

already happened could also have been prevented. He (Mr. B. continued) he felt that in the observations he had been making he was, as far as the prisoner at the bar was concerned, arguing against a shadow, for the evidence was scarcely worthy of an answer, but he had felt it to be his duty to address the jury at considerable length, from the circumstances that the character of a vast number were interested in the result of this trial, and that principle of great importance were involved in the question before them. He believed he had successfully shown that a convention of the people was not in itself treasonable, and that the people of this Province had a perfect right to discuss freely the question of the separation of this colony from the Parent State.— There was however one important circumstance to which he had not adverted. If it were even admitted that the object aimed at by that declaration or by the convention there recommended was separation from Great Britain, still it would be impossible to infer from that document that separation *by force* was intended, there was nothing to negative the presumption that if separation was the object it was to be brought about *by the consent of the mother country*; and this at all events could be deemed treason. In short the jury might place any construction upon it they pleased, and they could not make treason of it in any way. The learned Counsel then went into the other branch of the case and showed most clearly that the witnesses on the part of the Crown in their fright have mistaken some other person for Dr. Morrison; he referred to the impossibility of the story altogether, from the character of Dr. Morrison, whose peaceful disposition had never been questioned, and lastly to the evidence on the defence which if credited, and there was nothing to impeach it, placed Dr. Morrison's innocence beyond all doubt.— The learned Council concluded by stating that a defence in every respect satisfactory had been made out on both charges; that he placed implicit confidence in the jury who had shewn by the great attention they had paid the trial, the deep interest they took in it and how determined they were to discharge their duty with fidelity. Hav-

ing now gone through the case to the best of his ability Mr. Boswell said he felt confident of a favorable result to his client—and that he never in his life closed a case of importance with a lighter and more cheerful heart than the present one.

The ATTY GEN. rose again to address the Jury. The evidence he said did not shake his opinion of the guilt of the prisoner. The declaration was a foul libel on the Sovereign, and was the main cause of bringing about the rebellion, which had been attended with so many fatal consequences to the Province. He admitted it was not treason to discuss the subject of separation, but it should be done in a proper manner. An Address to the King and Parliament would have been the proper course to pursue.

Mr. Justice JONES then proceeded to read over the evidence to the Jury, and commented slightly upon it. The jury retired at two o'clock, and in about half an hour, a note came from them to the Judge, requiring to know if they could bring in a verdict for a less crime than High Treason: Mr. Justice Jones said "No." The Court adjourned shortly after and re-assembled at 10 o'clock, when the jury came into Court and pronounced a verdict of "NOT GUILTY." [The announcement of the verdict was followed by a loud burst of applause from several parts of the court.]

The JUDGE ordered the Sheriff to take into custody those persons who had thus insulted the dignity of the Bench, and violated the decorum necessary for a Court of Justice. The Sheriff's Deputy was proceeding to drag some persons pointed out to him by the Judge, into the Dock, but however soon desisted.

Dr. MORRISON then rose and thanked the Judge for his impartial conduct and the Jury, for the attention they had bestowed on his case.

Mr. JUSTICE JONES said, from the long time taken by the Jury to decide on their verdict, Dr. Morrison must see the strong doubts they had of his innocence. He hoped the Doctor would conduct himself in future as became a good subj. ct.

Dr. Morrison was escorted to his residence by an immense body of the Fellow-citizens.