

those whom it will not engage to fight, will be engaged, not to fight, with it we can pass generally. But if here and there we find a walled town or a garrison impervious to its influence, cannon balls and bayonets come in as irresistible agents. The convention I have entered into with Hamet Bashaw may be useful in case he succeeds in getting re-possession of his government otherwise it can do no mischief, even if ratified, as will appear by the precaution in the second article.

[TO BE CONTINUED.]

American.

COMMERCIAL DAILY ADVERTISER

SATURDAY, JANUARY 25, 1806

New Judiciary System,

FOUNDED ON THE ABOLITION OF THE GENERAL COURT;

ACTS

OF THE GENERAL ASSEMBLY OF MARYLAND, FOR THE REFORM, ORGANISATION AND REGULATION OF THE COURTS OF COMMON LAW, Is This Day Published,

In a handsome and convenient Pamphlet form, and for sale at the Office of the AMERICAN. As measures do not appear to have been adopted by the honorable legislative authority of the state, to insure a general circulation of the state, to insure a general circulation of the state, to insure a general circulation of the state...

The price to subscribers one-eighth of a dollar—to non-subscribers 25 cents. It is now ready for delivery to those who are desirous of possessing a copy.

Two productions, termed diplomatic papers, signed "The Marquis of Casa Trujillo," appeared last evening in the Federal Gazette. They apply to the late message of the president of the United States; and are intended to invalidate the several representations exhibited in the message, relative to the hostile conduct of Spain. The Marquis complains that his note on the subject had not been honored with an answer from the Secretary of state.

Salem, January 14.—Cleared, brig Saint Michael, Allen, Baltimore.

Boston, January 16.—Arrived, New Bethia, Hall, Baltimore.

REPORT

ON THE MEMORIAL OF SAMUEL CHASE, Esq.

The committee to whom was referred the petition of Samuel Chase, report, that they have taken the same under their consideration, and examined the several acts of assembly and resolutions therein referred to, from which it appears, that the petitioner was appointed agent of the state for obtaining a transfer of the stock in the Bank of England in the year seventeen hundred and eighty-three; that he continued sole agent until the same was made the subject matter of diplomatic negotiation; that during all this intermediate time the state of Maryland appeared, through the agent, to be occupied with tedious and expensive suits in chancery, at a very considerable cost and charge, & these chancery suits seem to have been made the pretext of obtaining advances of large sums of money, upon the plea of their being necessary to prosecute these suits, and to compensate the said agent for his professional services and expenses incurred by him.

Resolved, That the whole of the principal, and interest from December, seventeen hundred and ninety-one, is now due upon the bond given by Samuel Chase to the state, with Jeremiah T. Chase and Henry Ridgely securities, and upon the payment thereof the governor and council are hereby authorized to give up the said bond to the said Samuel Chase, to be cancelled.

Resolved, That the sum of one hundred and twenty-nine pounds ten shillings and six-pence-halfpenny sterling, is due to the state from the said Samuel Chase, it being a balance arising from deducting the sum of two hundred and ten pounds ten shillings and six-pence-halfpenny sterling from three hundred and thirty-nine pounds sterling, being the amount, with the interest, which was due on account of the advance under the resolution of November session, seventeen hundred and eighty-four, after deducting three hundred and fifty pounds given under the resolution of November session, seventeen hundred and ninety; and the governor and council are hereby authorized to give an acquittance for the same, upon payment thereof.

the sum made to this gentleman was sanctioned by a suggestion of the petitioner, addressed to the executive. That on this part of the subject, the committee are of opinion, that the petitioner ought to bear a share in this sacrifice to Mr. Harford, that was agreed to be made by all the parties interested, and the more so, as it must have been contemplated by the legislature to allow him commissions only upon the actual nett sum transferred, although, for the sake of form and convenience, the whole amount, including the sum understood to be paid to Mr. Harford, being transferred to the minister, may be considered as the nominal nett amount; that the commissions, therefore, transferred upon the sum paid to Mr. Harford, is a fair item of charge in behalf of the state against the petitioner.

That under a view of all the circumstances attending the tedious agency of the petitioner, the committee consider that the remuneration already received by the petitioner is far more than adequate to any beneficial services rendered by the petitioner to the state relative to this business; and that, in the construction of the acts of assembly and resolutions allowing him commissions, that construction ought to be rejected, which will give him a most profuse compensation. Upon this part of the subject, and with this view of it, the committee are of opinion, that the petitioner is not entitled, under the act of November session, eighteen hundred and one, to any commissions upon the navy annuities, and five per cent. of seventeen hundred and ninety-seven, they not being received in lieu of cash for dividends, as stated by the petitioner, and which commissions are claimed by him in his letter preferred to the senate, subsequent to the reading and referring of his memorial in the house of delegates, and that this claim appears to have been an after-thought, arising subsequent to the presenting of his memorial: It appears further to your committee, that the petitioner is indebted to the state the balance arising upon deducting the sum of three hundred and fifty pounds sterling, allowed the agent by a resolution of November session, seventeen hundred and ninety, for his professional and other services & expenses, incurred, or to be incurred, from the sum of five hundred pounds sterling, advanced him pursuant to a resolution of seventeen hundred and eighty-four, & that the balance ought to bear interest from the passage of said last resolution; and farther, that he is indebted to the state in the sum of three hundred pounds sterling, advanced him by a resolution of seventeen hundred and ninety-one, with interest thereon from that period, and that the petitioner can have no pretence of retaining these sums, on account of applying the same to the payment of costs of the chancery suits, as Mr. Lyon, the petitioner's solicitor, has received, by the directions of Mr. Pinkney, the sum of five hundred and thirty-one pounds, fourteen shillings and nine-pence sterling, to be applied to the payment of all the costs which have been incurred in the chancery court, from the amount of these sums, and interest, the petitioner is entitled to a deduction for commissions upon the cash received as dividends, and not yet paid over to the petitioner, and to commissions upon bank stock, if any, received since payment to Mr. Pinkney, and due before: In fine, the committee are of opinion, that in adjusting the claim of the state against the petitioner, he ought to be charged with the amount of the commissions transferred to him upon the amount paid to Mr. Harford, also with one hundred and fifty pounds sterling, the balance, after deducting the three hundred and fifty pounds sterling from the five hundred pounds sterling as above mentioned, with interest on that balance from December, seventeen hundred and eighty-four, also with the sum of three hundred pounds sterling, advanced under the resolution of seventeen hundred and ninety-one, with interest thereon from that period; from this amount the petitioner, in the opinion of your committee, ought to have a deduction for the amount of his commissions on the cash received for dividends, and which have not yet been paid over to him, and on bank stock, if any, received since payment to Mr. Pinkney, and due before; and that no deduction ought to be made him on account of an omission of twenty-one pounds, alleged by him to have been made by his agent Mr. Murdock, in the article of costs, as Mr. Lyon, his solicitor, has in his hands ample means to correct this mistake, if any such exists; after deducting as above, the committee are of opinion, that the balance thence arising is the claim actually due by the petitioner to the state, and upon the payment of which the bond of the petitioner, agreeably to the prayer of the petition, ought to be cancelled, and all demands against him, on the part of the state, on the account aforesaid, extinguished; and that the said bond may be cancelled, and all demands as aforesaid extinguished, upon the payment of the said claim, the committee submit the following resolutions:

Resolved, That the whole of the principal, and interest from December, seventeen hundred and ninety-one, is now due upon the bond given by Samuel Chase to the state, with Jeremiah T. Chase and Henry Ridgely securities, and upon the payment thereof the governor and council are hereby authorized to give up the said bond to the said Samuel Chase, to be cancelled.

Resolved, That the sum of one hundred and twenty-nine pounds ten shillings and six-pence-halfpenny sterling, is due to the state from the said Samuel Chase, it being a balance arising from deducting the sum of two hundred and ten pounds ten shillings and six-pence-halfpenny sterling from three hundred and thirty-nine pounds sterling, being the amount, with the interest, which was due on account of the advance under the resolution of November session, seventeen hundred and eighty-four, after deducting three hundred and fifty pounds given under the resolution of November session, seventeen hundred and ninety; and the governor and council are hereby authorized to give an acquittance for the same, upon payment thereof.

Resolved, That Samuel Chase reimburse the state to the amount of the commissions transferred to him by Mr. Pinkney upon the sum paid Mr. Harford, after deducting therefrom commissions upon bank stock, if any, received since payment to Mr. Pinkney, and due before; and the governor and council are hereby authorized to give an acquittance for the same, upon payment thereof.

By order, GASSAWAY, clk.

Yesterday arrived here a boy and the purport of the brig Union, captain Selby, from the Isle of May, for this port, with a cargo of salt. They report that the brig came into the Cape on the 14th inst. and stood up the Bay, which was very full of ice, which did the brig,

so much here that they could not keep her free in both pumps. On Sunday last they were obliged to anchor off Bombay, where finding she was cut through with the ice, and that her cable could hold her long the captain and crew finding it impossible to save her, determined for the preservation of their lives, quit the brig, which they did in the boat and with the greatest difficulty breaking through the ice, got on shore though not without being much frost-bitten.—The brig soon after parted her oar, and to appearance fled very fast, (sted down the bay. The captain remps to look out, if any thing can yet be done for the preservation of the brig or materials.

(Philadelphia paper.)

The accounts in the papers respecting the complete settlement of differences between Spaulding our government, are not entitled to credit.—We have been assured that the present has expressed his disbelief of the intelligence—and further that no dispatch have been received on that subject.—Ish. Fed.

Captain Watson, of the sloop Harriet, (stranded on the 29th of December, off Huntington on the Norwalk Island) informs that after landing the property on the beach, it was robbed of sundry articles to the amount of 600 dollars by some of the honest laborers from Norwalk and Old Wells, employed to save the cargo.

Captain V. returns his sincere thanks to captain George Raymond, of Old Wells, for his kind attention during his stay there.

N. Y. Gazette.

Married on Thursday evening last, by the Revd. Bishop Carroll, Mr. THOMAS JENKINS, to Miss ELIZA GOLD, both of this city.

Married on Thursday evening last, by the Revd. Mr. Dashields, Mr. JOHN M'KAY, to the amiable Miss MARY BENTHINE, both of this city.

Married on Tuesday evening last, by the Rev. Dr. Glendy, Mr. JOHN BOWLAND, merchant of this city, to Miss SOPHIA YEISER, daughter of Engelhard Yeiser, Esq. of Baltimore county.

In our last we mentioned the injury done to trees by the weight of ice on the branches. We were then ignorant that on Sunday the 15th inst. a cake of ice fell from the steeple of the catholic parish church, of this city, and made its way through the roof, notwithstanding the roof's being covered with tin.

(Quebec paper.)

W. C. Tonge, Esq. has been chosen Speaker of the House of Assembly, in Nova-Scotia.—The bill for appropriating certain monies, continues to meet with opposition. The Governor's Speech was written in conciliatory terms.

At a meeting of the New Market Fire Company, held at Chamberlain's Tavern, on Saturday evening last—the following persons were elected officers of the Company for the present year:

- George Grundy, President. Peter Little, Vice President. Ebenezer Finley, Secretary. Owen Dorsey, Treasurer. Richard Seabrooks, John Stouffer, John Dillon, Samuel Cole, William Krebs, Moses Hand, Leonard Frailey, G. Von Harton, Charles Bohm, William Hayward, Isaac Phillips, Asahel Hussey, John Boxley, John Hayward, Michael Kimmel, Christian Baum, Samuel Wolf, Nicholas O. Ridgely, Peter Pollard, John D. Reed, Elisha Bailey, John Stitche, Thomas Kelbraith, James Hyndes, George Hennicks, Peter Fowble, Jacob Myers, Marshal English, Peter Hedges, George Reynolds, Bennet Kirk, William Edwards, Henry Winters, Henry Myers, Alexander Thompson, Humphry Salders, William B. Lupton, Archibald Hawkins, George Myers, Robert Edwards, John Bracken, Abraham Pyke, George Speake, David Hartis, William Meredith, Michael Warner, John Reese, Andrew M' Coy, Josiah Thompson, Oliver Pollock, George Raxley, Cunnill S. Bedford, Abraham Booth, John Simpson, Notice Secretary.

The company will meet at Chamberlain's tavern, according to appointment THIS EVENING, at 6 o'clock, when those persons wishing to become members are invited to attend. January 24

A CHARITY SERMON Will be preached on Sunday morning next, by the Rev. Mr. David, at St. Peter's, the Roman Catholic Church, for the benefit of the female humane association charity school. January 24

SHIP NEWS

From the Merchants' Coffee-House Books. January 24.

Captain Hull, of the Enterprize, spoke, December 1, off Gibraltar, ship Perseverance, Follensby, from Baltimore, for Leghorn, out 35 days.

The ship Mercury, Brown, hence, has arrived at Tonningen.

Arrived, sch'r Enterprize, Hull, from Leghorn—soap & oil.—Hollins & M'Blair and Jas. Purviance.—Left there Nov. 21; brig Paragon, Eweith, of Baltimore to sail in 10 days; Alexander, Reeves, of ditto, discharging; a ship and brig for Salem in 20 days; a Philadelphia sch'r arrived there the 16th, in 20 days from Smyrna, informed that the brig Eulaid and Spartan, of Baltimore, were to sail for Trieste the day after her. Nov. 29, off Malaga, spoke brig Ann, M'Cauly, of Newburyport from Amsterdam, for Alicante; off Carthage, ship Eliza, Seahussey, of Nantucket from New York for Barcelona. Jan. 2, lat. 31, 35, long. 67, spoke ship Henrietta, 6 days from Philadelphia for St. Croix. 5, lat. 33, 52, long. 68, sch'r Somerset, Nowel, from Baltimore for Guadaloupe.

Boston, January 17. Vessels arrived at the Vineyard—Belisarius, from the Cape of Good Hope, for Salem; Susanna, Minot, from Berbice for Portland; Mary, Morrison, from Guadaloupe for Newburyport; Dido, of Marblehead, from Leghorn for N. York; Active of Salem, from Bourbon; Dolphin, from Martinique for Boston; Juno, Jacobs, of Salem, from Philadelphia; Betsy of do. from Baltimore.

Captain Robert Peel, master of the Ballisarius, informs that the English had 15 sail of the line, besides frigates, in the India Seas, who were upon the look out for the French squadron. The Isle of France was closely blockaded by an English squadron. Norfolk, January 18. Arrived, schooner Argus, Small, 23 days from the Bay of Honduras. Left at the Bay, the schooner Zaphira, Jordan, to sail for Savannah, the 1st of January.—At Cape Gracias Adios, the brig Betsey, Rose, of New York.—At the Balize, the Mary-Ann, Rowland, of New York, to sail for Charleston in January; brig Sarah, Tucker, of Portland, unknown what time to sail.—December 28, spoke in lat. 23, long. 80, 20, the ship Eliza, Howey, from Trinidad, (Cuba) bound to Baltimore. Off the capes, spoke an English ship, bound in. Brig Neptune, Darnell, from Baltimore, bound to Antigua, having sprung a leak, put in here yesterday in distress.

Notice.

THE Literary Convivial Society hold their Sixth Meeting, at their Hall, Cross-Keys, 55, N. Gay-street, this evening, at 7 o'clock. January 25

Wanted,

A MIDDLE aged WOMAN, completely qualified for a House-keeper, in a large family; to such a one that can bring testimonials of good character, a liberal salary will be given. For further particulars enquire at this office. January 25. d4t-co4t

A Gardner

WANTS to attend Gardens near the city of Baltimore, or one Garden, by the sea-coast or year. Lines can be left at this office, or at No. 86, North Howard-street. January 25

THEFT.

THE person who in the afternoon of yesterday took from a plank at the lower end of Smith's wharf, where she hung on a nail, a large double-cased Pinchbeck Watch, much worn, with a second hand—is requested to return the same to the printer hereof, and no questions will be asked, otherwise a prosecution will follow. Oh! shame, where is thy blush! Watch-makers and others are requested to notice the above. January 25. d4t

SHERIFFALTY.

HENRY TRAPNALL, begs leave to inform his friends, and the voters of the city and county of Baltimore, generally, that he still continues to offer himself a candidate for the office of Sheriff; and he again respectfully solicits their friendship and suffrages at the ensuing election. January 25. d4t

Isaac M'Pherson.

HAS FOR SALE, A GOOD assortment of BOLT LING CLOTHS, of the first quality.—BURR MILL-STONES, of different sizes, from 4 1/2 to 6 feet in diameter. Also, A quantity of BURR-PIECES, just received all which will be sold on accommodating terms at his mill-stone manufactory in Fayette-street Baltimore. January 25. d4t

Sale by Auction. THIS MORNING, Saturday the 25th inst., at 11 o'clock, at the vendor's warehouse at the corner of Second and Frederick-streets, will commence the sale of A Variety of Mahogany Furniture Fancy and other Chairs 4 elegant Marble Slabs. 1 very large handsome Marble Chimney Piece 3 smaller ditto 1 set Gilt Tea China Feather Beds, Bedsteads and Cots A number of handsome Fire Grates and Stoves Brass andirons, a large Beam and Chains A variety of New Plated Ware, and A case Men's Saddles, &c. THOMAS CHASE, Auct'r. January 25

Sale by Auction. On MONDAY, The 27th inst. at 11 o'clock, at the auction room at the head of Gay street dock, will commence the sale of A VARIETY OF DRY GOODS, Also, A few sets of Chimney Ornaments. After which at 12 o'clock, 23 hhds. Muscovado Sugar 218 hhds. of Green Coffee 100 tierces of Rice on 4 months credit Young Hyson and Hyson Skin Teas, Brandy, &c. LEMMON & CAMPBELL, Auct'rs. January 25

Book Auction. THIS EVENING, The 25th inst. at 6 o'clock, at our auction room and commission store, No. 3, Light-street, next door to the Coffee House, will commence the sale of a large assortment of NEW BOOKS. Sale to commence at half past 6 o'clock. Catalogues may be had, and the books viewed any time during the day. The whole to be sold without reserve. SOWER & S. COLE, Auct'rs. January 25

Book Auction. Will be added to our sale THIS EVENING, A small invoice of English Manufactured Ladies and Merchants' Pocket Books. SOWER & COLE, Auct'rs. The stated nights of sale Monday, Tuesday, Thursday and Saturday in every week. January 25

For Freight or Charter For Lisbon, Madeira, or the Windward Islands, The elegant fast sailing Sch'r. ANN GARDINER, Capt. Murray. Burthen 145 tons. Apply to the master on board at Nichols's wharf, or to JOSEPH SMITH, Harbor-master. January 25

Barroll & Ricard, Offer for sale on the lowest terms, 50 barrels and a few hhds. N. England Rum 10 puncheons 3d. proof Antigua ditto 10 pipes 4th proof Old Cognac Brandy 20 barrels No. 3 Brandy. January 25. cost

Beautiful Sheep Skins, Just received and for sale by the subscriber, 30 dozen extra large thick Sheep Skins, very nice, for Book-binding. On Hand, 12 dozen (real) Red Morocco Skins 20 ditto large thick Sheep Skins. GEORGE M'DOWELL, No. 86, Market-street. N. B. Book-binding, executed in the neatest manner. January 25. d6t

Polemic Society. THE Society met, according to notice, when the following question was discussed:— "Which is the most attractive power in the female sex, Money, Beauty, or Merit?" After a lengthy and animated debate, it was carried, by a great majority in favor of Merit. Questions for Saturday evening next, 1st. Which would afford the greatest security to the Commerce of the United States from the depredations of European powers; a non-intercourse act, or a declaration of war? 2d. Which is the best recommendation in a Man, Impudence, Riches, or Merit? Debate, to commence at seven o'clock. Price of admittance 12 1/2 cents. January 24

To Let. A CONVENIENT two story brick HOUSE, No. 19, Pratt-street, of which possession can be given immediately. For further particulars apply on the premises. January 25. d4t

By order of the Orphan's Court THIS is to give notice, that the subscribers of the city of Baltimore, have obtained from the orphan's court of Baltimore county in Maryland, letters of administration on the personal estate of George Rosensteel, late of the city of Baltimore, deceased; and all persons having claims against the said deceased, are hereby warned to exhibit the same, with the vouchers therefor, to the subscribers, at the first day of July next, they may otherwise by law, be excluded from all benefit of the said estate. Given under our hands this day of January, 1806. The persons indebted to said estate, are hereby warned to pay the money due by them immediately, or suits must be commenced to recover the same by the 1st of July, 1806. BARBARA ROSENSTEEL, Adm'r. PETER GOULD, J. C. THOS. C. JENKINS, J. C. January 25

Ben & Geo. Williams, OFFICE, No. 3, East of the City. 100 hhds. Beerboon Guinness 50 do. Swadish and Sherry, imported by the ship Elizabeth, captain Thomas, from the Cape. They have of former importations, 40 hhds. India Goods, consisting of Check blue Gills, Sooty Horned, and others by mail Kerchief, Red and Blue Checked, Red and Blue, Mahara, Gulah, and others. January 25. d4t