earth, if other regions of the earth shall ever become susceptible of its genial influence. All mankind ought then, with us, to rejoice in its prosperous, and sympathise in its adverse fortunes, as involving every thing dear to man. And to what sacrifices of interest or convenience, ought not these considerations to animate us! To what compromises of opinion and inclination, to maintain harmony and union among ourselves, and to preserve from all danger this hallowed ark of human hope and happiness! That differences of opinion should arise among men, on politics, on religion, and on every other topic of human enquiry, and that these should be freely expressed in a country where all our faculties are free, is to be expected. But these valuable privileges are much perverted when permitted to disturb the harmony of social intercourse, and to lessen the tolerance of opinion. To the honor of society here, it has been characterised by a just and generous liberality, and an indulgence of those affections which, without regard to political creeds, constitute the happiness of life. That the improvement of this city must proceed with sure and steady steps, follows from its many obvious advantages, and from the enterprizing spirit of its inhabitants, which promises to render it the fairest seat of wealth and science.

It is very gratifying to me that the general course of my administration is approved by my fellow-citizens, and particularly that the motives of my retirement are satisfactory. I part with the powers entrusted to me by my country, as with a burthen of heavy bearing: but it is with sincere regret that I part with the society in which I have lived here. It has been the source of much happiness to me during my residence at the seat of government, and I owe it much for its kind dispositions. I shall ever feel a high interest in the prosperity of the city, and an affectionate attachment to its inhabitants.

TH: JEFFERSON.

March 4, 1809.

LIST OF ACTS

Passed at the Second Session of the Tenth Congress.

1. An act to authorize the transportation of a certain message of the President of the United States, and documents accompanying the same.

2. An act authorizing the President of the United States to employ an additional number of revenue cutters.

3. An act authorising the payment of certain pensions by the secretary of war at the seat of government.

4. An act for the relief of Andrew Joseph Villard.

5. An act to revive and continue in force for a farther time the first section of the act, intituled "An act farther to protect the commerce and seamen of the United States against the Barbary powers."

6. An act for the relief of Augustin Serry.

7. An act authorizing the proprietors of squares and lots in the city of Washington, to have the same subdivided, and admitted to record.

8. An act to enforce and make more effectual an act, entitled "An act laying an embargo on all ships and vessels in the ports and harbors of the United States," and the several acts supplementary thereto.

9. An act supplementary to an act, entitled "An act for extending the terms of credit on revenue bonds in certain cases and for other purposes."

10. An act for the relief of Edmund Beaumont.

11. An act to alter the time for the next meeting of Congress.

12. An act for the employment of an additional naval force.

13. An act for dividing the Indiana territory into two separate governments.

14. An act making appropriations to complete the fortifications commenced for the security of the seaport towns and harbors of the United States, and to defray the expenses of deepening and extending to the river Mississippi, the canal of Carondelet.

15. An act supplementary to the act, entitled "An act to amend the act entitled "An act establishing circuit courts and abridging the jurisdiction of the district courts of Kentucky, Tennessee and Ohio."

16. An act to revive and continue for a farther time the authority of the commissioners of Kaskaskia.

17. An act to incorporate a company for opening the canal in the city of Washington.

18. An act making appropriations for the support of government, during the year one thousand eight hundred and nine.

19. An act extending the right of suffrage in the Indiana territory, and for other purposes.

20. An act freeing from postage all letters and packets to Thomas Jefferson.

21. An act for the disposal of certain tracts of land in the Mississippi territory, claimed under Spanish grants, reported by the land commissioners as ante-dated; and to confirm the claims of Abraham Ellis and Daniel Harregal.

22. An act for the relief of Daniel Cotton.

23. An act for the relief of certain Alibama and Wyandott Indians.

24. An act to interdict the commercial intercourse between the United States and Great Britain and France, and their dependencies and for other purposes.

25. An act making provision for the farther accommodation of the household of the President of the U. States.

26. An act farther to amend the judicial system of the United States.

27. An act to extend the time for making payment for the public lands of the United States.

28. An act making a farther appropriation towards completing the two wings of the capitol at the city of Washington, and for other purposes.

29. An act to extend to Amos Whittemore and William Whittemore, jun. the patent right to a machine for manufacturing cotton and wool cards.

30. An act for the relief of Jacob Barnitz.

31. An act supplemental to the act, intituled "An act for establishing trading houses with the Indian tribes."

32. An act concerning invalid pensioners.

33. An act to authorise the making a turnpike road from Mason's causeway to Alexandria.

34. An act farther to amend the several acts for the establishment and regulation of the treasury, war and navy departments.

35. An act making appropriations for the support of the military establishment, and of the Navy of the U. States for the year 1809.

36. An act supplementary to an act to amend the charter of George Town.

37. An act authorising the further augmentation of the marine corps.

CONGRESS.

HOUSE OF REPRESENTATIVES.

WEDNESDAY, MARCH 1.

On motion of Mr. Kelly, the bill for the relief of Jacob Barnitz went through a committee of the whole, Mr. DESHA in the Chair; was reported to the House, and ordered to a third reading. It was subsequently read a third time and PASSED.

PUBLIC BUILDINGS.

On motion of Mr. *Masters*, the House resolved itself into committee of the whole, 52 to 24. Mr. BASSET in the Chair, on the bill from the Senate, making further appropriations for completing the two wings of the capitol, in the city of Washington, and for other purposes.

Mr. *W. Alston* said that he wished to withhold any appropriation but for the accommodation of the Senate. Such extravagance and waste had characterised the progress in the buildings, that as long as the present superintendant remained in office, he would not vote a cent further appropriation. He moved to strike out every item in the bill but that for the accommodation of the Senate.

Mr. Lewis objected to the motion. He called for the reading of the report of the Surveyor of Public Buildings on the subject.

Messrs. Alston, Sloan, Smilie and Stanford opposed the motion, and Messrs. Macon, Nelson, J. G. Jackson, and Lyon, opposed it on the ground that the buildings, having been commenced, ought to be finished.

The motion for striking out the appropriation for the Representatives Chamber, was negatived 44 to 31.

The committee then refused to strike out any part of the bill.

The committee then rose and reported the bill, which was ordered to be read a third time to-day. The bill being about to be read a third time, Mr. *Culpepper* moved that the bill be re-committed for the purpose of striking out the items before moved to be stricken out.——Motion negatived, Ayes 9.

The bill was then read a third time and PASSED as follows:

YEAS—Messrs L. J. Alston, Bacon, Barker, Bassett, Blackledge, Blake, Blount, Boyle, J. Campbell, Champion, Cutts, Davenport, Dawson, Desha, Eppes, Findley, Franklin, Gholson, Goodwyn, Green, Helms, Holland, Holmes, Howard, Humphreys, J. G. Jackson, Johnson, Kelly, Key, Kirkpatrick, Lambert, Lewis, Love, Lyon, Macon, Marion, Masters, M'Creery, N. R. Moore, Jer. Morrow, Mumford, Nelson, Newton, Nicholas, Porter, Rhea, (Ten.) Riker, Rowan, Russel, Say, Seaver, Shaw, Smelt, Sturges, Taggart, Tallmadge, Taylor, Thompson, Upham, Van Allen, Van Dyke, Van Horn, Van Rensselaer, Verplanck, M. Williams, A. Wilson, N. Wilson. —67.

NAYS—Messrs. W. Alston, Brown, Calhoun, Clay, Culpepper, Gardner, Heister, Milnor, Quincy, Randolph, M. Richards, Sawyer, Sloan, Smilie, J. K. Smith, S. Smith, Southard, Stanford, Swart, Whitehill, Wilbour—21.

The House resolved into a committee of the whole House, 38 to 36 on the bill for incorporating a company for making a Turnpike road from Georgetown to Alexandria. Mr. MACON in the chair. After a long time spent in committee in discussing the details of the bill, about 6 o'clock, after being in session eight hours, a quorum not being present, the committee was dissolved; and the House adjourned.

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The details of Thursday's and Fridays proceedings will be given in our next. The list of acts *passed* will be found in this day's paper.

From the Aurora.

THE CASE OF OLMSTEAD.

It seems as if infatuation and folly had become epidemic at *Boston*, and had spread to Congress, and communicated its infection to *Lancaster*.

The following message, it is said, has been communicated to the state legislature. The governor, no doubt, is sworn to obey and support the laws of this commonwealth, and there is a law on this special subject, which authorises the Executive to call out the militia and protect the parties.

But then there is this infelicity in the case, that the laws of the U. S. are also part of the laws of this commonwealth; and the decisions of the supreme court of the U. S. are, and must be, a paramount authority to any such law.

The law of this commonwealth is in reality an *ex post facto law*, produced by intrigue to cover injustice, and to violate the first principles of human rights in human society.

It is further aggravated by the facts, that the *money*, which is the hard earned and sole property of *Gideon Olmstead*, is now in the *state treasury* of Pennsylvania; and that the state has neither in law nor in equity, any lien, nor is there any pretence of claim on the part of the state, to the money of this injured man.

Gideon Olmstead, commanded an American armed vessel during the revolution, he was captured and carried into Jamaica, and brutally incarcerated in a dungeon for several months; with one or two others he was put on board a vessel to be sent to New York, and on the passage, by an enterprize, the *spirit, intrepidity, humanity, and effect*, of which ought to have obtained for him a statue, and in Greece or Rome he would have obtained one; he, with two other persons and a boy, seized the vessel, with twelve or fourteen men on board, and brought her in to the Delaware. The vessel was condemned, and the property has been hung up now 30 years in law suits; the man has grown into years and into want; he has had decisions of the old Congress and of the state courts, and ultimately of the supreme court in his favor, and now rather than render this veteran of the revolution justice, or *pay the man his money*, which is his own, the militia is to be called forth. Lamentable indeed is the state of *morals* and *justice* in society, when such transactions as have been exhibited in Massachusetts, in Connecticut, and now in the case of *Olmstead*, can occur!

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MESSAGE OF THE GOVERNOR

"To the Senate and House of Representatives of the Commonwealth of Pennsylvania.

"GENTLEMEN—

"I have received information that the Supreme Court of the United States hath ordered a peremptory mandamus to be issued to the suit of Gideon Olmstead and others, versus Elizabeth Sergeant and Esther Waters executrixes of the late Mr. Rittenhouse, and that immediate application will be made to Richard Peters, judge of the district court of Pennsylvania, for an execution against the persons and effects of Mrs. Serjeant and Mrs. Waters, or that rather, as it an admiralty proceeding, an attachment against their persons will be the compulsory process adopted on the occasion.

"By the act of the 2d April 1803, Mrs. Sergeant and Mrs. Waters, are directed to pay a sum of money, arising out of the sale of the British sloop Active, captured during the revolutionary war, into the state treasury. With the requisitions of that law, the said executrixes have complied; it now becomes my duty, agreeable to the provisions of that act, to protect the persons & property of the said executrixes, against the said process.

"Painful as the duty is, I am compelled, and am now making arrangements to call out a portion of the militia for that service: that being the only means in the power of the executive. As the execution of this law may produce some serious difficulties, as it respects the relation between the state governments and that of the U. States, I have thought it proper to make this communication, on which the legislature can act as in their wisdom they shall think expedient.

"SIMON SNYDER.

"The hon. JAMES INGLE, Esq. *Speaker of the House of Representatives.*

"*Lancaster, Feb.* 27. 1809.

The following resolution, in relation to the above case, was adopted by the House of Representatives of Pennsylvania on the 1st instant.

"*Resolved*, That the Secretary of the commonwealth be required to lay before the house information touching the mesures the Governor may have taken to call out the militia, to protect the persons and property of Elizabeth Sergeant and Esther Waters, in pursuance of an act of Assembly of this commonwealth."

TWENTY DOLLARS REWARD

RANAWAY from the Subscriber's Plantation near Lower Marlbro' in Calvert county, about the 15th of January, a Negro man by the name of Cuddy: he is about 50 years of age, 6 feet high, rather spare made, of a yellowish complexion and thin visage, stammers when spoken to, and one of his knees bends in, which makes him limp a little, but is scarcely perceiveable. Whoever takes up said negro and secures him so that I get him again shall receive the above reward, if taken upwards of 20 miles from home, if under 20 miles 10 dollars.

THOMAS BLAKE

March 6—3t

TO THE PUBLIC.

WHEREAS, in consequence of various supposed provocations, I have been induced, at sundry times to utter and publish severe and unmerited strictures on the conduct and character of my late partner, Mr. John Lisle of this city. I now feel myself called upon, in justice to that gentleman, and in conformity with the advice of my friends, thus to avow my regret at having been instrumental to the injury of his feelings or character.

(Signed) MACALL MEDFORD.

Witness, GEORGE RUNDLE.

Philadelphia, Jan. 23, 1809.

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IN consequence of the above, and the solemn declaration of Mr. Macall Medford, that he is unable to discharge the monies I claim of him, I have agreed to discontinue my pursuit of said claim, and my intention of prosecuting him for a libel—

JOHN LISLE, late JOHN LISLE, Jr.

Philadelphia, March 6—2t

ON application by petition, in writing, of GEORGE W. WILLETT of Prince George's county, to me the subscriber, an associate judge of the first judicial district of Maryland, composed of Saint Mary's, Charles and Prince George's counties, in the recess of Prince George's county court, for the benefit of the act of Assembly, passed at November session, 1805, entitled "An act for the benefit of sundry insolvent debtors," and the several supplements thereto a schedule of his property and a list of his creditors, as far as he can ascertain them on oath, being annexed to his said petition and being satisfied by competent testimony, that the said petitioner is a citizen of the state of Maryland, and that he has resided therein the two last preceding years; and being also satisfied, that the said George W. Willett is now in actual confinement for debt; and for no other cause, and the said petitioner having entered into a bond with security for his appearance in Prince George's county court on the first Monday of April next, to answer such interrogatories as his creditors may propose to him—It is thereupon ordered and adjudged, that the said George W. Willettt be discharged from his imprisonment, and the said first Monday of April next be, and hereby is appointed, for the said petitioner to deliver up his property, and to have a trustee appointed for the benefit of his creditors; and the said petitioner, by causing a copy of this order to be inserted in the National Intelligencer, once a week for three months successively, before the said first Monday of April next, give notice to his creditors to be and appear before the Judges of Prince George's county court on the day aforesaid, to recommend a trustee for their benefit. Given under my hand, this eighteenth day of June, 1808.

DANIEL CLARKE.

True Copy, Test,

JOHN READ MAGRUDER, jun.
C P G Cy Ct

December 19—w13t.

State of Maryland, in Chancery, February 4, 1809.

ORDERED, That the sale of certain lots, in the city of Washington, made and reported by Edward S. Burd as trustee in a suit in this court by the executors of M. Lewis and Edward Burd, against Morris, Nicholson and others, be ratified and confirmed, unless cause to the contrary be shewn on or before the 15th March next, provided a copy of this order be inserted three successive weeks before that time in the National Intelligencer.

The report states, that the said lots which are therein particularly described, were sold for thirteen thousand dollars.

True copy—Test,

NICHOLAS BREWER, Reg. Cur. Can.

Feb. 22—w3t.

Mr *MADISON'S PORTRAIT.*

An elegant engraved Portrait of JAMES MADISON,

Executed by the celebrated *Edwin* of Philadelphia, from an original painting by *Stewart*, is just received and for Sale at the Book-store of R. C. WEIGHTMAN, Pennsylvania avenue.

PRICE 2 DOLLARS,

Published by *C. Boyle*, Baltimore.

February 15—6t

IN COUNCIL—ANNAPOLIS, FEB. 8, 1809

Ordered, That the resolution of the Legislature, passed at the last session, requesting the Governor and Council to procure information as to the probable expenses of erecting and furnishing a building of sufficient dimensions for the manufacturing annually *one thousand stand of arms* complete, be published twice a week for the space of four weeks in the American and Federal Gazette at Baltimore; the Maryland Gazette at Annapolis; the Republican Advocate at Frederick-Town; the National Intelligencer; the Maryland Herald at Hager's-Town, and in Mr. Smith's paper at Easton.

By order,

NINIAN PINKNEY, Ck.

—

Resolved, That the Governor and Council be requested to procure, and submit to this House, at their next meeting, information as to the probable expences of erecting and furnishing a building of sufficient dimensions for the manufacturing, annually, one thousand stand of arms complete, fifty braces of horsemen's pistols, one hundred horsemen's swords, and one hundred swords suitable for artillerists, and the practicability of procuring workmen sufficient for the same, and the usual wages for such workmen, and as to the most eligible site for the erection of such buildings, the machinery of which, if necessary, to be worked by water, steam, or otherwise; and that by publication of this resolution, they give notice that they will receive description of and proposal for the sale of such site. And that they procure if practicable, the annual report of the different establishments of the same kind in the United States.

February 17—2w4t

Prince George's county court, September Term, 1808.

ON the application by petition in writing, of ROBERT McKOY, of Prince Georges county, to this court, for the benefit of the act of Assembly passed at November session eighteen hundred and five, entitled "An act for the benefit of sundry insolvent debtors" and the several supplements thereto a schedule of his property and a list of his creditors on oath as far as he can ascertain them being annexed to his said petition, and the court being satisfied by competent testimony that the said petitioner is a citizen of the state of Maryland, and that he hath resided therein the two last years preceding his application, and being also satisfied that the said Robert M'Koy, is now in actual confinement for debt, and the said petitioner having entered into bond with security for his appearance in this court on the first Monday in April next to answer such interrogatories as his creditors may propose to him. It is thereupon ordered and adjudged that the said Robert M'Koy be discharged from his imprisonment, and the said first Monday in April next is appointed for the said petitioner to deliver up his property and to have a trustee appointed for the benefit of his creditors; and it is ordered that the said Robert M'Koy by causing a copy of the aforegoing to be published once a week for three months successively in the National Intelligencer, before the said first Monday in April next, give notice to his creditors to be and appear before this court on the said day to recommend a trustee for their benefit.

Test JOHN READ MAGRUDER, Jr.

December 26—w3m Ck. P. G. C. C.

Solomon Holland vs. Hezekiah M. Ford, } In Chancery, February 1809.

The object of the bill, is to have a deed recorded, granted from Hezekiah M. Ford to said Holland, bearing date the 6th of August, 1800, for a lot or parcel of land called "Exchange and New Exchange Enlarged," being part of lot number two in the town of Williamsburgh, in Montgomery county. The bill also states, that the said Hezekiah M. Ford has removed out of this state to the state of Kentucky.

It is thereupon ordered, that the complainant, by causing a copy of this order to be inserted three weeks successively in the National Intelligencer before the 22d day of March next, give notice to the defendant to appear in this court on or before the 22d day of July next, to shew cause, (if any he has) why a decree should not pass as prayed.

True copy—Test,

NICHOLAS BREWER, Reg. Cur. Can.

Feb. 22—w3t.

SAMUEL STETTINIUS,

PENNSYLVANIA AVENUE NEAR THE CENTRE MARKET.

GRATEFULLY sensible of the past favors of both his Friends and the Public at large, takes the liberty to offer in addition to his lately Advertised Stock of DRY GOODS, a new supply of—

Common Broad Cloth,
Pelice do.
Tappy Velvet,
Silk do. and Flannels of almost any description at the most reduced prices, as also every other article in the Dry Good line, at the most reasonable accommodations a favoring public can expect.

He has also newly received by the schr. Hope, capt. James Keeth, and offers for Sale by Wholesale,

5000 lbs. best Green Coffee,
500 lbs. well tanned Soal Leather of first rate slaughter Hides,
1 pipe Holland Gin,
1 bale Almonds in shells,
9 boxes Tin,
A quantity of best Sheet Iron, single, double and treble,
1 box London imported Hats,
A few pieces Oil Cloth,
Spanish segars by the box,
Linen Checks,
Apron do.
Cotton Velvets,
Black Cambrics,
Do. silk Velvets,
Plain Velvet Binding of all numbers,
1 trunk elegant Calicoes,
Silk Shawls,
Pelice Cloth,
Dressing Looking-Glasses,
Black Worsted Stockings,
Cotton Stripes,
Linen do.
1 trunk tanned Buck skins suitable for gloves and pantaloon making,
5000 best Clarified Quills,
All of which he intends to dispose of on the most pleasing terms for cash or approved notes.

December 28—3t&wtf