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TERMS.

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INTERESTING TRIAL.

DORSETSHIRE, (ENG.) July 25.

Before Mr. Justice Park & a special Jury. CONSPIRACY AND ABDUCTION.

The King, on the prosecution of George Lowman Tuckett, Esq. vs. James Bowditch, John Bowditch, William Bowditch, Susanna Bowditch, Elizabeth Ellen Gibbons, Susanna Mulrairie, Thomas Paul, and Juliana his wife, Jane Mark and Elizabeth Snell.

(Concluded.)

THE DEFENCE.

Mr. Casberd, on the part of the defendants, shortly addressed the Jury. He said, that after what had passed in the cause, if the evidence already given could not be overthrown, he should be ready to throw up his brief; but the Jury would be astonished when they came to find that in every part of her evidence, Miss Glenn would be contradicted. He should be able to shew from a body of witnesses whose veracity was not to be shaken, that Miss Glenn was not a person of that delicate mind and reserved habits, which Mr. Tuckett would wish the Jury to believe. Was there any thing unnatural in a young lady, who had only expectations (for that was the fact) forming an attachment to a young man to whom nature had been bountiful, but to whom fortune had not been quite so kind? Miss Glenn did become attached to Mr. Jas. Bowditch, and had firmly resolved to marry him, and the Jury would see that this was an every-day occurrence. He would not anticipate what the witnesses would prove; but he would say, that stronger attempts against the character of a set of innocent individuals had never been made. Miss Glenn would be contradicted in every part of her testimony; her conduct, her very words would be proved. Why she altered her tale on her return from Thornford, must be best known to herself, but the Jury would judge of the weight to be given to conflicting testimony, and he felt confident they would most honourably acquit the defendants.

John Oxenham, examined by Mr. Selwyn. Witness is an attorney at Taunton; swore most positively, that he never produced any deed or writing to Miss Glenn before the meeting of January.

Mr. Serjeant Pell inquired for the letters which had been shown to Miss Glenn but Mr. Casberd said he should not offer them in evidence.

Mr. Justice Park observed, that it was for the counsel to judge; but if they were not given, both he and the Jury must necessarily draw their own conclusions.

Mr. Casberd then reluctantly sent the letters to Mr. Oxenham, and asked if they were the letters shown to Miss Glenn?

The letters were read: they were as follows:

"My dear James—In answer to your last letter, I write you to buy the licence; and assure you that I was 21 the 28th of last August; remember that I have no independent fortune; can there then be blame in our forming this alliance, when love, not interest, actuates the deed?"

"Yours truly,
MARIA GLENN."

"Sept. 14, 1817.

"Mr. J. Bowditch, Holway Cottage."

The other was a note to Mrs. Mulrairie:

"Miss Glenn sends her kindest love to Mrs. Mulrairie, and informs her it will be perfectly out of her power to see her before half past twelve to-night, as her aunt and uncle both will be with her if she goes to walk. She understands that she has

something to communicate to her of consequence; if so, she should be obliged to Mrs. Mulrairie if she could write and inform her of it by the bearer. Sunday morning."

Mr. Oxenham said, that when these were shown to Miss Glenn, she admitted the letter to James Bowditch to be her's all but the direction, but totally denied the note to Mrs. Mulrairie.

Charles Puddy lived near at the time of the transaction; he saw part of Mr. Bowditch's family most days. He saw Miss Glenn almost every day; saw her accompanied by Mr. James Bowditch, generally resting his hand upon the mane of the horse. He had seen them more than ten times in that situation; he considered them a little in the sweetheating line. He had seen them together in the farm yard; there was a wheat mow there; she asked witness once to assist her in getting up the wheat mow; she had been in the kitchen with witness; she asked witness to hold the ladder; witness went to the top and held the top of the ladder, and she came up to him. He had seen Bowditch take those liberties which a sweetheart would take; witness told Mr. Bowditch that he thought the young lady had a liking for him, & advised him to try for her, she came to him once & asked him to catch the horse for her; witness asked her why Mr. Bowditch would not do it? She said he was sulky, and would not do it; he heard her ask him to go up and fasten the window for her; he did not go immediately and whether he went up or not witness could not tell; they appeared upon terms of familiarity; she came with one of his sisters to see some prints in his house; and she came with him before; they saw a picture of a Gretnagreen marriage. Witness overtook her when she went to Taunton from Holway; she appeared very low. He saw them walking together at Taunton, on one occasion when a child was christened: Mrs. Mulrairie owned the child. He saw them walking together afterwards.

Samuel Mansfield, recollected seeing Miss Glenn at Mrs. Bowditch's, in July 1817.—He had seen James Bowditch & Miss Glenn walking many a time arm in arm together, in the farm and about the fields. He saw them in July and August; he had seen them in the summer-house many a time; they were very loving indeed. Witness had seen them in a waggon together, and Bowditch kissed her in the waggon. Witness said he had saddled a horse many a night for her to ride out. Ja's Bowditch sometimes ran by her side; he has seen her in the kitchen, sitting on his knee. He recollected when Miss Susan Bowditch was with her, going to Hestercomb;—she appeared very fond of him.

Cross-examined by Mr. Serjeant Pell. He did not know Miss Glenn before she came to Mr. Bowditch's family. Miss Glenn was again called in. Mr. Serjeant Pell.—Now turn round to that lady. Witness looked at her impudently. Mr. Serjeant Pell.—Is that the young Lady that did all that you have described? Mr. J. Park.—Is that the young Lady who sat on his knees? Witness.—Not in my presence; he saw her sitting on his knee; he saw Miss Glenn do so. Mr. Serjeant Pell.—Was it that young Lady? Witness.—No, this is not the young Lady. (At this answer a strong feeling of indignation was manifested.) Mr. J. Park.—Then this is not the young lady you saw kissed in the waggon? Witness.—No, I don't think it is.—(The feelings of a crowded Court could scarcely be suppressed.) Mrs. Warren said she lived opposite Mr. Tuckett's at Taunton; she knew James Bowditch and Miss Glenn; that is her (pointing to her); witness had seen them together in the beginning of September—it was in the evening. Witness saw Mary Whitby come out and speak to J. Bowditch, and Miss Glenn came afterwards, and she spoke to him: Mary Whitby continued there, and Miss Glenn nodded with her head towards French Wear Field. James Bowditch went on, and Miss Glenn followed, looking through the rails, turned up the steps, spoke to Mary Whitby, and ran after Bowditch as hard as she could on the cause-way towards French Wear Field she overtook him, looked back to her uncle's house, took hold of his arm, and walked on to the Fields.

Samuel Poole knew Mr. James Bowditch and Miss Glenn, he saw them walk together in the month of September; she ran towards him, they talked a word or two and then walk away together arm in arm.

Mary Priest, wife of Aron Priest, lived at Taunton. Mrs. Mulrairie was staying at

at her house in September last, and during that time Miss Glenn called, & asked if Mr. James Bowditch was there; and they called together once, and once she called when he was not there; and she sent witness to Mr. William Bowditch to see if Mr. James Bowditch was there; she found him, and he came in about five minutes afterwards, and they walked away together; they seemed very fond of each other; she had seen them walk arm in arm near East-street; she remembered the christening of Mrs. Mulrairie's child; and Mr. James Bowditch stood god-father and Miss Glenn god-mother. They all went to church, and witness carried the child; there was feasting at Mrs. Bowditch's, at Holway; witness dined with them, but she did not see any fun. Miss Glenn dined with them in the kitchen; Miss Susan, Betsy, and Sarah B. dined with them, and Mr. J. Bowditch; it was on a Wednesday.

Cross-examined.—The christening took place at St. Mary Magdalen Church, and she was sure it was Miss Glenn who stood god-mother, although she never saw her before—she was sure it was the young lady who sat near the place where she stood. Mrs. Mulrairie is a first cousin of her husband—Mr. Long was the clerk's name—he was an elderly man.

Mr. Serjeant Pell—I will tell you he is here, I ask you will you swear that Miss Glenn was there? Witness.—Yes I will swear she was there—I did not see Mary Whitby there but there were two girls there of Mr. Tuckett's.

Joseph Broom, a laborer, was employed to cut Mrs. Bowditch's wheat; he knew Miss Glenn, he saw her there when he was reaping; he saw her and Mr. Bowditch, and his sister in the passage. Miss Glenn came to witness and said she was going to get married to Mr. J. Bowditch; and said there he is in the passage, and she went to him again—she came back again, pulled out a ring and said she was going to be married with it.—Witness afterwards saw them go out towards St. Mary Magdalen church, it was about 10 o'clock when they went out and they returned about 12 through the field. Witness said, Miss, is the knot tied? She said, "Yes, thank God, and it cannot be untied," and witness wished her joy. This was sometime in August. He afterwards saw them sitting together upon some sheaves of wheat; this was at 1 o'clock at night. She came out and insisted upon having Bowditch into the house, and she took him round the neck.

Mr. Serjeant Pell.—You may go the place from whence you came.

Rev. George Templer, a clergyman and magistrate, was at Thornford in the month of September; he was there the 1st and the 22d; he dined at the house of Mr. Paul; there were present Mr. Paul, Mr. James Bowditch, as he was told, and two ladies, whom he never saw before; the lady in court (Miss Glenn) was there—there was no sadness in her appearance; but, with respect to gaiety, upon an observation made upon some man, Miss Glenn smiled, and the ladies afterwards withdrew from the table.—Miss Glenn ate a hearty dinner; she ate some of the roast beef and some apple pudding. Witness saw her in the evening, between seven and eight o'clock, when they passed through the room in which witness was reading, took their bonnets, and said they were going out walking.

Miss Sarah Bowditch said she was acquainted with Miss Glenn's hand writing. The letter produced she believed to be her hand writing; it was letter A. The letter D produced, she believed to be also in her hand writing. This letter was only to show the similitude of the hand writing; it was addressed to Mrs. Snow, of Exeter, & admitted to be Miss Glenn's hand writing.

William Snow said he lived at Exeter was called to prove the receipt of the letter, but it was admitted by Mr. Serjeant Pell.

Mary Owen knew Miss Glenn—that is the lady; was at Mrs. Bowditch's house on the 22d of September. Miss G. came there between one and two o'clock, and she heard Mrs. Bowditch ask Miss Glenn why she took so imprudent a step, and in about ten minutes afterwards Miss Glenn came into her bed room, and she appeared very cheerful, very lively, and full of spirits. Mrs. Mulrairie had taken part of her clothes off to lie down with witness—Mrs. Bowditch had then got up. Miss Glenn asked Mrs. Mulrairie if she would go with her; Mrs. Mulrairie said she could not, as she was going to her husband the next day; Miss Glenn then said, "if you will not go, I must go by myself." Witness recollected Miss Glenn calling out to know if the gig was ready, she had been sitting on witness's bed.

Francis Smith was at Mrs. Bowditch's on the night of the 21st of September.—Mr. James Bowditch fetched him, and he went over at ten, and went from thence to town for the horse and gig, which he got and put it under the hay.—Witness fell asleep, and Mr. James Bowditch told him he should not go to sleep. Shortly after a young lady came out of the house and got into the gig, and then James Bowditch went up into the gig, and the young lady said to Wm. Bowditch, "come up into the gig, and ride—there is plenty of room;" but he said "no, he would come on upon his pony." They had bundles, and witness gave them to the young lady in the gig, and then the young lady said, "let me go along;" and told witness to carry a light on the common, and to open the gates.

Cross-examined by Mr. Moore. He was in their employment in September; he knew Mr. Tuckett and Mr. Lee, and remembered his speaking to them—that James Bowditch told him in the field a few days before, that if Mr. Tuckett asked him, to say that Miss Glenn got into the gig first, and James Bowditch told him also to say, that Miss Glenn pulled up Mr. James Bowditch into the gig.

Re-examined.—The absolute fact was, that Miss Glenn did get into the gig first.

Miss Glenn was again called and examined by Mr. Serjeant Pell.—She never asked Puddy to assist her up a wheat mow; she never stood god-mother to Mrs. Mulrairie's child; she never came out of her uncle's house, and went to French Wearfields, arm in arm with Jas. Bowditch; she never left her uncle's gate to walk with Bowditch; she was never in St. Mary Magdalen church at the christening of any of Mrs. Mulrairie's children; she never came out without a bonnet or cap, and white gown, to meet James Bowditch, and to walk with him; she did not know one Broom; never recollected having said she was going to be married to James Bowditch. At the dinner spoken of by Mr. Templer, she ate very little beef, and saw no pudding; she never threw her arms round James Bowditch; never played blind man's buff with him; never trod upon his toes or threw handkerchiefs at him; she did not say she would go by herself if Mrs. Mulrairie would not go with her; she did not get into the gig first. Indeed, this young lady deliberately contradicted every important fact spoken by the witnesses for the defence.

Mr. Long, parish clerk at the parish church of St. Mary Magdalen, at Taunton, said, he knew Mrs. Mulrairie's child was christened; he believed the Bowditch family stood for her. Miss Glenn was not there; he saw her at Mrs. Bowditch's the same day or the day after; he went to see if the register wanted any alteration. She was not the person who stood god-mother.

Mary Whitby called up and again examined.—Mrs. Mulrairie said she should say that Miss Glenn was at the christening, and that she stood god-mother, to her child.

Mr. Tuckett said he had closely examined the letters A and B, and a small note, with the greatest minuteness; and he verily believed them not to be in the hand writing of Miss Glenn. Witness stated that Mr. Templer said he had helped Miss Glenn to beef, but whether she ate it or not he could not tell, as he did not take much notice of her.

Re-examined.—He was positive that one of the Bowditches stood god-mother to the child. The Rev. Mr. Hunt Clapp was the clergyman, but he was in a bad state of health at present.

Sarah Northam lived nearly opposite Mr. Tuckett's house; witness was called out by Mrs. Warren, who said, "now you may see Miss Glenn and James Bowditch;" and witness came out and saw a young lady who was in the road with Bowditch; she went over to the railing and shook hands with the nursery maid with great eagerness; and she returned to Bowditch, took him by the arm, and went over the weir. Witness said if she saw any more of this, she would acquaint Mr. Tuckett of it; but witness's daughter was present, and went to the weir to wash her hands, and to see if it was Miss Glenn; & in the presence of Mrs. Warren, her daughter said it was not Miss Glenn.

Sarah Northam, the younger daughter of last witness, knew Miss Glenn. She remembered the time alluded to by her mother; and she was sure Miss Glenn was not the young lady with James Bowditch. Witness believed she had seen Miss Glenn walk out with her uncle before.

Here Mr. Serjeant Pell proposed to put two ladies into the box, who superintended Miss Glenn's education, and who would speak to the propriety of her general conduct.

The learned judge said, he could not

receive such evidence. Mr. Serjeant Pell was about to reply, when Mr. Justice Park humbly suggested that the young lady might withdraw.

The Rev. Mr. Cooper, who had attended her through the day, said he was afraid to go out alone, and requested Mr. Tuckett to accompany them.—The sheriff ordered the javelin men to accompany them.

Mr. Serjeant Pell now rose, and was about to reply, when the jury begged him to afford them a few minutes consultation. The court acquiesced, and the jury having consulted a few minutes, the foreman (Mr. Banks) observed, that it would be unnecessary for the learned serjeant to reply, or for his lordship to sum up, they being satisfied that a conspiracy existed. However, they did not see any thing that implicated Elizabeth Snell, the house maid. She was certainly in some degree concerned in the transaction; but without being so highly culpable.

Mr. Justice Park acquiesced in the opinion of the jury, as regarded Elizabeth Snell; and Mr. Serjeant Pell agreed that she should be acquitted.

The jury then returned a verdict of GUILTY against all the defendants, except Elizabeth Snell.

Mr. Justice Park observed, that his own opinion perfectly coincided with that of the jury; but that, had it been otherwise, he should have felt it his duty to go through the whole of the evidence, which he had been obliged to take down at great length, for the purpose of reporting it to the Court of King's Bench. He was sorry to have occasion to observe, that the defence set up was so marked with infamy, that it seemed like a continuation of the same conspiracy against the happiness and peace of the young lady, whom he could not but compliment for the firmness which she had displayed on the present occasion. He never saw a witness give better evidence, or one who better sustained a severe cross-examination, or one who listened with more patient resignation, to the gross and abominable aspersions which the defendants' witnesses were continually throwing out against her character for modesty and virtue.

By the President of the United States.

WHEREAS, by an act of Congress passed on the third day of March, 1815, entitled "an act to provide for the ascertaining and surveying of the boundary lines fixed by the treaty with the Creek Indians, and for other purposes," the President of the United States is authorized to cause the lands, acquired by his said treaty, to be offered for sale, when surveyed:

Therefore, I, JAMES MONROE, President of the United States, do hereby declare and make known, that public sales for the disposal (agreeably to law) of certain lands in the Alabama territory, shall be held at Cahaba, in the said territory, on the first Monday in January next, and shall continue for three weeks, during which time will be offered for sale

Townships numbered	
9 to 16 inclusive in range 5	
9 to 16	in 6
10 to 16	in 7
10 to 16	in 8

except such lands as have been reserved by law for the support of schools, and for other purposes. The land shall be offered for sale in regular numerical order, commencing with the lowest number of section, township and range.

Given under my hand, at the City of Washington, the 17th day of July, one thousand eight hundred and eighteen.

JAMES MONROE.

By the President: J. MEIGS, Commissioner of the General Land Office 21—tjygl

TO LET,

Possession given the 16th of Sept. next. THE large white House situated in Middle Street, nearly opposite the Church, now occupied by Mrs. Emery as a Boarding House. Apply to ICHABOD WETMORE. Newbern July 25, 1818.

Metheglin.

BEST quality of METHEGLIN by the gallon or bottle, for sale by OLIVER L. KELLEY. Sept. 12.—266. East Front-street.