

married. Mrs. Jennings was of the same opinion, and in a spirit of justice to her set out her case into the hands of Messrs Twist & Stinson, as respectable attorneys as ever under a "breach of promise case."

The day of trial arrived. Theophilus, with a quivering face and tremulous heart, squeezed himself into a seat beside his legal adviser, and his eyes upon the floor and his hands feelingly placed in his pockets. He fancied all eyes were bent on him, and smarted under them as if they were burning-glasses. By degrees his timidity abated, and at the bustle occasioned by the Judge coming into Court, had so far summoned courage as to raise his eyes. They met "gentle beaming," the eyes of Mrs. Jennings, who was seated in the gallery. He would have rather looked on a wolf's; but a sort of fascination, as birds feed looking on serpents, kept them fixed—nailed to the eyes of what seemed to him his evil genius; whilst she with the bland look of injured innocence, perked a few tears into her eyes, and taking out her pocket-handkerchief—a clean one for the occasion—wiped, that is, she appeared to say: but a woman's tears like her ornaments are not always real.

She looked, and Bullinch, spell-bound, met her gaze; but as a friend of ours once said, "He gave her a look."

The proceedings commenced. The learned counsel enlarged upon the enormity of the defendant's crime, and the plaintiff's unprotected state as a crime; the learned counsel went on to say, "unparalleled in the annals of the law; a crime, my lord and gentlemen, which breaks into the peace of families, and takes from the lovely and the virtuous that jewel no wealth can purchase—her reputation, gentlemen, her unsullied, her unblushing reputation the defendant of seduction!" "Oh, gentlemen, the lady whose case I am pleading is as fair a flower to be hurt by his calumniating breath—she is—"

Here Theophilus uttered a word we are prevailed we cannot repeat it but the officer of the Court bowed "Silence!" in so loud a tone as completely to drown it. The learned counsel continued:

"Yes, my Lord and gentlemen, the defendant—blush gentlemen, I blush," and the learned counsel was evidently overcome with the novelty of his situation—"the defendant is a man," he resumed, "past the intoxicating meridian of life, when the feelings of youth flutter like bees sipping flowers of the fairest hue. He has proved himself—"

Another ejaculation from Theophilus, and again the officer "Silenced!"

He has proved himself a monster of the blackest dye—a reptile who ought to be crushed off the face of the earth! Oh, gentlemen, did you but know the lady as I do—have known the sanctity of her private life; and the ethereal nature of her public one: her loveliness, her virgin excellence, beloved by relations, idolized by her family!" The ladies in the gallery were visibly affected, and looked daggers at the brute of a defendant. The counsel after a pause resumed: "This gentleman, is the being for whom I am to plead, Englishmen will, I am sure never desert the ladies!"

The jury-box felt the appeal, and looked proudly dignified; and after dwelling for two hours and three quarters on "the villain who by his insidious wiles"—Theophilus looked patiently unconscious of his own own accomplishments—"had wormed himself into the lady's affections, and then basely left her, a daisy on the stalk, to pine!" he called upon them as husbands—"Think of your wives," continued the counsel; they evidently did, and looked anything but pleased; and urged them as fathers and as men to give the plaintiff such damages as the enormity of the crime and the wealth of the defendant warranted, the learned counsel sat down, evidently to the satisfaction of himself and all who heard him.

It is needless to dwell longer upon this interesting trial, as the curiously inclined may read a full account of it in any newspaper of the date, and therein they will see it stated in evidence how the "mutual friend" bore witness to Mr. Bullinch picking the poppy

and paying for the widow at cards. Theophilus had often accused himself of the folly, and among other little eccentricities "too numerous to mention." The housekeeper, in being cross examined, also bore evidence, though much against her will, to the intimacy of the parties. The maid—women invariably hold by each other—always considered master good for Mrs. Jennings. The Jitty seemed to think so too, and returned a verdict of—Theophilus never recovered the shock—five hundred pounds!

Ye elderly bachelors, and ye bachelors of all degrees, hear this and pause! There are specks in the sun; can you, in the variety of your hearts, think woman more immaculate? Alas, the error! Pause, then, and, whenever you play at cards with a lady, think of Theophilus Bullinch, and never pay for your partner; and for the rest of your lives, if you would escape actions for "breach" never pick poppies or walk in clover with widows! "After all," said Theophilus, as he wrote a check for the amount of damages, and another for the costs, "even this is better than being bothered by Mrs. Jennings, especially as she wanted somebody to care for her."

LATEST EUROPEAN NEWS.

A Deputation, including Messrs. Moffat, Badgley, and Gillespie, had an interview with Lord Glenelg yesterday at the Colonial Office.—Sun, April 5.

In reply to a personal allusion made on Tuesday night by Sir Robert Peel, Mr. Chas. Doherty observed, that "he did not deny that Lord Darnley had asked him, in very flattering terms, to fill some subordinate situation, that he accepted the offer, and that it was his intention, to proceed in Canada, but not as legal adviser. The noble lord had not as yet appointed any legal adviser; and up to twelve o'clock that day, there was not the slightest attempt made to fill up the office."

Amongst other things the noble lord had asked for the consumption of himself and suite, sixty sheep, six oxen, two mitch cows, and a pig. The noble lord said, "I am sure the gentlemen won't get sick. Plate and china outfit, fifteen thousand pounds! One hundred and forty men from manure and lime as a guard of honor. This is political economy, we suppose."

THE WELLINGTON TESTIMONIAL.—The subscription now being raised for the purpose of erecting an equestrian statue for the Duke of Wellington at the West end of London, to commemorate his military achievements, as distinguished from his civil services, proceeds most satisfactorily. We understand that the sum of £20,000 will be subscribed; and indeed the recent accession of names to the list shows the most ardent of politics are desirous of doing honor to the illustrious warrior. Amongst them we find Lord John Russell £50, the Earl of Eldon, (second subscription) £105, Sir J. Kempt £105, Lord Segrave £20, and many others, peers, judges, and members of parliament.

At Levee held last Friday fortnight, her Majesty was dressed as follows: A train of pink and silver fish tailed, lined with a rich silver embroidered border, dress of silver tissue; the body and sleeves splendidly ornamented with diamonds and blonze; the skirt tastefully trimmed with sprigs of pink auriculars and agraffas of diamonds. Head dress, feathers, diamonds, and lappets. Her Majesty wore the insignia of the Order of the Garter.

The Duchess of Leinster was recently robbed of diamonds worth \$10,000, which she had brought from her country residence to appear in at a ball at Dublin Castle. The police had expected he would be arrested.

Nearly two hundred individuals, it is said, have agreed to emigrate from Campbelltown, near Naim, and its neighbourhood, to New South Wales.—Aberdeen Herald.

A great quantity of fruit has recently been washed ashore at different places along the north coast; and the masters of vessels recently come down Channel report it to be literally covered in many places with lemons and oranges. A great deal of Russian tallow also still continues to come on shore in the different creeks, and the remains of some wrecked vessels have also been picked up, along the coast.—Cornwall Gazette.

During the last year, there were perpetrated in Portugal 1412 assassinations and 3219 robberies

LOWER CANADA.

Montreal, 1st May.—Yesterday, the Champ de Mars presented a very imposing and interesting spectacle. At three o'clock in the afternoon, the whole troops in garrison, regular, and volunteers, were reviewed by Major Gen. Clibborn, attended by his Staff. After saluting the General, the troops marched past twice in open and close columns, accompanied by the music of the excellent bands of the Royals, the 83d, and 86th Regiments. Upon resuming their original position, some movements were gone through, in which the Volunteers took a very creditable part. The Major General then rode down in front of the line; stopping before the several officers commanding the Volunteers, and communicating to them the high satisfaction which he felt at the appearance and discipline of their different corps, than which, he was pleased to intimate, nothing could be more creditable to both officers and men; and which he would not fail to report in the proper quarters. Though rather cold, the day was propitious; and an immense concourse of spectators were on the ground; the whole presenting one of the most animating scenes which has, perhaps, ever been witnessed in this city, since the last war with the United States of America.

This day the Lancaster Regiment of Grenadier Highlanders, under the command of their Colonel Mr. Sheriff Macdonnell, marched into town, en route to Upper Canada, from Naperville, where they were quartered since their arrival in this Province, during the winter. They are a fine body of men, and presented a very military appearance.

Sherbrooke, April 26.—The late Troop of Sherbrooke Cavalry having determined upon giving a public dinner to their late commanding officer, Captain Henry Becket, met at Lennoxville on Monday the 16th instant, for that purpose. In addition to the members of the Corps, several gentlemen attended to evince their respect for Captain Becket's past services, and among others were the officers of the Sherbrooke American Rifles.

THE TRANSCRIPT.

QUEBEC, SATURDAY, 5th MAY, 1838.

LATEST DATES. Montreal, - - - April 8. New-York, - - - April 28 Liverpool, - - - April 8. Halifax, - - - April 14 Paris, - - - April 9. Toronto, - - - April 26

No later European news than that brought by the steam-ship Great Western.

The packet ships Mediator, 20th March from London, and Charles Carroll, 26th March from Havre, arrived at New-York on the 26th ult.

A correspondent of the Quebec Gazette writing from Montreal on Wednesday last, says:—

"The Special Council, sitting here, will close this week. They have had upwards of twenty Ordinances before them. They have provided for Institutions of Education, Charitable Institutions, and Agriculture, nearly as in 1832. A loan will be allowed for the improvement of the harbour of Montreal. It is probable that the Banks will be authorized to suspend specie payments till three months notice by the Government. The Montreal Bank is incorporated as before."

In addition to the sixteen Members of the Special Council, who attended the first meeting, the following have since taken the oaths and their seats:—

Hon. C. E. C. Delery, Quebec; Hon. Amable Dionne, Kamouraska; C. E. Carignan, River Ouelle; Joseph Dionne, St. Pierre; Thomas Austin, Lennoxville.

General Theller, the piratical rebel, who was condemned to be executed at Toronto, has been reprieved; but what his ultimate fate is destined to be, has not been stated in the Toronto papers. All the traitors condemned to be executed at Hamilton have been reprieved.

Since the 1st of May, (Tuesday last) the hour of closing the mail for Montreal has been changed from four to six o'clock p. m., which is the usual arrangement during the summer months.

A number of the most respectable and influential gentlemen of this city have issued the prospectus of a "Quebec and Megantic Land Company," with a capital of £30,000 in shares

of £50 each. For the particulars of this project, which there can be no doubt is calculated to prove highly beneficial to all concerned, we refer to an advertisement in another column.

We understand that the steam-boat Canadian, Patriot, and Lumber Merchant, have been purchased by the St. Lawrence and Tow Boat Companies. All expectation therefore of any thing like a formidable opposition is at an end.

A proclamation revoking Martial Law in the District of Montreal, appears in the Official Gazette of Thursday last. The same paper contains the appointments and promotions of nearly 700 Volunteer and Militia Officers.

Among the passengers in the steamer Canada, arrived from Montreal on Thursday evening, is Colonel Cooper, Military Secretary, and Captain Conroy, Grenadier Guards, A. D. C. to the Earl of Durham.

Colonel Paterson, lately arrived from England, and who has been appointed to command the Volunteers in this garrison, also came down on Thursday.

The steamer Canada, which leaves for Montreal this evening, takes up a number of gun carriages for the Royal Artillery in Montreal and the Upper Province.

The General Committee of Bank officers, of New York, at a meeting on the 27th April, adopted the two following important resolutions:—

Resolved, That the 9th day of May next be the day fixed for the resumption of specie payments by the Banks of the city of New-York.

Resolved, That after the 16th day of May next, no notes or bills of the Banks of this State will be received by the City Banks, except such as shall be redeemed daily in this city.

By order of the Standing Committee. The banks in general resumed the use of their own notes, and payment of all demands against them in coin, some days ago. From this day they cease entirely to pay out the notes of the country banks, paying city notes in all cases.

St. George's day was duly celebrated in Toronto, by a procession, and what John Bull decries a dinner. Captain M'Anley, R. E., in the chair. The usual loyal and patriotic toasts were drank with enthusiasm. Capt. Murray, the celebrated novelist, was a guest, and, after replying to the toast of "The Royal Navy," proposed the health of "Captain Drew and his brave comrades who cut out the Caroline," which was received with loud acclamations. The loyalists in Lower Canada were duly remembered, and the evening was spent in harmony and conviviality. "The Queen, the Duke of Wellington, Lord Hill and the Army, the Royal Navy, and Sir John Colborne," were the toasts which elicited the most enthusiastic expressions of feeling.

The Colborne Star, mentions that the columns of the Lewiston Telegraph were in mourning for Lount and Matthews, who were hanged at Toronto—the symbol of fellow feeling on the part of the "sympathizing" editor, quite in keeping with his professions. Theller has been reprieved, though on what grounds we do not know. He was equally guilty with, if not more so than, Lount and Matthews—he lived in the United States, the land of his adoption—he had no grievances to complain of under the British Government, and he invaded Upper Canada to plunder and murder. He is fired upwards of forty cannon shot, round and square, on the defenceless town of Amherstburg, and when his schooner was captured and pretended to be severely wounded, one of the brave volunteers waded breast high in freezing water, to carry him on shore, and prevent him being wet, and his humanity has cost him his life. The Toronto Patriot says that when Mrs. Theller was informed of her husband's reprieve, she scornfully said, "I knew they durst not hang him."

On Wednesday in the Lower Town Market, a habitant was robbed of nineteen pounds, the value of two oxen, which he had sold in order to enable him to purchase seed wheat. After disposing of them, and while he had his pocket book in his hand containing the cash, a number of individuals collected round him and commenced jostling, when a basket of eggs was upset, and during the time he was occupied picking them up, his pocket-book was snatched from his hand.—Gazette.