



From SATURDAY September 20, to SATURDAY September 27, 1746

We hear Col. Durand, Deputy Governor of Carlisle when the Rebels took it, is acquitted by the Court-Martial.

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On Monday last died, in the New Goal, Southwark, Alexander Abernethy, who lay under Sentence of Death there, being one of the Rebel Officers that was taken at Carlisle.

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*Extract of a Letter from Carlisle, Sept. 13.*

The Trials began Yesterday. The Course of the List as the Prisoners stood indicted was not followed. One Hays was tried first, who made no Defence by Witnesses, but was found guilty in a Minute: The next put to the Bar was John Henderson of Lochmaben, whose Trial Listed from Ten till near Five at Night, and about a Dozen of Witnesses examined on the Part of the Crown, who proved him to have acted as a Commander of the Guard at the Scots Gate of Carlisle, and to have been among the Rebels at that Town with a white Cockade, &c. For the Pannel were adduced nine Witnesses, who proved his being of loyal Principles; that he was forced out, and soon after left them and returned home. He was found Guilty notwithstanding.—The Trial of Lord Mordington is not to proceed here, his Plea of being a Scots Peer was received and recorded, and no Day appointed for

an Answer to be put in; and 'tis said the proceedings are to be removed by a *Certiorari*.

The Arms belonging to the Militia lately disbanded are all deliver'd up to Lord Loudon at Fort Augustus and Inverness.

From Perth, that Capt. Crosby, who deserted from the British Troops in Flanders, was hanged there, and other two Deserters shot on Friday last; and that a Prisoner brought out of Jail acted the Part of Executioner, the ordinary Executioner having absconded, and the Hangman of Stirling having died on the Road thither.

John Hill, Residenter in Dalkeith, imprisoned some time ago for the Murder of Janet Adamson, Coal-Bearer, was liberate in Terms of the Statute appointing the Prosecutor to insist within 60 Days.

Sept. 23. Advices from the North say, that the young Pretender is still in the Mountains; and by an Express last night from Argyleshire we are told, that two French Ships, of 40 Guns each, have appeared off that Coast; about 50 of the Crew landed in the Isle of Sky, surprised a small guard, and carried some of the Men along with them, but soon disimiss'd them except two, upon being inform'd that there were about 300 of the King's Forces on that Island. 'Tis said their Intention is to carry off the young Adventurer at all Hazards.

*Extract of a Letter from Carlisle, Sept. 18.*

Twenty-eight have pled Guilty, 19 have been convicted, and five have only been acquitted; among the convicted is Mr Macdonald of Tendrish, who in his Defence proved that he was taken away by Force the first Time, and his being taken away by Cappoch's Brothers the second Time. On the other hand, the Council for the Crown rested their Evidence on his being seen at the Battle of Preston; and two soldiers swore, that on the Defeat he was against stopping the shedding of more Blood: He was found Guilty in less than a Minute.—Yesternight Richard Morrison's Trial came on, who offered no Evidence on his Part, but relied on the Prosecutors not proving him in Arms; but as he appeared among the Rebels with a white Cockade and Broad Sword, he was cast.—Of the acquitted the first was one Williamson, an English Boy, about Fourteen, who proved his being hurried away. The next was one Barton, who it was alledg'd had carried Letters from the Rebels to the Magistrates of Carlisle requiring them to deliver up the Town, and had told the Contents of the Letters. The Crown Solicitor had forgot to have the Letters here, but offered Parole Evidence of the Letters, which the Judges refused to admit, and therefore acquitted the Prisoner.—The next was Mr Murray, who was also acquitted, to the Satisfaction of every Body. — Two English Boys were acquitted on Account of

their Age. Robert Wright was recommended, and James Johnston and David Home pled Guilty.

*Sept. 20.* Most are now gone through, except Aron Prior, his Brother, Kinlochmoidart, and Capt. Hay. Two new Bills are found against Kinloch, on which the Trial cannot come on till Monday Se'nnight; but 'tis believed the Privilege will be waved, and the Trial come on sooner. — Capt. Hay is delayed, waiting an Express from London, which 'tis thought will liberate him; and Aron Prior's comes on Monday.—A Reference was made with respect to six, who had surrendered upon the Duke of Cumberland's Declaration to Mr David Bruce, Deputy Judge-Advocate, who has given a Return that they should be simply discharged; which Mr Noel has approved.

From Aberdeen we have Advice of a Report prevailing there, that some outstanding Rebels had lately forced a Boat at Rattery in Buchan, betwixt Peterhead and Frasersburgh, and therewith put to Sea (in such a Hurry that they left some Barrels of Beer on the Shore) in Search of a French Privateer, which had been seen hovering on the Coast to receive them; and that it was thought they had got on board the Privateer, as the Boat was seen floating some few Days after on that Coast empty. And it is further added, that the Privateer is taken by one of our British Ships of War near the Murray firth, with the above Persons on board.

Thursday last his Excellency the Earl of Albemarle return'd from the Trial of the Officers concern'd in delivering up Fort Augustus; but the Sentence of the Court Martial is unknown.

A Report prevails, that several of these who are found guilty at Carlisle, will suffer at the spec-

tive Places of their Residence, before their engaging in the Rebellion.

Last Week Campbell Edmonston. Esq. was promoted to a Company, and Lord Boyd to be Capt, Lieut, in the Scots Fusileers.

*LIST of Rebel Prisoners that have been tried at Carlisle.*

*Friday, September 12.*

Roger Fulthorpe pled guilty.  
Tho. Hays tried and fd guilty.  
John Henderson do.  
Sam Lee withd. & pled guilty  
John Robert on do.  
Laurence Mercer do.  
Peter Lindsay pled guilty.  
Col. James Innes do.  
Robert Taylor do.

*Sept. 13.*

Tho. Warrington tr. not guilty  
Molineux Eaton tr & fd guilty  
Bp of Carl. Tho. Cappoch do.  
Tho. Lawson do.  
Jo. Wallis withd. & pled guilty  
Donald Mackenzie do.  
Barnabas Matthew do.  
Robert Murray do.  
Donald Macdonald of City Guard do.

*Monday, Sept. 15.*

John Macnaughton tr. and fd guilty. Kill'd Col. Gardner  
Donald Macdonald of Tendrish tried and found guilty.  
John Cappoch do.  
Robert Forbes withdrew.  
Thomas Park do.  
Tho. Williamson tried & do.  
James Smith pled guilty.  
Robert Maxwell do.  
Andrew Porteous do.

*Thursday 16.*

Sir Archibald Primrose withdrew and pled guilty.  
Robert Randall do.  
Philip Hunt do.  
James Harvey do.  
George Warring found guilty.  
Matthew Warring do.  
Tho. Turner rec. for Mercy.  
Edward Roper do.  
Robert Finsley do.  
Richard Brown do.

*Wednesday 17.*

Andrew Swan pled guilty.  
Ja Murray tried, not guilty.  
Robin Wright found guilty, but recommended for Mercy.  
Steph. Fitzgerald found guilty  
John Saunderson pled guilty.

John Richie found guilty, recommended for Mercy.

John Magnell found guilty.

Richard Brown do.

John Hartley do.

Thomas Turner found guilty.

William Duncan pled guilty.

Neil Maclaren fd not guilty.

*Thursday 18.*

Ja. Brand tried, found guilty.

David Home pled guilty.

Ja. Campbell Macgregor do.

Andrew Johnston do.

James Chadwick found guilty

William Cook do.

Edward Hitch tried and acquitted for Lunacy.

Alexander Brodie acquitted.

Robert Reed pled guilty.

William Winstandy do.

George Hartley found guilty.

William Stuart acquitted.

William Lecky found guilty.

*Saturday 20.*

Alexander Steill not guilty.

Jo. Small fd guilty, for Mercy.

Alex. Anderson pled guilty.

Alex. Hutchison found guilty.

Hen. Clerk arraign. pled guilty.

James Mitchel do

John Poustie pled guilty.

James Seaton not guilty.

Will. Gray guilty, for Mercy.

Lewis Barton do.

Hugh Cameron guilty.

Alex. Stevenson withdrew his

Plea, and pled guilty.

Pat. Smart found guilty by his own Confession in Court.

James Ferguson not guilty.

**NEWCASTLE, Sept. 27**

"You and every of you Prisoners at the Bar, return to the Prison from whence you came, and from thence you must be drawn to the Place of Execution; when you come there, you must be hang'd by the Neck, but not till you be dead: For you must be cut down alive, then your Bowels must be taken out and burnt before your Faces; then your Heads must be severed from your Bodies, and your Bodies divided each into four Quarters, and these must be at the King's Disposal. And God have Mercy on your Souls."

The above Sentence was pronounced by Lord Chief Baron

Parker against the following Persons at Carlisle.

*Monday, Sept. 11,* Thomas Cappock, John Macnoughton, James Brand, Donald Macdonald of Tendrish, John Henderson, James Innes, James Ancrum, Hugh Cameron, David Home, Robert Randal, Ronald Macdonald, Alexander Anderson, Robert Maxwell, Philip Hunt, James Campbell, Edward Roper, Stephen Fitzgerald, Michael Dellard, James Forbes, Richard Morrison, Alexander Hutchison, Andrew Johnston, William Home.

*Tuesday, 23.* Thomas Lawson, William Leekey, John Wallace, John Campbell, William Duncan, Robert Forbes, William Winstandley, George Hartley, Robert Reed, Richard Brown, John Cappoch, William Cook, Molyneaux Eaton, Roger Fulthorpe, William Hargrave, Thomas Hays, Tho. Harvey, John Hartley, Tho. Keighley, Sam. Lee.

*Wednesday 24.* John Macknel, John Ratchiff, Donald Mackenzie, Barnabas Matthew, Hugh Roy, Thomas Park, Robert Finsley, Thomas Turner of Walton, Peter Taylor, John Rowbotham, John Sanderson, Thomas Turner of Bury, George Waring, Matthew Waring, Valentine Holt, Lewis Barton, John Small, James Mellon, James Chaddock. John Davidson, John Mackenzie, Robert Taylor, Simon Lugtown, John Poustie, Andrew Swan, James Smith, James Harvey, William Gray, Robert Murray, Francis Buchanan, Sir Archibald Primrose, Robert Wright, Alexander Stephenson. James Mitchel, Patrick Stewart, Andrew Porteous, Peter Lindsay, Lawrence Mercer, William Sharp, Charles Gordon, Patrick Keir, Alexander Davidson, Henry Clark.

*Persons not found Guilty.*

William Stuart, Thomas Hatch, Robert Roscoe, Alexander Steel, Edmund Bane, Thomas Barton, Thomas Buchanan, Patrick Buchanan, and James Ferguson.

James Seaton and Tho. Hutchinson, acquitted by Consent.

James Hay, being indicted, a Protest is made by the principal Officer of the French Prisoners, that he was a Captain of the French King's; and that he is not a Subject of the King of Great Britain, and ought to be look'd upon as a Prisoner of War.

Monday last came on, at the Common-Hall of the City of York, the Election of Sheriffs for that City, when George Thompson, Esq. Wine-Merchant, and Mr Litter Raff-Merchant, at Malton, were chosen for the Year ensuing.

We hear the Sermon for the Benefit of the Charity School in Berwick upon Tweed, will be preach'd there by the Right Rev. the Lord Bishop of Gloucester, on Sunday the 12th of October, in the Afternoon.

On Tuesday last the Races began at Morpeth, (the Gentlemens, Horses, &c. Names being insert in last Week's Courant) when Sir William Middleton's Bay Horse, *Squirrel*, won 50l. On Thursday Mr Henry Hunt's Chesnut Horse, *Jigg*, won 50l. And Yesterday, when they ended, Mr Mill's Grey Horse, *Pilot*, won 50l.

We hear that the Right Rev. the Lord Bishop of Gloucester will be here next Friday, and that a great many Children Will then be confirm'd by his Lordship.

We hear from Carlisle, that Capt. Berwick's and Chaddock's Heads were put up upon Poles above the English Gate there, last Saturday.

And that the Heads of Deacon and Syddall are come to Manchester, to be affix'd at proper Places there.

On Thursday last died, at his Seat of Hylton-Castle, in the County of Durham, John Hylton, Esq; Member of Parliament for the City of Carlisle.

*Arriv'd since our last.* The Duke of Cornwall. Suggest, and the Elizabeth and Mary, Midforth, from London, with Goods; the Delight, Abbot, from Shoreham, with Fruit; the Elizabeth and Catherine, Mason, from Lynn; the Elizabeth, Steward, from Yarmouth; the Submission, Barret, the John and Samuel, Spinks, the Two Sisters, Smith, from Hull, with Goods; the Hopewell, Sterling, from Stockton, with Timber; the Isabel Allison, from Kirkwall, the Bettv, Pollock, from Aberdeen, with Goods: Also 50 light Ships.

