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MUNDA, OCTOBER 12, 1807.

RICH JUND, October 7.

CIRCUIT COURT.

LATEST PROCEEDINGS ON THE MOTION FOR COMMITMENT.

SATURDAY, Offober 3.

Col. Burr and his countel thought proper againsto put some questions to Gen. Wilkiaton; for the nu-pole of drawing fomething trom his answers, which might be construed as criminating nim, or might invalidate its credibility -

Mr. Wickham asked him if he had made any propolals to Timothy Kibby, or others, cufidentially, about the hivanon of Mexico. " He answered, I am unconscious of it"

After fome othe questi ms of a finilar natore, to which findar antivers were given, the General a idreised ine Court with tome warmit. He oblerved hat, upon a former occaring, re-To much had been ! eid; the letter faid to have ; authority. been written by tum to Aaron Burr, and designated by the post mark of the rath of May. An at compt and been made and was now re-Des ... ara to he injury of his character, i Some words alledged to occur in it. He there. fore de nauded that vol. Birr iboult produce that letter. This dem nd becomes a cellary, faid he, from the flrunge and unfounded accutations against me which are desired from it; and, I only lay, the humble repute I have had among my contribution tharty years, is not to be definized by the fraud artifice and dedeception it by enemies. With the permission of the court I will for me own vindication, on Ma may next, go into a full detail of all the transactions between Col. Eureand my-Mit; which at arit i avoided toing, in order to have the time of the court.

Toe Chief Jettice. I cannot sit to hear mat. ters foreign to the tubjett. There is no fort of necessity tor the explanation which Gen. Wilkinson wither to make, so far as respects The question is a variance between the testino my to the grand lary and that promounced before the court : on the evidence of Mr. Take. wen mas proved that there is no variance. To fuller sit the consumitances to be gone into would be conserved the trial from that of per- I in behalf of the U.S. against Aaron Burn, ta-Ions at die beite a trial of Gen. Wak alon's 'ken a the regell n'in the faid wantels, but of coadact. His vincitation if its lefte sit, had the consent of the ge Hay Fily autorney it i better be given to the puche in another, the U.S. in the Different Vergin a and of the

which his reputation had been particular, aszaited, it he could not be permitted to thate all that he shew.

the truth It his recoilection is now antinated, prefled. let him proceed

Gen. Wukinden. I mentioned before that I had received certien letters from col. Burr which, from m uses of delicac,, I did not ter from me bearing the polt-mark of the 13th et May has een made ufe of ag innt me. I de mand that le er. When it is produced I shall ; I here tolening declare the assertion of Maron Eurr, that is had jut that letter out of his power, with ally knowledge, to be utterly desti-But of truth

Up cocaring this declaration and demand, Con Beier maitily fut an end to the crois exammation, taying, " It the General has any more evidence to give, let him give it; if not, he is dischargeu."

Monday, Offiner 5 Our maders will recodert that Col. Burr d clared in open court, some days ago, that se cou à prove Gen- Laton totally disqualified to give the ene man court of juncte. On this day the terrible threat was attempted to be carred into effect

Coloniei Buir said we shall thew that General Eaton was convicted by a court martial, in the year 1796 of an off nee of the mature of coinca Jasi. Then a queltion of tome moment will occur, h w ar a conviction in a c urt n t of Common ian jurit letton can dispulity a witness. He offered ence enat the record of the trial before the court martial had been buent in the war-office, and next to prove by a Colonei Gauther the circumitances.

The amazvit of John Smith onef clerk of the war-office was read to prove the burning

of the papers there. Colonel Gaither was then introduce!.-Gen rai Laton on creet that he was willing that the nest minute enquires about his haratier and conduit in mid take place; an con Tented that Colone, Guiher migh state what he meated; though he had a right to demand the production of the reco d of the proceedings of the court martial, of which the judge advocate retained one copy, the commanding officer another; and a third was lent to the war-other. He laid mat it the truth could be known, that man counting to Colonel Gaither) had a copy of the record at this time in his pocket, but da-

red not produce it. Colonel Gaither preceded; but his tellimony was altogether vague and uncertain, and could not in the smallest degree injure the character of Genera! Laton. He faid that early in the year 1795, his acquain ance with General (then Cantain) Eaton commenced on the river St. Plary's at Fort Pickering; that he commanded the troops of the United States, on the Oconee, &c. that he arreited Captain Eaton, and hadia court martial for his trial, which was had; but he could not recollect the charges nor their number; only "there was fomething about de-" frauding his men and felling public corn; so " the report ran." The court, he faid, found him guity of some or all the charges, and he was lutpended from his command, either three or six months. Colonel Gaither could not tell what he had done himfelf; for he knew not whether he had confirmed the fentence or not. He lent Captain Laton, however, to the lecresary of war, & hedid not know whether the fecre. tary ever co firm that tence , bur capt in Eaton was ... long alterwards fent as conful from the U.S. to Panis.

Captain Samuel l'infley was also sworn to give time account of the proceedings of the fanc court martial, of which he was a member He secollected only one of the charges, and that

was of speculating in a parcel of nankeens which he brought from Philidelph a tral made up into fummer coas, and furnished his foldier, on a profit, as was tuppofed. Capt un Tintley faid there were leveral charges, bu of which Captain Exon was tound guilly no did not remember. Al hough evidence if this na ture was fearcely worthy of notice, General Eat in, to remove any prejudice against him which might have been excited by at, entered into a full explanation of all the circum lances; and we believe the venvine levery boly that heard are of his own innocence, and that heread been unjultly perfectted and oppreller by Col. Gaither.

I'ne next witness introduced vas Mr. Silas Dintinore, from N we Origans, who was called by the counted for the U. S. to teltity as to the thate of affairs in that city at the time when con-Burn was expected to be defcending the tiver with an army. It appeared that Mr. Dinlin ne had hintelt amore Gen. Wakinton to feize the giartizan of Burr, so far as he found oppofition fr m then, that he conceived it to be abbolutely necessary action an evil which he lamented. He fiat d, too, that he had been acquainted with gen. Wakinlon a little more than five years; that, as to his integrit, he had never I en any thing out what would induce him to think it purity it bli, and that he Patrictism always appeared of the most zealous and ardent with their as the witness would wish himself and every American to pos-

Mr. Dinemore's taltimony was moreover important in proving that is onerth species let ter of gen. Wilkinton's mardetions to the men. whim the lent to No chez with orders to feize col. Burr by all practicalle means, authorifed service wa had to a certain letter, of which, them to take him out of the likuds of the civil

> On that fubject the affiliert of Lieutenant George Peter was read on the tide of col. Barr, but aid not constabled Mr. Dintinore's evi-

> Continuation of the Desire has referred to in Gen. 14 tokates n's lestinung.

Your letter of che 6 h inft. has been duly received. Same ing that you wall be made eagage the man and, I de er waiting on your Live Servey, Italiana will be pleased to inflam me of the time when it will be convenient to you

I remain with great respect, Your Executions's most openient fervant, (Signed) ERICK BOLLMAN. New Oillans, 25 h Nov. 13.3. His Execusion Gr. Will the Y I have my things a me o met re wen Miller retrigue and Million Adillion

The deposition of A L. Duncan, a witness -- taid Aaron Buir, to be read in evidence, if r Mr. McRae wished Gen. Wilkinson to be i quered, and brand, in tons or othe proceed go heard more tung or some points, respecting ; in course of law in thich the lad Air n B ir A all be concerned at the prefecution of the faid U. States.

I content that this affidavit may be read in rei, the touth, the whole truth, and nothing but ! gains A Barr in the lame manner as accreex-

(Signed) GEO: HAY, Arry U.S.

for the Virginia Dulrist. During the commotions excited in Newthick myself authorited to them. Yet the iet. I Oreans last water by what was termed Col. Burr's conspirity and his atsociates a di accomplices in tracquire. I was culed upon in. my prof seional captory by general Washinton be interated from an elerve, and will thew his I for countel and sevice in tome meatures which letters, which I do not with to do, for I rear- ! he was about to adopt. The temper and disly reel that defleavy which others profess to feel. . position which eliad disc vered in New-Orleans, and the reports which daily reached hat city from above, mouned the be on that half mealures were not in ted to the times and that the music fatety required the exertion of extraordinary energies. I the retone urged the general repeatedry to the lezion of subjected pertons and the docaration of Martial Law. When Bollman was icircit, I tuggetter to the general the expediency of Gaustine ig with him a flatement or fafts, on oath, to justify the flep and to warrant his commitment - He then put the eletters which he said were written to him by cet pair, and which he aits laid were transmitted to him by Swartwood and Boliman, into my hands, on which, together with tome further information and knowledge of their views which the general policied, I trained the asnesition which accompanied Bollman, intentionally omitting every thing which was calculated to inchipate the general or which is ight by exciting luspicions, have a tendence to we also his retirmony. Having prepared the deposition I pretented it to gen it itanison to be depoted to, who throng's and repeatedly oujected o the omission I had made, and urged warnly that the whole thould se intr duced. He and desired that a declaration of Bomban with which he frequently interlaided his conversations, inould be entered, viz " I hat he " had come to New Orleans with views to the "Tetreement of lands on the Guachitia and was "a mere tpestator." And it was only after a full exposition of the sole objects of the dicument, that I could prevail on him to depole to

> It is idle and ablurd to impute any finister intention to the omilsion, becaule on any trial which might eniue, it was known the original documents mult be introduced as they have been. -I re oiled, during the winter, gen. Wilkinson was called before the Legislature of the Territory to give an account of the flate of public affaire, and he intormed me he had intended to fubmit to their inspection col. Murr's duplicate, he having rated fuch parts as had been intended to implicate him, as he knew feveral of the members and particularly the Speaker to be intereiled in apposition to his measures, and for the promotion of fuch a flate of things as were belt calculated to favo. c.d. Burr's ent rprize. I understand that the erazure made on this dupl cate was but partial, the general having determined to give oral information to the legitlature, which employed him two fuccelsive days and that he considered the duplica e unimportant, (whill the original has been preferred untouched) excepting the short paragrapa relative to Bollman, which is preferred in its origina flate, and the miy words era ed, "Your letter post marked 13th May is receive in Lave been reinferted in the general's own hand. On or about the 15 h of August, since my ar ival in this city, gen Wiski Fis put into my nands and thole of J. L. Donaidloa, Elq four or tive letters, observing to us "I tuemit to you thate " letters which I have not examined since I " left St. Louis, they are from col. ..urr, I do " not recollect their particular contents, but " having received them in confidence and " knowing they blend personalities with poli-" ties, i have not permitted myfelf, to re-exa-

> " mine them, because I feel an insuperable re-

" nance to violate the trust of any man -I give " then to you, here is the c-pher, decypher " then consider their contents well, and then " inform me whether their promulgation may " be necessary to my honor." We did so, and we gave the general our opinion, that the promalgation might be necessary and proper. From an examination of thole letters and the 'general's evident furprize, and declaration of his ignorance when communicated certain paifages of these letters, it was my own and Mr. Dona dion's opinion that he had but partially decymare i them.

In answer to interrogatories on the part of col. Burr, I recollect to have folicited the command of a party to Natchez for the purpose of arretting col. Burr, and delivered from the instructions which the general policilid, tog ther with the flate of the grat that period, trait the meature was warrantable & having leen leveral communications from the government to general Wilking and particularly that in topic to his letter of the 21th of Och per, I had no doubt of the function of government to any measures which were calculated to defeat the views of col. Burr. I have teen communications of a confidential nature ir in the President to gen. Wilkinfold and I believe in reply to the general's letter of the Ziti of October.

(Signed) A. L. DUNCAN. City of Richmond, set Sw rn to and tubicris d before me this 5th day . September 1807 (Signed) Henry S. Shore. A Time C pu. Tiste. (Signed)

American,

WM. MARSHALL, clk.

Commercial 'Daily Advertiser.

MONDAY, OCTOBER 12, 1837.

The following statement was made out. with the intention of being signed by the members of the lite Cr and Inquest and presented to the Judges of the Court. But the latter having auguinned before the gent emen of the Grand Jury had an opportunt v of put the ir names to it, n was not presented as intended.

The grand inquest for the body of Bal imore county having discharged the ordinary business, visited the prison, and the subscribers, late members of the inquest, believing that any privation or pun's me it not inflicted on the pris hers by law, is a rie ance to be community. think it as we to state to the court of Over and formula and Gao lie, very, the mines suffer a by trose commed, from a want of repair and otherwis imperiect cork. lonof thee n tv g of.

The plast rolas tille from the ceilings of many parts of the nonse, by which Will.inson was sworn to bale exter in which the U.S are concerned as I the apartments are residered cold a d camnot be white-washed or creamsed as effectually as the heal hoof the posmers would require. The inquest were inf remed that the ceilin's have been a this estuation for some years, and that the falling of plaster, caused by the water penetrating through the former root, is not expected to happen again, the present root being tight.

> Some of the apar me its adjoining the privies, though ventilated and occupied. as well as a great portion of the passages, are so much infected by their commumication with those parts of the building, that it was with die d they we e a .proached by any of the members of the inquest, and others were absolutely unathe to withstand a thorough inspectio of the prisoners in thos apartments. This the subscribers believe to bothe result of a defective construction of the privies, and that the noisome less might be partly removed, if not elie thally corrected by some shight alte ation in the carpenter's work there f.

> The prisoners lay on the floors, using what clot and they possess for hedding as well as covering, by which it must be supposed their clothes are sooner worn out, & neither them nor the floors kept as clean & wholesome by washing or sweeping as they otherwise might be. The subsc. ibers think that the prisoners would receive esse tial relief in this respect if wooden hoors were laid or frames elevated about two feet, in the manner used in guard houses and some other prisons, and of sufficient ext at for the whol number of prisoners which can be accommodated in each room.

These circumstances claim the greater interest of the court, from a co sideration of the very large portion of sick compared with the present moderate number of prisoners, from the inclemency of a winter season now at haid, and from the probable increase of their numbers during the approaching recess of the court, and the subscribers believe that the sum of one hundred and fitty pounds which the levy court is authorised to assess on the city and county annually, for the repairs of the gaol, would be adequate to the expence at most, if not all of the repairs and alterations herein contemplated. But they also believe that no care, which it is now in the power of the officers to whom the gaol is confided, to bestow on the persons confined, will lessen the proportionate number of sufterers by disease and verinin; they, therefore, most earnestly solicit in favor of the victims of vice, error and misfortune, the interposition of a just and humane court, by all its authority and influ-

SURRENDER OF COPENHAGEN. Captain Pratt, of the ship Frances, arrived at Bos on in 38 days from Amsterdam, informs, that Copenhagen was for Philadelphia, put into Charleston in

surrendered to the British on the 20th of August, without resistance.

A gentleman, pas enger in the Arcturus, arrived at New-York in 39 days from Bordeaux, informs, that the day before he sailed, he received a letter from his friend in Paris, stating that news h d re ched there that Copenhagen had surrendered to the British.

The report d surrender of Copenhagen " wi hout resistance," seems almost incredible, after the flaming proclamations of the king and Prince Royal of De mark, and the high resentment which the Damish pople were represented to blar towards the British. Indeed, the valor of the Danes and the snametul sacrifices demanded from them by the English, led us to b lieve that they would not have so tamely submit ed to heir insolerit enemy. They hould have detended their capital to the last extremity; and, if they could have done no b tter per shed sword in hand. In truth, we can scarcely credit the reports of this he di. Advices from Kiel under care of August 18th, represent that he attack on Copenhage commenced on he loth of that month. The Bos on account of its surrender, states that it yielded on the 20th of August "williout resistance." What were the British doing from the 16th to the 2 th! If the attack a tually commenced on the 16th, how shall we account for the delay of four days in suirend ring the city, allowing there had for marks banco. been no resistance? The war o suppose that the British continued to bombard Copenhagen for four days "wat out resistance?" Four days could not have for brance; the former by the French been consumed in he occation, for such I government, and the latter by the Danish a proce stink on would have induced the | consul. English commence to suspect that the Danes only wish d to gain time. In short, altrough we believe it hi, hiy informs, that a left in Gib altar Bar, 1, probable, all eneunstances conside ed, days since, the United States tie te that Copenna jen na- fallen into the hands | Constitution, taking in wiler, and to sail of the Batish; yet we deem it extreme- I in a lew d ys for America. ly doubtfult at the place was surrendered " with utresi tance." The d parture of the king an 'P face Royal was plainly indicative of their fears of the event; but the advices from Kiel are so particulat and so positive as to the deter minution of the D nes to make resistance, that we cann it oppose the impression that the they have believed more blavely than they are represented to have done

We are further confirmed in this opinion, by the information farnished by captain Butingto, of the ship Messenger, who arrived here resterday from St. Petersburgh He left Cronstadt on the 2d of Augus, and at ived at Copenhagen on the 12th, at which time the Daies were making the greatest preparations to determ the city: they had two finating batteries out, in up ing 69 pieces of camion caca, and their forts and blockships all manned. This it must be al-I wed, does not look much like surrendering " without resistance." (aptain ... further informs that on the 12th of August the English fleet were in Elsineur Roads, which place he left on the 15th, and soon after saw the fleet get under way and stand up for Copenha en-

The election reams from Frederick, announce the continued ascendancy of republication there: Thomas II. wkins. Benjamin Biggs, Henry Kuhn, and David Sariver, junior, four staunch, undinch. ing hepublicans, have been elected to represent that rich and fleurishing county in the ensuing legislature of Maryland. We feel the greater pleasure at this result, because it evinces the triumph of principle over faction, which has for some time been attempting to rear its head in that quarter, and which the foderal party there have, by a deep, sly, artful policy, attempted to foment and to profit by.

Kent County, we understand, has also returned four Republican Delegates, to wit: William Mollett, John Gale, James Welsh, Richard Brice.

The citizens of Annapolis have reelected their two old delegates-Arthur Shauff and John Muir, Esquires; the former a decided federalist, the later ranking as a Republican, generally considered a moderate man with respect to party politics, and highly respected by his constituents as a very useful delegate.

Anne-Arundel County has returned, John 5. Belt, Charle D. Hod es, Osborn Williams, and Richard Mer. ike.i.

Delegates for Hoford county. John Forwood, John Street, E. Davis and Thomas Ayres, elq.

ALEXANDER ROGERS, Esquire, has been appointed a Mojor in the 27 h Regiment of Mia. yland Mil tia, commanded by Licut. Col. Wm. Lowry.

The Baltimore Jockey Club Races will commence over the Goran 's Town Course to-morrow. The lovers of this ki dof amusement will have a fine opportunity of being gratified.

We learn by captain Patzig, (says the New-York Gazette) from Cape Francsis, that general Christophe left the Cape about the 4th of September, with 10,000 men, for Port-de Paix, to give battle to

The ship Comet, from New-Orleans

distress on the 28th ult. The honorable Dance Clarke, and T. Powell, Esquires, were passengers on board.

The proceedings of the court of inquiry, (says the Nor olk Ledger of the 7th mst.) which assembled on board the Chesapeake on Monday last, here not been correctly at ted. The court was formed at his o'clock in the morning

Present, Aexander Murray, Esquire, captain in the navy, president; cast ins Isane Hul and Isaac Chameen, members.

Lit atin IV. Tizeweil, Esq. had been app inted judge advocate by the secreta-Ty of the navy; but being absent from Nortola on public business, Richard Rush, Esq. was appointed judge advocate pro tem, ore. The court said we hours, and adjour ed to Thursday to o'clock in the niorning.

Intelligence has been received from the day of Al-Saints, that the English, haing attem, ted an mack upon Baenos Avres, whre repeled by the Spaniards, communiced by Gen. Limeres; that they lost 1200 men, and were driven under the walls of Monte-Video, wan h was afterwords blockaded by the Spaniards.

There is a talk of another odd fancy, (says a Hamburg pages of the 3 rof August) that has taken the King of Siveden. It is rumored that he has sold Pomeradia and herdruid Rugen to the a mylish, for seventeen millions and a half

An embargo has been laid on all Portugues and Danish ves els in the ports

Capt in Lath im ar ived at New-York,

The following is from a valuable mercantile Dictionary, promined in London, to ne consiactable time again " Aleppo Bose Galle, are a pasticular board utal in dynag, and on r hog, which are moral ed on the hartelt thecies of

out, callet 21 mais, gull et termis, that a eath reasons give him that pure see They are nord at the los, as a set are the confr man dieceles i the disert. huched in rewhich, when come is mente, new ter way ou The highhand Dach chip it atmade hom Aleppe, tee thou and quantals of

The Fierch constitute infidon having the tion, of 19 200,000 traces from the female of the but, in for the English property which has a en le zed on , but the Senale, uname to pay to en rinous a dimand, retail to every means of proclastination.

Dr Galli has traveled into Switze-land, where he was recently delivering too ar a on his avortice ly tem of Clant I gy. Il lays num to the difensers of a new nethod of cure for different species of treaty and Mo-

HANSE OWNS.

Among the unau tenticated reports of the day, is this, that Bonapar e means to redore the Hause Town to heirangient importa co-It is fa d there are to be 13 at them, but they ste to kep a fleet, and that va n or perhaps two French poits are cobe admitted to the league. Londin puper.

The company commanded by John Barnes, Iff reg. Charles county, and the co spany conman a d by Philip F Refan, attached to the 21% reg. Kent county, have t intered their fervices to the ex cutive of Maryland, as part of the quota required by the President of the United Mary.and Gaz.

A letter from Borleaux of Aug. 30, lays, "Treops are marching through here cally, it is faid for Postugal. Our markets are improving. We yetter lay retuled 48 rous for tolerable St. Domingo Coffee Cotton has riten very much. Louis and was placed yelterday as highas 237 50. Por athes and Bees wax in demand. dugars are arave, but is the full appreadness we expecta demand. Brandies 2 d Wines are

The state of the s MARINE INTELLIGENCE.

Left at Leghorn latter end of July, St. Michaels, Bounds, of and for Battimore, in Io days; Father and Sons, of and for do.

At Mala a Aug 14, U. S. frigat Constitution on, and Hor et. The Ich'r Revenge had arrived at Gibrilter and forwarded her dispatches by land to Jataga. The Horner was to sail for Tupoli next day, to bring the exhaliaw of Tripoli's family to Syracule. At Gibi Her, the sch'r Lovely Lucy, Chalmers, of Baltimohe, bound to Legh rn, carried in my the British brig Scout, part of the eargo condenned by the means of fine letters found on board the thip Fair American, written by William Young Purviance, of Baltimore, and by that means detained, and part of her cargo condemne.

Aug. 4, off the Island of Majorca, spoke ship, Connecticut, M'Clure, 32 days from Baltimore for Leghorn.

The thip Sebattes, Pollard, arrived at New York in 75 days from Leghorn, came through the Gut of Gabralter, with the fhip New Guide, Cragg, of Baltimore, bound to New-Orleans. The thip Stapliton, Blackwell, was at Gibraltar, to fail in 3 days f r Baltimore.

Ship Argo, Lockyer, of and from Philadelphia, to Havana, was cast away on the 17th Sept about 3 leagues to the eastward of little If ac rock. On the 19th, the crew and passengers left the thip is the boats, when one of them drifted into the Gulph Aream, where the was fallen in with by the thip Comet, Capt. Dixey, having the Hon Diniel Clarke, M. C. owner, on board; who, on receiving information that anoth er boat was dritting about, cruifed for her three days, when the crew were found upon the great Itaac rock. To this humane and generous act of Mr Clarke, are the crew and pattengers indibted for their lives, nor can we beltow too much applaule upon a man who will for three days sait out of his courte, to rescue his sellow creatures from mifery and death. Capt Lucks