Rutter, esq.—For terms apply to
ROBERT FISHER,
Chair-maker, 3 doors below the American office.
march 28 d

Notice is hereby given,

THAT a number of persons concerned will present a petition at the ensuing session of the general assembly of this state, for the purpose of repealing an act passed the last session for opening a turnpike road to lead from Gravelly hill to Randall town.
march 28 eot4t

Goshen Cheese.

25,000 lbs. of Goshen cheese, well colored and of a superior quality.—Also,
50 boxes Mould Candles, just arrived, and for sale on board sloop Polly and Jane, lying at Bowly's wharf, by
JOHN C. BUSH,
march 28 d6*

This Day is Published,

And for sale by S. BUTLER & G. KRATZNER
Evans's Report,
No. III.
Of the Trial of the Hon. SAMUEL CHASE.
march 18

Six Cents Reward.

RAN-AWAY from the subscriber on Monday last, an apprentice to the painting and glazing business, named WALTER CHAMBERLAIN, between 18 and 19 years of age, about 5 feet 9 or 10 inches high; a blue faced sulky looking fellow. Six cents will be given to any person who will apprehend and return him to the subscriber, and no charges paid if brought home.
ANDREW BLOCK.
N. B. All masters of vessels are forbidden from harboring or carrying off said fellow as their peril.
march 28 eodt

For Sale at Public Auction.

By the Executors of the late Jeremiah Yellow dressed, on the 1st of April, at 11 o'clock, at Yellow's wharf, Fall's Point, The fine coppered Ship
MONTEZUMA
Burthen about 348 tons; and fast; is completely found; having two masts of oak, one of which is partly new as are also her rigging and cables. She was coppered about 70 years past, and may be vent to sea at a very little expence.
march 19 [d] dta