

*Frances Merchant* was well acquainted with Mr. and Mrs. Lingham; had frequently visited them, and sometimes spent a week at a time with them. She had many opportunities of seeing how they agreed together. She always considered him as a kind and affectionate husband, and that they were a happy couple. They had one child.

*Benjamin Waters* knew the Plaintiff from his childhood; they had been schoolfellows together; he had often visited him since his marriage; considered him always as a most exemplary husband, and thought that he and his wife had been a very happy couple.

This witness was cross-examined very strictly by Mr. ERSKINE, as to the conduct of the Plaintiff to his wife, at and subsequent to the night of the general illumination, (which took place on the 29th of April, on the occasion of the Peace). He admitted that he had heard a large party, consisting principally of the relations of the Plaintiff and his wife, went from Tower-street to Portman Square, to see the illuminations, and particularly M. Otto's House; that the Defendant was of that party, and that Mrs. Lingham was then given to his care, and that in the crowd they had separated from the rest; he afterwards heard her talk of the transactions of this illumination night before her husband and a large company of friends; she said she was luckier than the rest of the party, for that she supped with her Gentleman, while they were content with the refreshment of a pastry cook's shop. (Being examined strictly about the manner in which the husband received this declaration) he said, that the Plaintiff received this information with that kind of raillery and badinage that a husband would

do, who thought he had a right to place a confidence in his wife.

Mr. *Dixon* being called again, said, that he was of the party on the illumination night, and believed the separation that took place that night to have been purely accidental; it took place, before they came to M. Otto's, when they had stopped to examine the illumination at Mr. Hope's, in Cavendish-square.

Mrs. *Sarah Lingham*, mother to the Plaintiff, said she had been in the constant habit of visiting the Plaintiff and his wife up to the time of her elopement; she always considered them a very happy couple, and never saw the slightest disagreement between them.

*Thomas Newman*, clerk of the livery-stables in Windmill street, proved, that a gentleman and lady had come there about ten o'clock on the evening of the 8th of July, and after the gentleman had left two or three letters, to be delivered next day, bespoke a chaise, and set off for Barnet. The boys who had delivered those letters one of which was read by Mr. GARROW then proved the receipt of those letters from the last Witness and the delivery to the Plaintiff's father.

The letter read by Mr. GARROW in his opening Speech, was then produced, and proved.

*Thomas Bailey* was the Postboy who drove the chaise from London to the Green Man; at Barnet; he said, that upon alighting, they immediately applied for a bed.

*Sarah Lennox*, the chambermaid of that Inn, confirmed the account of the last Witness; she said, that the Gentleman and Lady slept together