ted by the conftitution or the Prefident.

After this plain view of the fubject, it is prefumed that no rational doubt can be entertained of the rigid *legality* of the power exercifed in the cafe of Callender.

On the application of the marfhal, the attorney general gave his opinion on the legal effect of the pardon; to that opinion the Secretary of the Treafury gave effect fo far as in his power laid, by informing the marfhal that he ought not to pay the amount of the fine to the Treafury but to Callender. Yet thofe decifions left the queftion open for another tribunal. The authority of the Secretary of the Treafury to refufe from the marfhal a payment of the fine into the Treafury was abfolute; but although he might direct he had not the power of compelling the late marfhal of Virginia to return it to Callender. Had the marfhal perfifted in not returning him the money, we think that on his own ground he was juftifiable and acted correctly in repaying it; but had he perfifted in not doing it, the only means of deciding the queftion would have been to inftitute a fuit againft him for the ufe of Callender, and the legal effect of the pardon would thus have come regularly before a court of law, and been ultimately decided by the judiciary.

Through the whole of that tranfaction, the only act of the Prefident was the granting of the pardon. For the exercife of that difcretionary power, and for that alone he is refponfible. Without pretending to affert what were his motives, we are inclined to believe that having originally confidered the fedition law as unconftitutional, and finding, when he came into office, that law expired, he did, on either of thofe grounds, or perhaps on both, think it proper to put an end to every proceeding, under that law, which had not yet had its complete operation. He certainly granted pardons in every cafe where a conviction had taken place, and where it was not afcertained that the whole of the punifhment had been incurred, and he directed the difcontinuance of every profecution under the fame law where a judgment had not yet taken place. But he went no farther, and he let the pardons he had granted have their legal effect without any other interference on his part.

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The *Republican* majority in Lancafter county Pennfylvania, amounts this year to about 700. Three years ago the *federal* majority was 1027.

—

Extract from the Official Gazette of St. Domingo.

Cape, the 9th Thermidor, 10th year, July 28th 1802.—
General Quarters at the Cape, 6th Thermidor, 10th year.

The General in Chief Captaine General,

Having feen, 1ft. The memorial of citizen Alexander, attorney of William M'Fadon and Jofeph Williams, Merchants, at Baltimore, praying for the reftitution of 22,231 dollars, feized at the late conflagration of the Cape, and claimed by Jonathan Low, agent of faid Merchants.

2dly. The letters of Citizen Pichon, charge d'Affairs of the French Republic, near the United States, and of citizen Levillain Commiffary of Commercial Relations of France at Baltimore, fhowing that the cafh taken in the houfe of Johnfton F. Low, and depofited on board the Watigny is the property of William M'Fadon and Jofeph Williams, Merchants in Baltimore.

3dly. The report of the Colonial Prefect, *Orders as follows:*

The 22,231 Dollars depofited on board the fhip Watigny at the late conflagration of the Cape, and fince lodged in the cheft of the Paymafter General of the Army, having been fequeftered for no other purpofe but that of infuring faid property to its real and lawful owners, who were not then fufficiently known, fhall be paid by faid Paymafter General to Citizen Alexandre, merchant at the Cape, who fhall furnifh for the fame his receipt, to which fhall be annexed the original power of attorney of William M'Fadon & Jofeph Williams, by which faid Alexander is authorifed to receive the faid fum on their behalf. The colonial prefect fhall deliver his warant, fo that faid fum may be drawn from the cheft of the faid pay-mafter general.

The General in Chief Capt. Gen.
(Signed)
LECLERC.
By the Captain General
(Signed)
LENOIR, Secretary Gen.

—

We have been favoured, by a refpectable commercial gentleman of this city, with the following interefting letter from an official character at the Spanifh court:

Relf's Gazette.

[COPY.]

Madrid, 15th August, 1802.

SIR,

On the 11th inftant the plenipotentiaries of the United States and Spain figned a convention for the appointment of commiffioners who are to form a board, and fit at Madrid, for the indemnification of thofe who have fuftained loffes, damages, or injuries in confequence of the exceffes of individuals of either nation, during the late war, contrary to the exifting treaty or the law of nations. The convention to have no force or effect until it be ratified by the contracting parties. I am Sir, &c.

—

The (London) "Traveller" of the 31ft of August, mentions the arrival of Touiffaint Louverture at Dijon on the 22d, and left it the fame day, taken the road to Befancon. He was accompanied by an aid-de-camp of Gen. Laborde, and fome gendarmes. He had one domeftic, who was a negro. Touffaint wore a General's undrefs. The account of his arrival in Paris and imprifoned in the Temple, is therefore premature.

The mifunderftanding between the Regency of Tunis and the Spanifh government has been adjufted.

—

Boston, October 12, 1802.

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FRIGATE BOSTON.

On Sunday morning arrived the frigate *Boston*, capt. *M'Neil* 30 days from Gibralter. Com. *Morris*, had negotiated a temporary peace with the *Moors*, and Mr. Conful *Simpson* had returned to *Tangiers*. The Moors had manned, and hoifted their colors on board the Tripoline fhip at Gibralter, intending to carry her to *Tripoli*; but Com. *Morris* had ordered the frigate *Adams* to watch for and captured her if found at fea. The peace was therefore expected to be foon at an end. Com. *Morris* had failed for *Algiers*, with Mr. Cathcart, who is appointed Conful at that place. This gentleman was our Conful at *Tripoli*, before the rupture with that power. The Danes had purchafed a peace of the regency of *Tripoli*, with money and naval ftores. Capt. *M'Niel* had a flight engagement with three gun-boats off *Tripoli*, one of which he funk—the others run under the fort which fired on the frigate. No perfon was injured on board the *Boston*. The *Constellation* took the ftation of the *Boston*, in the blockade of *Tripoli*.

Orders for the frigate *Boston* to proceed to *Washington*, on her arrival here, had been fome time in the hands of the Navy Agent. They were delivered to Capt. *M'Niel*, on Sunday, and yefterday morning the frigate failed for the *Potomac*, with a fair wind.

ATTENTION!

The WASHINGTON TROOP OF CAVALRY will meet on the Race ground North of the Prefident's Houfe, on Friday Evening next, at 3 o'clock. Thofe members who have their uniform will attend completely equipped, and it is expected that the members who have not already equipped themfelves, will provide uniforms immediately, as it is of importance to acquire a thorough knowledge of the exercife, previoufly to the 30th Inftant, when there will be a legionary review.

Wm. BRENT, *Captain.*

A LIST OF LETTERS

Remaining in the Post-Office at Washton City on the 1st October 1802.

A.

Eliza Abraham, Drury Allen.

B.

Captain William Bainbridge, J. B. Bond, William Butler, (2) of navy, James Buchannan, Abraham Buttle, Maria Bailey, Catherine Belt at Thomas Hanfons, Mifs Anne Ballard, Wm. Baker, doctor (2), Major J. G. Barnwell, John M. Baker, Edward Barry, fhipcarpenter, Robert Bruney, George Brown, Efq. Major Daniel Ridley, Wm. Birch, Thomas Berry, William Bowdet, John Brown (2) George Beall, junr.

C.

Jofeph Chambers, James Conway, navy, Archibald Carey, navy, Thompfon Clark, William Cannon, John Crumwell, Mrs. Anne Carr, Nathan Clifton, Michael Brown Carroll, John Orde Creighton, navy, William Cafey, Hugh G. Campbell, navy, James M. Cooke, Mrs. Sarah Cox, Jn. M'Clelan, Peter Catlet, Robert Cole.

D.

Frederick Deighton, William Dorman, John Deceares, conftable, Jofeph Duncan, David Dare, navy, William Dyer (4), David Dobbins (2), James Dennis, mariner, Thomas Dixon, Benjamin Dearborn, Mrs. Prifcilla Donaldfon, lieutenant Stephen Decatur.

E.

Captain Samuel Eames, Richard Elliott (2), Solomon Ellis, Pat. Edwards, Edward Smothers, James & Thomas Ellis coopers, Samuel George Eaft, navy.

F.

Doctor Nathan Fobes, Robert Field, miniature painter, John Francis, Colin Fergufon, Robert R. Flinn, James Frazer.

G.

Mr. William Giles, Frederick Gibfon, ftone cutter, A la Gociete, Martha Gordon, Charles R. Goodwin, Jaque George, gardener, Samuel Gothard, Archelaus Gardner, Col. Henry Gaither, John B. Goddard, John Gallager.

H.

Jeremiah Hunt, Anthony Hale, John Hicks. Mr. Harrifon at Secretary of Navy's Office, William Hopkins, Daniel Haregan, Captain Charles Hyde (4), Anthony H. C. Heiteken, commercial agent, James Hull, mariner, James Howard, Ifaac Howard, William Hommers, Rebecca Hopkins, William Humphries, Hannah Heggins, James Harrifon.

I.

Flora Johnfon, John Johnfon of War Office, Mr. Jourdan, Thomas Jamefon, Efq. Gen. Poft Office (2), William Ingles.

K.

William King, Navy Yard, Archibald K. Kearney (2), Robert King at Mr. Smiths.

L.

Thomas Lowndes, Efq. (2), Frederick Laffler at Lear & Co's. Ifrael Loring (2); Edward Langly. Lieut. Archibald Lee, John P. Lovell, Navy.

M.

Gideon Morris, Mrs. Eliza Moore, Nich's. Miller, Daniel M'Neill, junr. of the Navy (2), Dennis M'Elroy, John M'Cleane, Jofeph Martin, mariner, Jon'n. & Daniel G. Marfh, Mr. N. Ferrand Mix (2), Rev. Mr. Marfhall, Marmaduke M'Cane, William Vans Murray, Efq. Barlin Maris, Jofeph M'Murray.

N.

William Francis Nichols of Navy, Charles Nicholfon, Samuel Nicholfon, Lewis Nicolas (2), John Y. Nael, Efq.

O.

Blicker Olfen, Efq. Thomas Oliver.

P.

Penelope Pallatfon, Captain Richard Pitt, Lifley Patterfon, Peter B. Porter, Efq. (2) Robert Piper, William Peters, major (2), Jofeph Backer Parfons, John Pennington. Lieut. Pinkney, R. G. Van Pelanen (2).

R.

John Reath (2), George F. Rofs, Capt. George Reynolds, Fenner Rhodes, John Rower (2).

S.

Thomas Seward, Wm. P. Smith, Mifs Nancy Smith, Mrs. Jane Smith, Albert Stevens; Antoine Suarez (2), Ld. Henry Stewart, Francis Henry Stewart, Mrs. Elizabeth Stewart, G. W. Spotfwood, Ames Stall, fadler, Thomas Sillick, marine, Hugh Scott (2), C[illegible] at in Ames Stoddard, General Sumpter, Capt. John Shaw.

T.

Jofeph Tucker, junr. Rock Creek, Rev. James Templeman (2) James Taylor, James Thompfon, Alexander Thom, Charles Treadwell, Capt. Samuel Tinfley (2), John Thompfon, mariner.

V.

James Vanfandt, Henry Vandike, Daniel Vertner.

W.

Jacob Wagner, Lieut. Godfrey Wood, Ambrofe White, Charles Wilkins, Efq. Gen. James Wilkinfon, Edward Walker, Mr. Wiley, Thomas Wilfon, Lieut. Col. Williams, Captain Thomas Wiley, John Wilkinfon, junr. Burton Weft, Mrs. Wilfon.

FOR SALE OR RENT,

THAT elegant three ftory BRICK HOUSE, on the corner of Falls & Frederick ftreet, in George Town, lately occupied by Mr. PICHON.

Likewife,

THE two well finifhed three ftory BRICK HOUSES, adjoining that occupied by MR. SAMUEL H. SMITH, Printer, on the Pennfylvania Avenue, eaft of the centre Market Houfe, City of Wafhington—Apply to

GEORGE THOMPSON,
George Town.

Geo. Town, Oct. 20. tf.

By virtue of a power contained in a deed of Truft from HUGH DENSLEY to me, dated 26th January 1802, will be offered to public fale, on the 20th inftant at 11 o'clock A M. at M'Laughlin's Tavern, George Town, all the intereft, right, title and claim of faid Denfley, in and to the following defcribed corner lot of ground, in fquare 695, in the City of Wafhington, that is to fay, fronting 50 feet on half ftreet Eaft, and one hundred feet on South I ftreet, and to run to an alley as laid down in the plot of faid fquares containing 5000 fquare feet, to fatisfy a debt due from faid Hugh Denfley to Richard Ringgold.

JAMES S. MORSELL, Truftee.
Oct. 15, 1802. ep:20O,

UNITED STATES,

District of Columbia and County of Washington.

IN CHANCERY, Oct. 9, 1802.

Charles Lowndes, John Templeman, James Maccubin Lingan, Thomas Davis, John Weems and Edward Gantt,—Complainants.

AGAINST

Francis Deakins, John Hewitt, affignee of Uriah Forreft, Benjamin Stoddert, Jofeph F. Rowles, Thomas Sim Lee, John Laird, Jofeph Forreft, Thomas Law, Ifaac Polock, John Murdock, William O'Neill, David Polock, Elifha Janney, Jacob Hoffman, Jonah Thompfon, and John Scott, Guftavus Ball Scott, Mary Scott, Elizabeth Rankin and Robert Rankin, her hufband, Catherine Scott, Juliana Scott, William Scott and Robert James Scott, children and heirs of Guftavus Scott, deceafed, late of the County of Wafhington, Samuel Blodget Jun. Thomas L. Moore, James Reid, Hudfon and York, John Reid William Vaughan, Harrifon and Sterrett, Charles Carroll of Carrollton, James M'Henry, Charles Wallace, John Muir, William Stewart, Lucia De block, Alexander M'Donald & co Jofeph Hardy, Thomas Charles Clarke, Benjamin Clark, children and heirs of Thomas Clarke, Martha Clarke, Charles Thomas Clark & Maria Clark, deceafed, late of George-Town Jofeph Cavacheche, Dominic Lynch, Farris and Stocker, Alexander J. Miller, Richard W. Afhton, Henry Lawrence, Clement Lawrence, James C. Nielfon, and Pierce L. Tanner. Defendants.

THE object of the Bill is to obtain a decree for the fale of the bridge over Potomac river built by, and belonging to the George Town bridge company to raife money to pay a large fum of money due from the faid company to fundry perfons.

The bill ftates that thefe debts amounting to the fum of dols. 16,067 76 principal, befides a large fum for intereft thereon, were all contracted for in and about the building of the faid bridge, that the accounts have been fubmitted to the ftockholders and that they have approved of the expenditures of thefe monies and the contracting of this amount of the debt. That the whole monies fubfcribed by the ftockholders for building this bridge have been appropriated and paid away properly and fairly, that this amount of debt ftill remains unpaid by the company, who though frequently called on, will make no provifion for the payment of the fame.

The bill further ftates that Samuel Blodget jun. Thomas L. Moore, James Ried, Hudfon & York, John Ried & William Vaughan, Defendants above named, refide in Philadelphia in the commonwealth of Pennfylvania; that Harrifon and Sterret, Charles Carroll, James M'Henry, Charles Wallace, John Muir, William Stewart, Lucia Deblock, Alexander M'Donald and Co. Jofeph Hardy, Thomas Charles Clark Benjamin Clark, Martha Clark, Charles Thomas Clark and Ann Maria Clark, Defendants, above named refide, in the ftate of Maryland; That Jofeph Covacheche and Dominic Lynch, Defendants above named, refide in the city of New-York: that Farris and Stocker above named refide in the ftate of Maffachufetts, and that Alexander J. Miller, Richard W. Afhton, Henry Lawrence, Clement Lawrence, James C. Nielfon, & Pierce, L. Tanner refide out of the Diftrict of Columbia and not within the jurifdiction of this Court, but where they do refide, is not known.

It is on the complainants motion ordered that they procure this order to be inferted at leaft once in fix fucceffive weeks in the National Intelligencer and Wafhington Federalift before the firft day of February next, to the intent that the aforefaid defendants, and all other perfons (if any there be) who are interefted in the premifes, may have notice of the complainants application and of the fubftance and object of the bill, and that the faid defendants and each of them may be warned to appear here in perfon, or by folicitor, on or before the fourth Monday in July next, to fhew caufe if any they can, why a decree fhould not pafs as prayed by the faid bill.

By order,

URIAH FORREST, Clk.
Oct. 20. 1aw6w.

Ten Dollars Reward.

ESCAPED from the Jail of Wafhington County in the Diftrict of Columbia a negro man who calls himfelf BILL STEVENS, about 30 years of age near 6 feet high fmooth round face and ftrong fpoken, flender tho' well made, had on an oznaburg fhirt and trowfers, he may it is probable change his drefs, tis fuppofed he has gone towards Pennfylvania as he was bought from there, about two years ago and employed by William Lane on Rock Creek as a waggoner and is faid to be a freeman— the above reward will be paid on delivering him to me at Wafhington.

ROBERT M'CLAN, Jailor.
For Daniel C. Brent, Marfhal of the Diftrict of Columbia.
Oct. 18, 1802.

Taken up and committed to the Jail of Wafhington County, the following Runaways—GEORGE Alia MOSE —who fays he belongs to Mrs. Julian of Fredericksburg Virginia—about 30 years old 5 feet 5 inches high well made ftout curly beard—fays he is a carpenter by trade.

WILL—who fays he belongs to Mrs. Mary Southen of St. Marys-County near Benedick—appears to be about 2 or three and twenty years old 5 feet 8 inches high, flender made, thin vifage—he fays he has been runaway upwards two years,—

The owners of the above flaves are notified to come forward and pay the charges or they will be fold agreeable to law.

ROBERT M'CLAN, Jailor.
For Daniel C Brent Marfhal of the Diftrict of Columbia.
County of Wafhington }
Oct. 18, 1802. {