the close only to the respective territories	ed 30 firipes, fix mentis impelforment, or	Cal Mourana, richer portes détore la relation de la	few that was giver excepted to 1 and 1	dering the fitting of the court. T
of the contracting powers's but that the	cale, this court, like an inferior court, or magnifrate, was only competent to com-	grated his objections and arguments, a-	which it has been held up as dangerous to	faster to Lieut, Jump, of his Britans
where all nations have equal jurisdiction.	pit and retain in colledy for trial, by the circuit court, and had no periffication,	draide on the prisone facule, the fubitince of which objections were given under the	" The crime of murder is justly repro-	this hathour, and which failed with t
and no defect of justice could arife from	or to the merits a that the Circuit Court only had the jurisdiction, sed that	date of yesterday: His Honor the Judge then proceeded	cial ones the crime of forgery is to don-	maica.
the offence; that it was against the faw of nations, which style a pirate bactis bu-	this court undertaking after commitment to liberate or give up the presence, was	to promon uce the following judgement: "The question on which I am now to	vition has been made in various treaties for delivering un funitions from in these	SAMUEL ISRAELS'S NEW
over whom all nations claim a cominal	to introduce on and along the jar divere of the Superior court; at least to determine	give a decifion, is grounded on a baleas certas to bring the priforer before me;	for their offences; and many inflances may be produced of criminals from back	No. 15, NOATH SECOND STAFFT.
jurisdiction equally, and over whom the United States have a concurrent juril-	and decide on it, and, if it had any jorif- diction, to abolish it, and only it of it;	on motion by counfel on behelf of the representations of the Com-ul of his	to be tried where the fact was perpe-	On MONDAY MURNING at somelock w
That Vattel Tays, on the confirmation	that in doing fo, it would be precipitate and liegal.	Britannic Majesty, the officer authorized by treaty to make the requilition, that the	"What Legs the 27th article of the treaty now under confideration? In the	A LARGE ASSORTMENT OF
of irration, nothing fhall be fo contrared as to make the treaty an abfurdity; and	A justifier remark was also made by Mr. Moultrie, on the affidavita brought a-	prifones, charged with murder committed within the jurifiliation of Great Britain,	first place it is founded on reciprocity : in the next, it is agreed to all perfect,	MERCHANDIZE.
hans and cafulft, who framed this trea-	gainst the priforer, thrwing that even in a common case, they were not sufficient	flioald be delivered up to justice, in virtue of the 27th article of the treaty of amity	who, bring thurged marder or larreny, whether citizens, fabirits, or foreigners,	tox DIMITIES.
our nation of the United States give up	to preclade a prisoner from bail; and much less fullicient were they, where a man	and Commerce between the United States and Great-Britain, figured the 19th of No-	"It is for the furtherance of julice, because the colories would otherwise	a de CHECKS 7-E & yard wide.
maritime furicalitions, which file holds	tal a punithment, in the first inflance,	"Objections have been made by coun-	lis against them in a foreign country;	ALSO WILL BE SOLD
with the rest of the world, or that they	uncertain, and afcertained no fpecific	on, on a variety of grounds : and this	produce evidence to consist, or acquit.	of a perion decirong butines, amongs white see fome HANDSOME RIBBONS.
diffion, or that Great Britain and the U.	amounted to nothing more than mere	fides.	"The principle then being the lame, and the one being expectaly founded on	VIZ. 1 for DIMITIES. 1 for Irida LINENS. 2 for Irida LINENS. 3 for UTCLAING, and wide. 3 for UTCLAING, and wide. 4 for UTCLAING, and former a work. ALSO WILL Fit OLD. A quantity of SIDOC GOUDS, the property of the Company of SIDOC GOUDS, and a property business, among the stream of the International Company of the Comp
fuch justicities excinively a that the	ported; and that under such circumstances	behalf of the prifoner; one, a certificate	States, no folial objection can lie against	GROCERIES
nations helld a common interest and an-	this construction of the treaty That as to removing a perion from one flate to a-	20th May, 1795, that Jonathan Robbins	make any difference, whether the offence is	AT SAMUEL ISRAEL'S AUCTIO
7th. That the priform is a notive cisi-	nother, to begined where he commits an offence, all this is but like moving from	before kim, that he the feid Jonathan	and will obviate the objection made by	TOMORROW, at it o'clock is the forest WILL BE SOLD BY AUCTION, at No. North Second Breet, between Market and Ar
fed contrary to his will, into the British fervice; and an atteffation of his birth in	one country to another; for the culprit, is still within the jurisdiction and protect	and a native of Connecticut, the other is	but take this occasion to observe, that	Roets, Second Breet, between Market and At B. ects,
Connecticut, under the feel of the city of New-York, and the prifoner's own affida-	tion of his country, but far different it is to remove him to a distant nation, one	court, that he is a native of Connecticut, and that about two wears and he was	are only affidavits of bis own, or a cer-	4 ds. MOLASIES.
wit of this birth, and of his being preffed, were produced.	of the protection of his country, there to meet a furnishy trial by a court martial.	prefied from the brig Betley of New-York on board the British frigate Hernione, and	not evidence; and if they were, prove	PRUNES In casks.
On this it was remarked by Mr. M. that the notarial atteflation appeared	and in the end, perhaps, be hung from motives of policy, more than from the	was detained there against his will, notil the wellel was captured by the crew, and	able, that a man of the name of Jonathan	B.ets., 6 hlofs. EUM. 4 dx. MOLASTES. 1 pipe PORT WINE. 5 UCAR in barrets. FRUNES is casks. 6 blos ANNISED CORD'AL. MUSTARD in bottles, &c. &c. ALSO AN ASSORTMENT OF
on its own face to be genuine, and of the agreewal to its onte : that by reference	principles of justice. Mr. Wand, counfel for the British	carried into a Spanish port, and that he gave no affistance.	pofferfion, fhould continue on board a Bri-	FURNIUURE
to New-York its ruthenticity can be fixed, and by its reference to the Cufforn	claim, was alone on that fide. The conn- fel for the prifener, he faid, had addressed	"The motion before me has been oppo- fed on a variety of reasons. It is contend-	another name, and acting as a warrant officer, which imperfied men are not	SAMUEL ISRAEL, auftr.
House there, the clearance and lift of the crew of the welfel and name of the prife-	the passions of the auditory, which was quite unnecessary in this place, where the	ed, that it is a question of magnitude whe-	likely to be entruited with, and that he should afterwards take the name of Na-	WINE AT AUCTION.
ner may be found, as flated in his athda- vit; that all this would show his defence	citizens were always remarkable for hu- manity and tenderness to the accord. It	be tried by a jury of his own country, or in a foreign one: That the 27th article	than Robbins, and lay in gaol here 5 or 6 months, without the circumfiance be-	On THESDAY WEXT at 11 o'c'ock in 1
by could not exercit, that takens the river only of the reflective services of the property. See that the content of the reflective services of the content of the reflective services of the content of	was not necessary, at this time of day, to discuss the question of constitutionality:	and an seen very miny argued on but he are present on the sent and the primate ready and the sent and the sen	so be timed where the fall was proposed. When fape it if the other is not transpose under confidencient I in the extray was under confidencient I in the transpose under confidencient I in the transpose under confidencient I in the extra transpose of the first, it is the farthermore of pilotte. So the confidencies and the confidencies of the confidencies and the confidencies of the confidencies and it is spartly them fall for spartly them, and it is did, in whealth be defined by the confidencies of the confidencies and its proposed to the confidencies and its proposed confidencies and its proposed confidencies and the confidencies and its proposed confidencies and the confidencies of the confidence of the confidence of the confidencies of the confidencies of the confidencies of the confidencies	On THESDAY NEXT at 11 0'c'ock in 1 forenoon WILL RE SOLD BY AUCTION SAMUEL ISRAEL'S AUCTION ROUM 1 55 North Second between Market and An interest
to his affidavit, and the one made to the paper figured feveral years fince, before	that, had been long frace fettled, in the ratification of the treaty by the proper	the United States, and therefore void : that the treaty can only relate to foreign-	up the prisoner seem to imply, that he was to be punished without a trial, the con-	75 cafes of FIRST OUALITY
the magnitude in New-York, are the	faid, that the cellions contained in the 27th	crs: that the fact in this case being com- mitted on the high fear, the courts of the	trary of which is the fact: we know that no man can be posified by the laws of	CLARET
man was to be prefumed guilty of any	the two nations: if the treaty cedes a	that a grand jury ought to make inquest.	Great Britain without a trial. If he is innocent, he will be acquitted; if other-	50 de. VIN DE CRAVE of WHITE WIN SAMUEL ISRAEL, such'r. August 9.
until he was legally charged and convict-	the American government.	"It was also contended, that this would	"All the segments against delivering system properties of the prop	FRAME TENEMENT A
tions made to preferve our neutrality,	an could not legally fuffer under an ar-	people : that the constitution focured the	this motion, is to the word jurisdiction in	ACUTION.
ing into foreign fervice, were very fevere;	rights fecured to him by the constitution,	that treaties and laws altering that, were	she crime being committed on the high	Gn TUESDAY NEXT NILL BE SOLD I
Britain, in prefling our feamen and citi-	by the powers pointed out for the purpofe	void: that the treaty making power may	a concurrent jurifilition. There is no	Gn TUISDAY NEXT VILL BE SOLD I AUCTION on the premites, A FRAME BUILDING In Career's alley as feet by 14, with a go flingle roof, cutar weather boarding and in ge order
eur nation, and notorious; and the pre-	the constitution itself, and even para-	rity to feize a person and fend him away	States have a concurrent jurisdiction, and	flingle roof, cutar weather boarding and in go order
duft, was, that the priferer was prefled contrary to his will and the erus propen-	make it a question, whether the treaty between the United States and G. Britain.	" It was also contended, that this is not an offence within the contemplation	tions; and if the 27th charle of the trea-	order THE frame must be removed in two was from the way of tale SAMUEL ISRAEL, aucht. August 4.
di, (barthen of proof) to the contrary lay therefore with the profecution; that if	counteracted the constitution, or not : the only question for the court to fettle	of the treaty: the word furitdiction, means territorial jurisdiction; and that	the right to demand, and the obligation	Avgust 4. AN ELEGANY NEW NOVEL
he was fo impreffed, it was meritor was, by the laws of God and man, to regain	was, is the demand made for delivering up the prifoner conformable to the treaty?	they must be confined to offences commit- ted within the territory of cither; that	been tried here. " With refuert to the meaning of the	JUST PUBLISHED,
his liberty even by the death of his oppos- sers, and to avenge the infulted dignity	He had no doubt but it was. To prove that the crime charged against	the lending a person in confinement to be tried in a foreign country, is apunishment,	word juriffiction, I think the case quoted from Vattel, Book I. C. 19. Sec. 216. is	Br MATHEW CAREY, No. 1.8 MARKET STREET,
of a free people; that hence the right of killing in war is founded-Fattel, lib. 3,	the prifener was committed within the ju- rifdiction of the British government, he	and not to be inflicted on a citizen: that the treaty is a head without a body, legs,	Ruthurford, Book 2. C. 9. as to the jurif-	CONSTANTIA DE VALMONT
c. 8, zec. 139-and that the prifoner, in- field of being punished, "deserved well	on the high scas comes under the jurisdic-	or arms: that the affidavits do not come up to the point, and are not fufficient to	diction over the men on board the veffels; and the clause itself seems to have con-	CONSTANTIA DE VALMONT
Duid enim, potior libertate?	longs. In support of this, he instanced	bail.	templated this, because the word jurifdic- tion, is used distinctly from countries in	BY HARRIET LEE.
(What more valuable than liberty?	a British vessel on a foreign coast; this	objections to this motion were argued.	rial jurifiliction as contended for, cannot	Said Carey bas for sale
And here Mr. M. added, that he knew	British subject.	pathetic appeals to the puffions were made	When application was first made, I	ARTHUR MERVEN I CO
of his courrymen; that their liberties,	pertinent observations, and quoted feveral nuffages of the law of nations, in fun-	to the treaty, which I endeavored to	terference, because the act of congress ref-	WIFLAND CHARLOTTE TEMPLE CHILDREN OF THE ASSET
and dignity were most facred to them;	port of his arguments. He again insisted,	half. The wave the print on which the shipfilling with means were ranged in the cause of the same properties and the same process of the same properties appeals to the grainest seen and on force of the shipfilling was to the creaty. Which I rediseased in the check, beautify, as this creay has been of the creations, and in service detection of the creations, and in service detection to the the figurest two of the find, and I am injuried, and in the service detection to the same processing and the service detection to detect the same processing of the confidence of the same processing of the confidence of the same processing on the confidence of the same processing on the confidence of the same processing the same processing on the confidence of the same processing of the confidence of the same processing of the confidence of the same processing of the confidence o	to another refers it altogether to the execu-	SIGN CAPPY AND TO SHEET AND THE SHEET AND TH
with their lives; that ignominy and fla-	paramount to the laws and constitution, and that the court had only to confiden	to be the supreme law of the land, and I am signrously and folernly bound by the	treaty are filent on the fubjed, recurrence	MIDNIGHT BELL 0 87 REUGEN AND RACHEL 1 00 ROMANCE OF REAL LIFE 0 87
would ever hold an American unworthy the name of forh, who would not facrifice	whether the prifoner is, or is not, com- prehended in the meaning of the 27th ar-	eath I have taken to administer justice as cording to the constitution and laws	in the judiciary by law and the constitu-	ROMANCE OF THE FOREST 1 OF POCKET MISCELLANY 0 7 FOLITE LADY 0 7
any one, who, under the impious authority of any nation, would dare attempt to	In answer to the arguments of the pri-	it is not in my power, nor is it my in clination, ever to deviate therefrom.	judicial power fliall extend to treaties, by express words.	STAUNTON'S EMBASSY 1 0
entlave him, and rob him of his national privileges.	fener's counfel, that he should not only not be given up, but be released from prifon,	" If we attend to the conflictation, and	The judiciary have in two instances	RUMFORD'S ESS (YS, 1 vols. 3 2)
8th. Mr. M. commented on the laws passed by Great Britain in the beginning	on his own bail, Mr. Ward remarked, that it would be inconfistent for the court	it, we will find, that all the provision there made respecting criminal prosecution	expectity stipulated, granted injunctions to	regery. cont
privileges. 8th. Mr. M. commented on the laws paffed by Great Britain in the beginning of her war with us, for carrying Ameri- can fubjicla over to England to be tried, and as one of the opportive evils we fought againfi, and drew a firiking ana- loav.	to release a man without trial, after hav- ing sanctioned the charge on which he	and trials for crimes by a jury, are ex-	treaties. If it were otherwise, there would be a failure of Justice.	THIS DAY IS PUBLISHED, By FRANCIS AND ROBERT BAIL.
and as one of the oppressive evils we fought against, and drew a striking ana-	in prison a long time under their authori-	in a flate or diffrid of the United States Indeed, reason and common sense point	"I have carefully reviewed the argo- ments advanced by the countel for the	No. 116, Marger Street, AND FOR SALE AT THEIR STORE A THE AURORA OFFICE;
logy. Further he observed that the office of	the American he pretended to he, he	out that it flould be for for, what com troul can the laws of one nation have ove	prisoner. I have looked into the consti- tution, the treaty, the laws, and the cafes	THE AURORA OFFICE;
Further he observed that the office of Freddest was an executive and minife- rial office, and lad no right to controol his court, as appeared by the fearetary's letter in this cale, advising the priform to be given up; that the conflictation and laws only formed the tree fovereigney of the nation, and the judicial was the pro- per guardian of it; and that the exec- tive in facil, is but followintee to the judicial, as be is bound to enforce its de- serve.	havemade it appear more clearly.	offences committed in the territories of another? It must be remembered also	ion, the course of the United States have a concurrent profittion. There is not a concurrent profittion. There is no concurrent profittion, and in the surface was a concurrent profittion, and the surface was a concurrent profittion and the concurrent profittion and the concurrent profittion and there may be a concurrent profittion and the concurrent profittion and	AN HISTORY
this court, as appeared by the feeretary's letter in this case, advising the prisoner	I he paradings of counfel being closed, Judge BEE observed, that as the discus-	that in the 7th article of the amendments where it is provided that no person shall	amdavity filed with the clerk of the court, there is fufficient evidence of criminality	THE LATE WAR
laws only formed the true forereignty of	lengthy, he thould therefore require time	he held to answer for a capital offence unless on a presentment by a grand jury	mitment of the prisoner for trial for mur-	IRELAND:
per guardian of it; and that the execu-	cordingly mentioned to-morrow, one o'	an exception is made to cases arising in the land or sea service, or even in the mi	belonging to his Britanic Majesty, or	FROM THE FIRST MEFTING AT B FAST TO THE LANDING OF THE FRENCH AT KILLALA.
tive in fact, is but fobordinate to the judicial, as he is bound to enforce its de-	his judgment.	war or public danger. This shows use	ing been made by the British con-	FRENCH AT KILLALA.
9th, That fending a citizen from the	ed, as Mr. Johnson, who was to have	dispensed with, even for esimes committee	the fame, in virtue of the 27th ar-	Br JOHN BURK.
jobitul, as to it bound to emerce it as- "bit, That feasing a citizen from the before of his country and ferrial, and for intensition, this a finish to the alter, it region for the country and ferrial, and for intensition, the alter than the alter to region power or kings, was a citized possib- ferent to—other could be greater? And Mr. M. It can sheet, by what the of this could be instifted here. In other of proce- ption of the country of the country of the possible property of the country of the f(x) = f(x) = f(x). The possible pro- f(x) = f(x) = f(x) is a possible pro- f(x) = f(x) = f(x) in the country of the f(x) = f(x) = f(x) in the country of the f(x) = f(x) = f(x) in the country of the last great quality of the country of the country of the last great quality of the country of the country of the last great quality of the country of the country of the last great quality of the country of the country of the possible possible pos	the order of schill than Bandle to been in a brothly wild an afreign ceart; that a brothly wild an afreign ceart; that a brothly wild an afreign ceart; that a brothly wild be confirmed as a Mo. We and and a smoker of either profiters of the law and queen force-profiters of the law and queen force-profiters of the law and that the sure. It is again named that the sure. It is again named that the sure. It is again named that the sure that and that the sure. It is again named that the sure that and that the sure. It is again named to the personal that the sure of the	it is not in my power, not it is man in the collision, ever the distribution. If we arread us the confliction, and it, we will find, but all the powerful forms and the confliction of	to justine the approximation state con- cept of the control of the control of the control of the few constituted as based as high of the behaviour to the first the control of the first of the control of the control of the first of the control of the control of the first of the control of the control of the control of the control of the control of the second of the control of the control of the control of the second of the control of the control of the contro	WITH AN APPENDIX.
reign power or king, was a capital punish- ment :	been prevented by fickness in his family from attending to-day, that he might	by jury, they being expecilly limited to	prefs words of that claufe of the treaty	WITH AN APPENDIX, Containing a well authenticated ferie British cruelities, various desacted papers, disfles, notes, &c. &c. &c.
Mr. M. then afked, by what law of this land foch a puniforment, or any other,	therefore be heard to morrow, if in his	States, and even then with fome excep-	therefore order and command the mar that, in whose custody the prisoner now	LEGIONARY ORDERS.
could be inflicted here, in time of peace, without a jury, or a trial? a punishment	The judge observed, that to grant such a favour would be irregular, as the same	"The objections made to the treaty"	than Robbins, alias Thomas Nafh, to	LEGIONARY ORDERS. MONDAY attenson the 26th sill precisely at four o'clock; the MILIT LEGION will be formed on its LEGION will be formed on its with time travelige. The preceding Monday, at the hour, and with like panularly, the critical process of the control
by which a citizen was to be tried inflead of by a jury, by a court mortial.	request might be made from day to day; but he would attend with pleasure to	been fo often and fo fully argued and re-	the British conful, or fach person or per- form as he shall appoin to receive him."	LEGION will be formed on its parade
A great number and variety of other	every circomstance that could be foggest- ed in favour of the prifoner.	have been occupied on that fuliped, more	The judgment being pronounced, the	with blant cartridge.
firiting and torcible semarks were made; but amongst the last be it submitted, that	Friday, July 26.	zed by the legislature of the United	than Robbins, alias Thomas Noth, to the British confile, of the profit or per fam as he fittil uppoin to receive him. The judgment being pronounced, the court was immediately adjusted; the court was immediately adjusted; the three was represented to the princers as he was delivered ever by the contrables to a detachement of Federal troops, who has before been placed under arms opposite the court-before, and had contracted there	The preceding Monday, at the f hour, and with like panetuality, the
but amongst the last of thomstree, that be the law of the Federal judiciary, the githrict ceyer, before whom this was brot, and no jurifoldtion for crimes on the high feas, when the punifiment exerci-	Fridgy, July 26. The court was opened at the lour ap- nted, and the prifener was brought	is remarkable, that in the midfl of all the	to a detachment of Federal troops, who has before been placed under arms opposit	IOHN SHEX, Commerden
and no juristicition for crimes on the	I amend and street or	Direction the Ofth article was one of the	the tourt-heaft, and had continued there	Argust 7.