THE LITERARY TRANSCRIPT, AND GENERAL INTELLIGENCER.

Vol. 1. No. 3.]

QUEBEC, SATURDAY, 20rn JANUARY, 1838.

er so. " No doubt," said Lydia ; " and as the love

⁴⁴ No doubt," said Lydia; "and as the love Smutual, the blushing youth will cone bither-evocoing score. Of 1 if will be so an using?" "If will, indeed, Lydia; and when he says Will you in ry me, dear Ally, Ally Croker?" what will you in ry Leanor? "Nay, nay, Eleanor?" "Nay, nay, Eleanor ?" "Nay, nay, Eleanor to fast red-snie-white, slushing, quizzical being, Englar?" Eleanor did not choose to reply, and she was tallied into silence. In one respect, the sisters were right: Edward Vincent and con-cived a strong attachment to Eleanor, and

sites were right: Edward Vincent had con-cived a strong attachment to Elevance, and having had frequent oppertunities of being in her company, he of ten th's came forward as her lover. Such were his future, situation in life, and character, that Elevano's parents highly approved his proposals; hut see com-pletely was her conviction of his worth kept under by her sister's "nichtle, hat she trefused him ; and v. y relactantly acceded to his carnest request not to be dismissed immedi-

earnest request not to be dismissed immedi-ately, but allowed time and opportunity to acquire her good opinion. But he never came

wit

thout such a consciousness of being the ob-ct of satirical observations to the sisters, that e was deprived by timidity of the power of

and awkwar hess; and as seen as he departed, the sisters minicked his manner, his enuncia-

The is to come intuce no more, a must design that he lee neither minicked normidiculed.³⁷ Soon after, Edward Vincert sold his house in the neighbourhood, and went, as it was sold, on his travels, but was still remembered with kindness by her, and respect by her pa-tents ; especially as his charge of residence was attributed to his unfortunate attachment.

Nearly a twelvemonth afterwards, Elernor's sters accompanied a near relation abroad, ad she was permitted to visit a friend of hers,

and she was i

ses to teli me."

refu

assment

speaking or moving without emban

[PRICE ONE PENNY.

POETRY. TRIBUTE TO MRS. HEMANS,

BY L. F. L. (From Vicher's Drawing-Houm Serap Book, 1838.

Was not this purchased all too dearly ?---prvet

Was not this participed all too denyly Tootsever Can fine to use for all that fine field reads. We see his god, but know not the enderwood, Nor what find haps have on the way been los? What do we know of the unquiet pillow, By the worm check and tenfal eye-lid press, when thoughts chose thoughts, like the totalizable $u = \frac{1}{2}$.

billow Whose very light and foam reveals unrest ?

We say the song is sorrowful, but know not What may have left that sorrow on the song ; However mountal words may be, they side of The whole extent of wretchedness and wrong. The whole event of wrechenness and wrong, hey cannot paint the long and hours, pass'd on'y In vain regrets o'er what we fiel we are. las ! the kingdom of the lute is lonely.... Cold is the worship coming from afat. 1)

Yet what is mind in woman but revealing

Tet whit is mind is waran but revealing In sweet effact light the hiddan world below, By quicker functes and a tacner feeling Than those around, the rold and carcies, know What is to feel such feeling, but to culture A soil whence pain will noter more depart? The fable of Prometheus and the vulture Reveals the poet's and the woman's heart.

RESECTED ADDRESSES. BY MES. OFIE. [From Friendship's (foring.]

Whenever I hear that any man of my ac-maintance is paying his addresses to one out quaintance is paying his addresses to one out of many sisters, and therefore exposed to the of many sisters, and therefore exposed to the severity of female criticism. Latways pitts him, because 1 doubt of his success; as f bace-rarely known a sailor, under succ circu star-ces, accepted at once, if he has been accepted at all. And this has been owing, not to an amiable reluctance in the object of his love to leave her bisters, or in them to part with her ; but that the poor lover's person, manner, and qualities, were made the theme of that laugh-ing detraction, of all things the most fittal to lover's success. The following anecdote will exhibit a case

The following anectors with existin a case in point, which partly came under my own observation, and which, as the most amusing way of narrating it, i shall relate in dialogues. Three sisters, whom I shall call Lydia. Maria, and Eleanor, one evening, on their re-turn from a diance party, draw round the just

replenished grate, in the chamber of the eld-est sister, in order to talk over the company which they had recently left. When the female part of it had been suffici-

When the temale part of it had been suffici-ently criticised, the young men came in for their share in the detraction. One of them was pronounced to be a denty; another was well dressed, but silty; a third lever, but conceited; — in short, each in his turn was set went dresses, out suffy i a tribut crever, out conceited --inshort, cain his turn was set up as a nin-pin, to be, like a nin-pin, bowled down a zin. But Eleanor, the youn gest sister, who was new r rensorious in here narks, and her sisters, was, on this occasion, normsally illent. At last, however, she said, with some besitation, But values to consider the stream besitation, But what did you think of that young man who came with Dr. B.----?* "Do you mean that frightened youth in the corner, who nearly fell down as he picked up your glove, and biashed as if accused of steal-ing it, while he trembled it into your hand?" "Yes, Maria, I mean him," she replied, in, therefore I certainly did not remember him long enough to esk his name; but I recol-lect he was full of attention to you, Eleanor." "O I yes," cried Lydia, " and see how she

"O ! yes," cried Lydia, " and see how she blushes : I believe the poor thing is really charmed."

"No, no," replied Maria, " she has to

"Indeed," observed Eleanor, modertly, "I think he is handsome."

"Handsome !" exclaimed Maria, " he ha: not a good feature in his face." "Then, did you look at him : uficiently to

xamine his features," replied Eleaner, with a and a school-room, and by other useful actions : Assume rus teaunes," replied Elenar, with soile, " though you scarcely looked at or inticed him ?" " Thure ?" retorted Maria, " Eleran, is accasite, for the first time in her life; ; and hat wonder-worker, lote, must have made we con

and a school-room, and by other useful actions and kindnesses of a privite and public nature, " But it is time for you to dress," added she ; " and pray try to look your best." When the dinner-bell ranz, and Eleanor, hanging on her friend"s arm, entered the room, the first person whom she saw was Ed-ward Vincent ! It is first impube on secing her, and secing her unryspectedly, was to de-part directly ; but he conquered his feelings, ad stayed. Probable to chastrand her blackart directly; but he conquered his feelings, and stayed. Probably he observed her blushand stayed. Probably he observed her blush-ing embarrassed surprise, and believed it was not the blush of vexation. He, therefore, welcomed her to Scottand with tolerable case, and had less difficulty than Eleanor in teiling the bost and hesterse, what they could not help discovering untold, that Mis-and himself were oid acquaintances ; while the sugarious hosters drew her own conclu-ions from which the new and was for some in sions from what she saw, and was far gone in secret prognestics befor the day was over. " Eleanor," said she, at night, when she

Leanor, "sud she, at night, when she followed her to her room, " how do you like or new neighbour t"
 Of he is very good, I know."
 Good i no, that you cannot know, except from our report."

" But, you know he is no stranger to me."

" That is clear enough ; but has he not manners ?" hoos

good manners ??
"Ye-es, now,—but how very odd !-- he used to look so sheepish when he visited us."
"No wonder, for 1 suspect he was in fore then with a certain young friend of mine, and then with a certain young friend of nine, and mali-knew her sisters were full of satis and mali-ious haughter whenever they saw him; for 1 Anow he is a modest man, and Lam convinced he was then your lover." "Was your lover." Eleman rild not quite like the word Swaa," and did she choose to even for remains reset too was one you there-for only replied what, how strange the used hot too word when a lime. A third, and say

to stammer a little, and lisp, I think ; and my sisters used to mimic him so admirably." "Did they ? What amiable consideration

The above of the second for an excellent young man, whose happiness and well-being might, for anglet they knew, depend on the success of his suit!" " But he neither stammered nor fissed to-But he neither stammered nor lisped to-

day." "No, certainly not, for he was at his case, "No, certainly not, for he was at his case, "No, cellarity has to no was at merica as your sisters were not here; and as he is no longer your lover, you know your presence was no more to him than that of any other woman, therefore he did himself justice; but was no more to him than that of any other woman, therefore he did him soff justice that he does speak thick, and hesitate, when he is a zitated ; he did so at a Ebbe meeting the other day, when he first got up to speak, but he soon recovered him soff, and was so clo-ore 10¹⁰ quent

" Is it possible !" cried Eleanor. " Edward "Is it possible "cred Eleaner, "Eaward Vincent speak at a Bible meeting—and speak well? Amazing? my sisters used to think him so far from clever." replied her "I will trouble you, Eleanor," replied her

friend, in rather an indignant tene, " not to repeat any more of your sisters' mischievous, unjust, and nuflinghing detraction. I see very clearly that but for their unchristian satin you, my dear friend, would have been the happy wife of a most deserving man; but my near 1 is rain and 1 am sorre it is o? 2. regret is vain, and I am sorry it is so Shi then left Eleanor to muse on what she had said, believing she would not seen forget it; but would dwell, probably with no pleasant feelings, on the words " But my regret is

herself regret the loss of what she now more than ever believed would have been her happy prospects. And for some time, they in-deed seemed to be lost forever. Whether Edward Vincent was or was not conscious of the advantage which he had gained, he had not a remain of his former awkwardnes; he has spoke with fluency, and moved with grace. True it was he came to the house of Eleanor's friends every day-that he shewed Eleano his cottages and his school-house and accom-⁴⁵ Right," replied the sther, " but woman a survival replied the sther, " but woman a survival replied the sther, " but woman a survival replied the stress in their rides and drives : A faw days afterwards, her friend told her but he never offered to shew Eteanor his own but he never offered to shew Eteanor his own but he never offered to shew Eteanor his own house, and this was a proof to her that he ne never offered to shew Eteanor his own house, and this was a proof to her that he ne never offered to shew Eteanor his own house, and this was a proof to her that he ne never offered to be its mistres. Her term, and had already made himself popular friend thought it a proof of the contrary, but a the neighbourhood, by building cottages

fusion and awkwardness, once Edward Vin-Instein and awkwardness, once Edward Vin-cent's, seemed now, at times, transferred to poor Eleanor herself, who would have been glad to have beatd him stammer and lisp again, and by his sheer job stare of administion have deserved to be likened to Cymon in the fable.

In the meanwhile Edward Vincent, who in his heart, was no uninterested observer of what was passing, saw, that as Eleanor was now left to ber own unlissed judgment, that judg-ment was in his favour, and being, therefore, convinced that he was now not likely to be convinced that he was now not likely to be transch, he called on her silent but observant fined, to lay his whole case before her. Be-ginning by asking her whether Elecnor had told-- "She was too honorable, too delicate," cried she, interrupting him, " to tell me any distant an too penetraing, my dear friend, not to have discovered every thing; but syn a more to me; you will find Eleonor alone in the library." He took the hint; and when Eleonor's sisters returned from chroad, they found her, to the great joy of her parents, they happy wife of Cymon, alias Edward Vin-cent. cent.

> THE CHANGES OF FORTUNE. A TRUE STORY

[From the New York Mirror.]

"Do you give out work here ?" said a once so soft, so low, so lady-like that 1 vooice so funtarily looked up from the purse 1 was about purchasing for my darling toy, a bithday gift from his papa. "Do you give out work here ?"

" Do you give out work here " "Not to strangers," was the rude reply. The "stranger" turned and walked away.

4 That purse is very cheap, makem,?
4 To not wish it now, 's said I, estaking and y painson, t test one snap and tollowed the ranger lady.
Passing Thompson's, she paused—went in

-hesitated-then turned and came -hesitated-then turned and came out. I ow saw her face-it was very pale-her air, black as night, was parted on her for-ead-her eyes, too, were very black, and now saw her here-it was telly hate-net hair, black as night, was parted on her fore-head-her eyes, too, were very black, and fhere was a wildness in them that made me shudder. She passed on up Broadway to Grand street, where she entered a miserable leoking dwelling. I passed—should I follow forther?—She was evidently suffering much —I was happy, hlessed in husband, children, fiends? I knocked—the door was opened by a cross looking woman.— "Is there a person living here does sew-ing? I inquired. "I guess not," was the reply, "There is a woman upstains, who used to work, but she can't get no more to do—and I shall turn her out to-morrow," "Let me go up," snid I, as passing the wo-man with a shudder. I accenced the stairs. "You can keep on to the garret," she screamed after me—and so I cid; and there I saw a sight of which I, the child of affuence.

screamed after mc—ned so 1 did: and there 1 saw a sight of which 1, the child of affuence, had never dreamed !—The lady had thrown off her hat, and was kneeling by the side of a poor low bed. Her hair had fallen over her shoulders—she sobbed not—breathed not—but the read dwitch here has been build in the room. seemed motionless, her face builed in the covseement motionless, her tace blind in the cov-ering of the wretched, miscrable bed, where-on lay her husband. He was sleeping. I looked upon his high pale forehead, around which clung masses of damp, brown hai--ti was knit, and the pale hand clenched the bed-clethes—words broke from his lips—"I canclothes-words broke from his lips-"I can-not pay you now," I heard him say. Poor fellow? I even in his drawns, his poverty haunt-ed him ? I could bear it no longer, and knock-ed grutly on the deor. The lady raised her head-threw back her long black haïr, and gazed mildly upon me. It was no time for ceremony-sickness, sorrow, want, perhaps starvation-were lefore me-"I come to look for a person to do plain work," was all I could say.

at could not. She knew that to-morrow they rould be both homeless and starving! " Be comfort-ad-you shall want no more !" I kept my word. In a few days she told be all-of days of happiness in a sunny West

As seen as Elector was settled in her new abode, her friend said to her, " So, my dear Elector, your mother writes me word that you have been so foolish is to refuse a very charming man, and an excellent offer." "Charming 1 O, no," replied Elector," blashing, "a minhle, I own ye-but-?" "Eut what, my dear ?" "O, my sisters could not bear him; they thought him such a quiz, and used to haugh at him so much ?"

" Indeed ! that was the cause, was it ?"

who was lately married, and resided near Edinburgh, As soon as Eleanor was settled in her new

"indeed 1 that was the cause, was it ?" (replied her friend, who well knew the sati-tical turn of her sisters, and their influence over the ryielding mind; what he was not their lover; if he had—but no, perhaps he would not even then have fard much better, except they had been on the verge of old-maidism, Pray, what is his name ? That your mother refuses to tell ime." And she did dwell on them-and she did "And very justly," said Eleanor, " names or such occasions it is dishonorable to men-" Right," replied the other, " but woman's

THE LITERARY TRANSCRIPT.

Indian Isle, her childhood's home. Of the deaths of her father and mother--of a sister and brother-in-law--how she left hoping to find a brother in Americahow she sought in vain, but found, instead, a husband, he too, an En zlishman, a greatenian and scholar, had been thrown upon the world. Sympathy deepened into tove-alone in a d, all the world to each other, they marcrowd, an the world to each other, may hav-ried—he procured employment in a school, she plain needle-work. The close attention to the duties of his school, long walks, and scanty fare, brought on ill health, and contined him at length to his bed. The shop, from which his poor wife obtain-

ed. ed work, failed, and their resource was cut off. She had looked long weary days for employment-many had none to give others gave no work to strangers." Thus I found them-to comfort them for a little time-then trust they found indeed a comforter in aven

Heaven! The husband died first—died, placing the hand of his poor wike in mine! I needed not the mute appealing fook he gave me i I took her to my own happy home—it was too hat? It is a very little time ago, I went one morn-ing to her room; she had pass of a restless night:

had dreamed, she said, of her dear George-she called me her kind and only friend-begged me to sit a little while beside her, and looked up so sadly in my face, that my own heart seemed well nigh breaking. I left her not again.

In the still deep night I heard her marmor "Sister Anne, do net speak so barshly to me; Oh! mamma, why did you leave me ?" Then again she said, "give me an orange, my sister, I am very faint." Her soul was again r own sunny house.

" Lay me by my George, and God will bless ou," were her last words to me. I led my ushed children to look upon her sweet pale nee, as she lay in her coffin. They had never face, as she lay in her coffin. seen sorrow or death, and then I gave them the first knowledge of both ; then I told them of the sin, the crueity of those who would the stranger's heart.

Vournert Sonsow .-- Let no one make sport of youthful sorrow ; it is the bitterest we The trials of after life are doubtle more real, but not so intense : they are of the world, worldly : it is seldom they are un-selfish, -- rarely untutored. Let any one of us recal the devotedness of our first real grief. the anguish of our first disappointment,—and remember how literally it was deep and heartf lt,-how perfectly mind and body were stricken during its continuance ; and then, in justice to fast-coming memories, we can never make sport of early sorrowings.

Oh ! there be such depths of wae

In a young blighted spirit; manhood rears A haughty brow, and age has done with tears; But youth bows down to misery in amaze At the quick cloud o'ermantling its fresh days. (Mrs. Hemans' Records of Women.)

WONDERFCI. TREE. - That extraordinary production of the arborary kingdom, the "milk bearing cow tree," which flourishes in ⁴⁴ milk bearing cow tree," which flourishes in Para, in South America, is samong the loriti-est of the forest growing to the height of one hundred feet and upwards. It hears a deli-cious fruit, which has the united flavour of strawberries mixed with cream; and its trank yields as fine bowls of milk as those from a cow. "It seems rather startling," says Mr. Webster, in his Voyage to the Southern At-lantic, "to talk of a tree yielding milk, but much is the fact, and it is drank by the people in large quantities, and was used by us, at in large quantities, and was used by us, at the gun-room table for mixing with tea, in lieu of cows milk from which it is no wise distinguishable in general use. The milk is a rich, white, bland fluid, without odour, and of the taste and flavour of common milk. and of the taske and flavour of common milk. It mixes readily with tea or coffee, without curdling or undergoing any change, and in every respect seems like cows milk. Boiling water gloss not alter it. It keeps unaltered six or seven days in the temperature of eighty five degrees. It appears to differ from all known milky juices of plants, and to approach the change correction to animal milk. from in obvious properties to name, and to approach in obvious properties to animal milk, from which it differs widely in chimical composi-tion. There is no cream or chasey matter in it. Ikept a bottle of the milk until our arri-ral at Trinidad, eight weeks after my pro-curing it, when it was sent to the Admiralty. curing it, when it was sent to the Admirally. To complete the marvel of this tree, we must mention that it affords the most valuable tim-ber for ship building, and that it is so used in the dock-yer! at Para.²⁹

CHARITABLE INSTITUTIONS IN LONDON .---Never was there in any of the large cities of the world, ancient or nodern, so many asy-lums for alleviating the miserics of man, as are to be found in London. London contains forty-three free schools,

with perpetual endowments for educating and maintaining nearly forr thousand children; seventeen other schools for poor and deserted children : two hundred and thirty-seven parish scheols, supported by voluntary contributions, &c. in which about ten or twelve thousand and girls are constantly clothed and e rated ; three colleges ; twenty-two hospitals for sick, lame, and indigent women ; hundred and seven alms-houses for the m nance of aced persons of both sexes ; eigh-en institutions for the support of the poor f various descriptions, and about thirty disusaries for the gratuitous supply of medicine d medical aid to the helpless in all cases. maprice for the Besides these varions establishments, each parish has a workhouse for the occupation and naintenance of its own distressed or helpless out ; and the several trades companies of the poor z and the several trades companies of the city of London distribute about 2.75000 stdgs, nearly 375,000 dollars, annually in chartiers. The source expended among the other public charities are compated at no less then LS30,-600, or 4.250,600 dollars, per annum. The hospitals, a dimensiones and free-schools, were founded chiefly by private persons, or incor-ported bodies of tradesmen. Many of them are endowed with perpetual revenues z others are suported by annual or exercised schum. are supported by annual or occasional volum. tary contributions.

The FORGET-MK-NOT.—The following fan-ciful origin of this plant is given in Mills' listory of Chivaly :---- Two lovers were buttering on the margen of a lake, on a fue summer evening, when the maiden espice some of the flowers of this plant growing on the wates, close to the bank of an island, at the wates, close to the bank of an island, at some distance from the shore. She expressed i d size to pessess them, when the knight, in the true spirit of chivalry, plunged into the water, and, sovianning to the spot, cropped Lie wished-for plant; but his strength was unable to (hilf) the object of his achievent; and feeling that he could not regain the shore, although very meat it, he three the flower upon the bank, and casting a last all-cromate link tunn bis lady does the series of a Vergers able the black and casting a last an thome ook upon his lady-love, he cried, "Foreir us sor," and was buried in the waters, SESSIBLE QUEAY .--- When one of the En-

DESNULE QUEAR,When one of the En-glish naval commanders was at Canton, the officers of his frigate gave a ball. While they were doncing, a Chinese, who had quietly looked on during the operations, softly said to one of the company, "Why don't you let your setwants do this for you?"

NEW, BUT APPROPRIATE .- An exchange paper has substituted the word "Montgage for "Marriages," over its hymenial news.

THE TRANSGRIPT.

QUEBEC, SATURDAY, 20th JANUARY, 1838.

The Montreal mail due yesterday had not arrived at ten o'clock this morning—the hour at which the Transcript went to press. This unusual delay is doubtless occasioned by the very severe snow storm with which we were 0117 visited yesterday, and which must have ren-dered the roads in the country almost impass tile.

A special coutier from Halifax arrived on A special toninging papers received by the English December mail, which sailed from Falmouth on the 9th, bringing London papers

f the 7th. The London True Sun of the 3rd December as the following paragraph :---

The same paper contains a letter from a cor-The same paper contains a letter from a con-respondent, dated Montreal, Nov. 7th, giving a detailed account of the recontre between the Dorics and the "Sons of Liberty," and the destruction of the 'Vindicator office.-Another correspondence, of a previous date (3rd November) is also given, in which the

writer speaks of having " seen a batch of commissions of magistrates and militia officer collected together, to the number of 700, to be returned to Lond Gosford" !

The Address of the Montreal " Permanent and Central Committee" to the "Working-Mon's Association" is published in several of e London 1 the Ho

papers. Jouse of Commons, on the 5th, Mr. are presented a petition from a person i lryan, complaining of losses he had 11. tained by the oppressive and arbitrary conduct of Sir George Arthur, during his administra-tion in Van Dieman's Land, Mr. Hume extion in Van Dieman's Land, Mr. Huine ex-pressed his regret that such a person should have been appointed to the government of Upper Canada; but he was happy in finding that Sir Francis Head had been removed from a situation in which he had conducted him-

self so ill in a constitutional point of view. Sir G. Grey was satisfied that Sir George Arthur would never take advantage of any Atthin would never take advantage of any situation to which he might be appointed, to escape a full compliance with the demands of justice. He should not trouble the House with any teply to the imputation which the hon, member had thought proper so unseason-ably to make against Sir George Arthur and Sir Francis Head: all he wished to be un-derstood was, that his silence on the subject implied any thing but a concurrence in the opinion stated by the hon, member.

COURT OF APPEALS

Wednesday, 10th January. Present :- The Hon. Chief Justice Sewell, on. Messys. Stewart, Hency, Pemberton, Hon.

and Quesnel. Cartier, appellant, and Begley and others

spondents. — Appeal discontinued, on mo-on of appellant's counsel. Pothier, appellant, and Foucher and others, spondents. — Rule to stand over. respondents.

Thursday, 11th January. Present :-- The same Judges.

Cassette, appellant, and Dubord, respondent Parties heard by their counsel.

Vallieres de St. Real, appellant, and Eou-cher de Niverville, respondent. Patties heard by counsel.

Friday, 12th January. Present :-- The same Judg

Rhodes, appellant, and Bradbury, respon-nt.-Parties heard on two rules. .1

Hamilton, appellant, and Meritzi, respon-ent. Rule of the 13th November discharged dent. y consent of parties. Dubord, appellant, and Bourdon, respond-ent.—The parties by their counsel were

Dubord, appellant, and Pepin, respondent The parties by their counsel were heard,

Saturday, 13th January. Woolsey, appellant, and Montour, respondnt .- Parties heard by counsel.

Monday, 15th January. Monday, 15th January. Present:—The same Judges. Jones, appellant, and Lamson, respondent The rule of the 13th November declared ab-

Solute, on payment of costs by respondent. Duches ay, appellant, and Pothier, respon-dent.--Partics heard by counsel.

Tuesday, 16th January.

Tuesday, fifth January. Present:--The same Judges. Cassette, appellant, and Dubord, respond-ent.--The judgment rendered in the Court of King's Bench at Three Rivers, on the 30th of March last, was recused, and the present ac-tion discribed with core

March last, was recused, and the present ac-tion dismissed with costs. Dabord, appellant, and Bourdon, respond-ent.—Judgment of the Court of King's Bench at Montreal, of the 19th February, 1836,

firmed. Dubord, appellant, and Pepin, respondent.

Dubord, appendant, and reput, respondent, adgment of the Court of King's Bench at Iontreal, of the 20th April, 1836, affirmed. Woolsey, appellant, and Montour, respond-nt.—Judgment of the Court of King's Bench at Three Rivers, of the South March last, affirmed.

Stuart, appellant, and Ermatinger, respondnt .- Parties heard by their coun

Wednesday, 17th January.

Wednesday, 17th January. Present:--His Excellency the Governor in Chief, the Hon. J. Sewell, Chief Justice, Hon. Messrs. Stewart, Pemberton and Ques-

Foucher, appellant, and Pothier, respond-nt.—Parties heard on rule obtained by Marie Marguerite Fortier, on the 21st of July last, for the allowance of an appeal from an inter-

Thursday, 18th January. Present :--- The Hon. Chi of Justice Set Hou Messes, Stewart, Heney, Pemberto Hon. Messrs and Quesnel.

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and Quesnell. Duchesnay, appellant, and Schultz, res-pondent.—The hearing of this case was con-tinued to the next term.

Friday, 19th January.

Present:-The same Judges. Caron, appellant, and Mallet, respondent. Appellant discontinued the appeal. Dort, appellant, and Mallet, respondent.-

Dort, appellant, and Malici, respondent.-Appellant discontinued the appeal. Molson and others, appellants, and McBean, respondent. Parties heard by connect. Ferrier, appellant, and Thonson, respond-ent. Parties heard by their rounsel. Garnon, appellant, and Fortier topondent.

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do. Hart, appellant, and Brown, respondent. Q. F. A. Co. appellant, and Fitzback, re

Wilson, appellant, and Q. F. A. Co. re-

Gugy, appellant, and Russell, respondent.

Guyy, appellant, and Kussell, respondent. Jones, appellant, and Le Mosurier and an-other, respondents. There being no other appeals from Mont-real or Three Rivers to be heard in the pre-sent term, the Court adjourned until this morning, when the judgments will be given.

The following cases from Quebec stand over:-

Ursuline Nuns, appellants, and Attorney

General, respondent. Vallieres de St. Real, appellaut, and the Union Company, respondents. Farlin, appellant, and the Attorney Gener-

Chabot, appellant, and Fournier, respondant

Nixon, appellant, and Massue, respondent. The Chief Justice of Montreal did not come down to Quebec this term.

QUARTER SESSIONS OF THE PEACE.

Tuesday, 16th January.

Tuesday, fold Jamary, The Magistrates on the Bench were Messre, Glackeneyer, Lambiy, Paradis, Baillarge, and Bigaouette. William Spencer and Catherine Lynch were charged with keeping a disorderly house. From the evidence adduced, it appeared that Spencer, who resides an Champlain street, was in the habit of disturbang the re-search in middle acidebury in their unstrestreet, was in the half of disturbang the re-pose of his amiable neighbours in that quarter, by " kicking up rows," beating his wife, and breaking his own china and his landlord's doors and windows.

doors and windows. Spencer, in his defence, said that he was in the habit of "enjoying himself" after the labours of the day; but that be kept no im-p oper characters about his house. The Jury, without retiring, returned a ver-

dict of Guilty. The Grand Jury ignored the bill against

The Grand Jury ignores in assault and false imprisonment.—The charge proferred in this indictment originated in Angus having, in accordance with instructions received from the Inspector of Police, attempted to search a cariole, in which were Messrs. Fiset and Deguise, which they attempted to resist. After some altercation, Angus took them to the guar After guise. room. They were liberated on their arrival

Francois Labbe withdrew his plea of Not Guilty, and substituted that of Guilty, to a charge of assault.

Wednesday, 17th January.

Wednesday, 17th January. The Magistrates on the Bench were :--Messrs. Glackemeyer, Lambly, Baillarge, Bigaouette, Paradis, Patton, and Cazenu. The trial of Philippe Duchesnay for an as-sault on Felix Fotier, traversed from last term, was put off to the April term, the de-fendant being a Volunter in Her Majesty's

The Grand unable to attend. The Grand Jury came into Court with a true bill against Thomas C. Aylwin, Louis Fiset, and Eustache Masse, for assault and false imprisonment.

Thursday, 18th January.

The Magistrates on the Bench were :---Messrs. Glackemeyer, Lambly, Baillarge, Bigaouette, Paradis, Patton, Cazeau, and Turgeon.

Turgeon. Mary Hogan, John Hogan, and Michael Hogan, of the Parish of St. Marie, Township of Frampton, were arraigned on a charge of stealing fifteen bushels of oats and three bags,

THE LITERARY TRANSCRIPT.

the property of William Boarke, of the sam

The parish. It appeared that the barn of the prosecutor was broken open on the night of 'le 30th No-vember last, and three bags containing fifteen bushels oats taken away. Suspicion fell upon Hogans in consequence of a string having Hogans in consequence of a string having been found tied round one of their bags at the mill which prosecutor identified as one of those which had beer attached to the stolen those which had beer attached to the storen bags. A search w... subsequently made in Hogans' house, when three bags, cut up and disfiguered, were found on a bed, which were identified by prosecutors.

The prisoners received an excellent cha-Pastor. After deliberating about an hour and a half.

the Jury returned a verdict of Guilty against Mrs. Hogan and her son Michael.

of bed and asked them what they wanted ; Masse said he had a warrant against him ; asked to see it, and found that it was against Peter Angus; said his name was Peter Fer-guson, and not Angus; his wife said the same thing. Mr. Aylwin said he was sorry that the guon, and not Augus; ins write sam me same hing. Mr. Aylwin said he was sorry that the warrant was not against Mr. Young instead of witness; that he must go with them to Mr. Tetu, the Magistrate who signed the warrant; Mr. Fistel said that witness was Peter Angus; Mr. Fiset said that witness was Peter Angus; never represented himself as Peter Angus, Massa tapoed himso the shoulder and arrest, ed him. Dressed himself and went aloog with them; went with Masse to Mr. Young's house, St. Lewis-street, by the directions of Mr. Aylwin; saw Mr. Young and told him that he was arrested for Angus. Masse was then told by Mr. Young that he was not An-gus, but Ferguson; was taken to Police Ollice, and after the defendants had some conversa-tion in French that with a person that with and after the defendants had some conversa-tion in French thate with a person that wit-ness did not know, he was discharged. Mr. Aylwin said that he was arrested because he would not tell where Angus lived. States po-

would not tell where Anzus lived. States po-stitvely that he declared his name when ar-rested, as did also his wife. Cross-examined.--Cannot say positively whether the warrant produced is the one by which he was arrested ; is a labourer, and at present employed in the City Police ; knows Priter Angus, who bolongs to the same Polic ; does not know where he lives. Mr. Aylwin did not ask him any questions until he was ar-rested ; said he did not know where Angus ived, and on Mr. A asking ihm if he was in lived, and on Mr. A. asking him if he was in the Police, answered yes; never said that he did not. Before he was liberated Mr. Aylwin said that if he had told the truth he would not have been arrested.

The witness here became sick, and was al-

lowed to retire. John Wallis,—is a carter by trade ; drove Messrs. Masse, Fiset and Aylwin to Ferguoon's house ; knew Ferguson, and where he lived ; did not know what defendants wanted with him. Masse went into the house first, and was followed by Aylwin, Fiset and him-self. Masse went into the bed-room, wit-ness remained in the kitchen with Aylwin and Fiset. Ferguson came out of the wear to et. Ferguson came out of the room, look-at the warrant, and told them to be off Fiset, Ferguson came out of the room, look-ed at the warrant, and told them to be off; said that his name was Ferguson, and that he did not know Angusa tall. His wife told them that his name was Ferguson and not Angus. Cannot say whether Masse touched Ferguson on the shouldler or not; he showed him a war-rant, and said he was his prisoner; might have done so without witness seein him.— Ferguson was told that he must go with them; have adme so without witness seein him.— Ferguson's wife not to be alarmed. Mr. Aylwin asked Ferguson if Angus was in the Folice, he said he did not know, and if they wanted him they might go and look for him. On go-ing in search of Ferguson, Mr. Fiset stopped Mr. MacDonald, of the watch, in St. John Mreet, and enquired if he knew where Fer-guson lived. Mr. McDonald referred them to Mr. Leslie, St. Lewis Subarbs, for infor-mation. "Dia was the corse."

This was the case.

This was the case. Mr. Aylwin enquired of the Court whether there had been sufficient evidence produced to allow the case to go to the Jury. The Court decided in the affirmative. Mr. Aylwin ad-dress-d the Jury at considerable length. C. Deguise,—identified the warrant for the

arrest of Angus, The signature is that of Vital Tetu, Justice of the Peace. Saw An-gus twice ; it was after dark, on passing through St. John's gate. Ferguson's voice resembles that of Angus. Angus was station-ed on the action hast Saturday night. When ed on the gate last Saturday night. When looking for Angus, met Daniel McDonald, and isked where he lived, and was referred to Mr. Lotio

Vital Tetu, Esq. proved the warrant, Daniel McDonald,---was stopped in St

Daniel McDonald, ---was stopped in St. John Street by Mr. Deguise, who asked him if he knew where Angus fived ; said he did not know, but referred him to Mr. Leslie.

snow, but referred him to Mr. Leslie. Wm. Leslie,—knows Masse ; he called at is shop on Tuesday last, between 12 and 1 Velock in the afternoon, and asked if he knew o'clock in the atternoon, and asked if he knew a person of the name of Peter Fergus, watch-man, and showed the house to Masse, who said that likely that was the person. Bid not say what he wanted with him ; did not see the warrant. Masse asked for Peter Fergus in broken Lenglish.

in broken English. John Hart,—belongs to the city Police ; knows Masse by sight ; recollects him com-ing to the guard-room looking for Angrue, Mr. Aylwin came to the door with Masse, and asked where Angrus was ; said do not know ; Mr. Aylwin did not ask where Angrus lived, neither did Masse, to the best of witness's re-collection ; knew where he lived ; did not tion ; knew where he lived ; die Masse had a warrant against him. know O.

going into the room found Masse searching for Angus in a cupboard, and turned him out. John Wallis, again palled,-Drove past John Wallis, again balled,-Drove past Jesuits' Barracks ; recollects Messrs, Aylwin and Fiset getting out to speak to some person at Mr. Young's office ; cannot say whether the

This closed the defence, and Mr. Ross, nusel for the prosecution, addressed the Jury

Mr. Glackemeyer then charged the Jury, and they retired. After being absent about ten minutes they retarned with a verdict of "not millto" e Court adjourned at half-past four o'clock

until to-morrow at two

Friday, 19th January

The Court met at two o'clock, P. M.

Several persons in custody were ordered to be discharged, no one appearing to pros The Court then pronounced the following

The Court thest pronounced the following Margaret Fogue, Three Montha' imprisonment in the House of Correction, with hard labour. James Mikhad, Three Montha' da. Thomas Rippingtum, Three Montha' da. Mirhael Hogan, Two Montha' da. Mary Utgan, Une Montha' da. Mary Utgan, One Month's da. Ellen Preston, One Month's da. Brehael Doyle, Ten Daya' da. Rosa Drum, Eight Daya' da. Rosa Drum, Eight Daya' da. Catherine Lynen (wie of the above), Eight Daya' da. The Gened Istra sense into Committee Comm

The Grand Jury came into Court with the following

PRESENTMENT.

princers, confers great credit upon the Keeper and the subordinates. We help leave to observe to your Worships the hast state of repair in which we found many of the window-frames, some of them not being weather-procf. We also submit to the con-sideration of your Worships, the great necessity of an alternation in the interior of the failed, so that juvenile offenders,—and others confined for minor offences,—might be separated from the more hard-ened in erime. We regret also the system of mak-ing the Gaula receptable for humites (for which purpose, we are humbly of opinion, it was never intended.

We also visited the Female House of Correction We also renter un the uncommon cleanliness of which, with the quiet, orderly, and industrious appearance of its inmates, ane highly creditable to Mrs. Cook, the matron, and we think it but justice to state, that it could not be

we think it but justice to state, that it could not be under better management. We humbly bring under your Worship's consi-deration, a nuisance of long existence in the Lower Town, namely the congregating of labourers and exters, with their vehicles, in St. Peter street, and the streets leading therefrom, to the great annoyance of the public in general; and we trust that your Worships will adopt some remedy for the removal of the subto

of the same. In concluding the duties of the session, we con-cratulate the public on the apparent decrease of rime in this eity and district, which we think may se attributed, as regards the eity, to the patrols al resent established, and to the zeal and activity of resent established, and to the zear and a trace, for ur worthy magistrate ROBERT SYMES, Esq., for which we, as a public body, return them our thanks All of which is respectfully submitted to you Worships.

EDWARD WADE, Foren Quebre, 19th January, 1838.

After the Presentment had been read, the Foreman of the Grand Jury rose to complain to the Court of the conduct of one of the gen-. volume of the Grand Jury foke to Compare to the Court of the conduct of one of the gen-tlemen of the Bar, which, he said, had been characterised throughout the session, by a want of decomm, and by the most marked disrespect towards the Grand Jury, and even towards the Court itself; the individual to

disrespect towards the Grand Jary, and rec-disrespect towards the Grand Jary, and even towards the Court itself: the individual to whom he alluded was Mr. Thomas C. Aylvin, The Court thanked the Grand and Petit Juries for their attendance, and for the zeai and efficiency with which they had discharged their respective duties. Mr. F. X. Gagnon, the Crier of the Goutt, against whom a complaint had been preferred, was dismissed from his office. After some unin-potent business had been gone through, the Court was broken up.

PATTNEAU OUTDONE,-It appears from the dowing paragraph from the Nashville Banner, that our democratic neighbours have some as "fiery spirits" and as lawless lawgivers in their halls of legislation as ever we could glory in. A favorable opportunity now pre-sents itself to Mr. Papineau, who is at present lestitué, to obtain a Speakership " elsewhere.

" On Monday, the 14th inst. the Speaker of the "On Monday, the 14h inst, the Speaker of the House of Representatives of the teneral Assembly of Arkansas, (Mr. Wilson, of Clark county,) rush-ed from the chair upon Mr. Anthony, of Randolph county, with a drawn Bowie knife, and although re-county, with a drawn Bowie knife, and although recounty, with a drawn Bowie knife, and skihough re-sisted by his antagonist with a simdar weapon, he almost instantly despatched him. The protocation was a personal remark aimed at the Spenker, by the unfortunate member. Wilson was forthwith ar-rested by the cital authorities, and his name striction from the roll of the House, by nearly a unsakenus VO.E.

(From the Queber Gazette of vesterday.)

The Catholic Bishop of Montreal has issued another Mandement to the Clergy and the faithful of his Diocese, dated the 8th instant, in which he alludes to his recommendations to in which he alludes to his recommendations to his clergy in July last, and his Mandement of the 24th October. He annunces the resto-ration of tranguillity in the district z deplores the evils which have been bronght upon the country, by those concerned in the late rebel-lion; declares that none of them can be admit. ted to a participation in the Sacrements of the Church, or to Christian burial, till they have made a raparation and shewn meet fruits of re-pentarce. He orders Divine Service to be celebrated in this intention, and requires the Clergy to urge charitable collections for the relief of those who are suffering.

It is with no ordinary pleasure we observe that the University of Glasgow has conferred upon the Reverend Mr. WILKIE, of this city, the degree of Doctor of Laws. The services rendered to education in this country by Mr. rendered to education in this country by Mr. WILKIE, for more than thirty years,--without patronage or aid from the public authorities,--thus receive a reward which must be peculiar-ly grateful to his disinterested nature, as coming from his own alma mater. Appreciated as his merits are by the public in general, this m his mark of consideration for them fro mark of consideration for them from his own country, will be sensibly felt by his numerous friends here, and particularly by those who have had the advantage of being his pupils.

Some dissatisfaction has been felt of late and Some dissultification has been felt of late and actively propagated, at all carriages passing the city gates after dark being searched by agents of poice. The practice we have heard has been discontinued for the present; in-conveniencies of this kind, when necessary, must, however, be submitted to in a garrison town in times of public disturbances. We have heard that the order was founded on in-formation being obtained that correspondences formation being obtained that correspondence lormation being obtained that correspondence by expresses, sent off in the night time, actual-ly existed between the disaffected at Quebec and the rebels who have taken refuge in the United States and their connexions in the Dis-trict of Montreal. Indeed the correspondence of persons acting as spics to the rebel leaders. was actually intercepted, and justified every proper precaution. We are happy to think proper precaution. We are hap that they are no longer necessary

On Thursday night, about half-past twelve On Inursialy mgnt, about half-past twelve o'clock, a fire was discovered in Mr. Tre-main's stables, near his heuse, in St. Lewis Su'ursk, lately burnt. It fortunately happen-ed that some of Colonel Wright's family were up, and perceived the light, where none was usual, and the neighbours being alarmed, the fire was put out by their exertions, before it had made much head. There can be no doubt had made much near. I nerv can be no bound that it was an incendiary attempt; and had it succeeded, during the high wind of Thursday night, it must have destroyed property to a great extent.

THE ARMY.

THE ARMY. The 43rd Regiment, under Lieut-Colonel Booth, has arrived at Chambly, where its head quarters are established. Major Fringle's Company of Royal Artiflery mos-red from St. John's (N. B.) on the 3th instant, en-their route to Canada. The Flank Companies of the 34th Regiment, completed to eighty rank and file cach are to follow, and the remainder of the regi-ment will not be fair in their rear. The 65h Regiment arrived at Halidax from the West todies on the 2nd instant. The 30d Regi-ment, from Portsmouth, is daily expected to arrive here.

here

27 THE LITERARY TRANSCRIPT is published every Tuesday and Saturday morning; Price, One Penny. Subscriptions will be received by the year, half-year, or quarter, at the rate of Ten Shilling ----

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"." THE EITEBARY TRANSCRIPT may be had of Mr. F. PALMER, Bookseller, opposite to Mr. A. Laurie's store, St. John Street, Upper Town.

MADDIEN

At Hampton-inArden, William Douglas, aged \$7, to Sarah Hollingsworth, aged 19, after a coud-ship of one evening !

DIED

Yesterday, of consumption, Mr. John Mears, wern-keeper, formerly Sergeant in the 24th Regt. Ter -d 40

aged 40 years. On Wednesday last, Sarah A. Baker, only doubter of Mr. William Baker, aged 23 year--The friends of the deceased are requested ao attend her fuveral from the residence of the father, Cut de Sac, to-morrow, at two o'clock, r. M. On Saturdy last, Mr. John Renes, tailor, aged 66, an old resident of this city.

VOLUNTEERS.

Y UL UN TEEKS. "PHE Members of CAPT. GILLSSPIE'S COM-PANY. No. 4, Quebec Light Infantry, are re-quested to be punctual in their attendance at drill every versing at Half-past Six o'clock, in the Rid-ng House, near the Chateau "9h January, 1838.

JOSHUA HOBROUGH, TAILOR, No. 3, HOPE STREET, NEAR TO MR. J. J. SIME, MPRESSED with a due sense of gratitude for the favors conferred upon him by the gentlemen re-siding in Quebec, and is vcinage, and by the public in general, avails himself of the present moublic in general, avails himself of the present a

ment, to return them his most teartfelt thanks; at the same time he assures them, that no efforts on his part shall be wanted to insure a similar con-tinuance of their future patronage and support. J. H. takes this opportunity likewise, of res-pertfully informing the gentry and the public at large, that he has received his Fall Supply, consist-ing of-Hearskin Cloth (superior to any in town.) Pilot Cloths, Buckkins, Cassimeres, &c. suitable to the reason; and he is ready to receive and exceede all orders on the lowest terms for ca h-Quebec, 15th January, 1838.

BOOKS FOR SALE. AT THE OFFICE OF THE QUEBEC GAZETTE, No. 14, Mountain Street

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SCOTT'S WORK'S, in seven vols. Bulwer's Novels, in 1 vol. cloth, Marryait's Novels, in 2 vols. cloth, Cooper's Novels, in 26 vols. sheep, Henry's Miscellaneous Works. Dwight's Theology. Hume and Smollett's History of England, with Miller's continuation, 4 vols. Astoria, by Washington Irving, The Fickwick Papers, by "Boz," Midbipmen's Expedients, by the author of Rad In the Recfer", 2007 ED

SAMUEL TOZER, BUTCHER, STALL NO. 1, UPPER TOWN MARKET,

BEGS respectfully to return thanks to his friend and the public for the liberal support he has hid erto received; and takes this opportunity of informa-tions them that he has always on hand Corned Round v Beef, Briskets, &c.; also, Mutton for Saddle Haunches, all of the very best quality Quebec, 13th January, 1838

FIRE-WOOD

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SA THE SONG OF "BILLY TAVLOR" A CRITIQUE

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