

King's Bench, in the room of Mr. Justice Henn, resigned

On Wednesday last was decided in the court of Common Pleas, before the Rt. hon. Lord Carleton, a cause highly interesting to the interests of commercial credit.

It was an action brought by Mrs. M'Cormick, against a Mr. Keller, an attorney, for recovery of the amount of a bill of exchange for hundred and odd pounds, passed to the plaintiff by the defendant, and upon which his name was written as the last endorser.

It was represented on behalf of the plaintiff that she had held the note or bill of some person resident in the county of Galway for that term, that the defendant, who was the friend and attorney of the person whose bill she held, had on her some time before the bill became due, represented to her there was some unforeseen disappointment in the expected provision for that bill, but prevailed on her to accept exchange for it, the accepted bill of a tradesman in Thomas-street, which the defendant endorsed with his name, before which there appeared the names of several other endorsers. Before this bill became due the acceptor became insolvent. The payment was applied for but not obtained, and the bill being duly protested, application was made to the defendant, who refused payment, in consequence of which the present action was brought.

The defence urged by defendant's counsel was on a point of law, that the plaintiff had not applied to the drawer of the bill, nor the original endorser, which she was bound to do, and to shew their refusal or incapacity of payment, before she was warranted to commence the present action, and counsel therefore moved, that the plaintiff might be non-suited with costs.

Counsel for the plaintiff alleged, that both the drawer and original endorser of the bill lived in the county Galway, and that the plaintiff had sued the defendant as the only party within her reach, which she had a right to do at her option to any one of the parties concerned in collateral securities to the validity of the bill.

The court, however, was pleased to allow the objections of defendant's counsel, and the cryer of the court was ordered to call on the plaintiff to shew cause forthwith why a nonsuit should not issue, when one of the jurors, Mr. Mahan, of Castle-street, respectfully addressing the bench, asked leave to say, that himself and fellow-jurors, from the evidence that appeared in which they were sworn to decide, could not coincide by their verdict with any decision that was to non-suit the plaintiff in this case; his fellow-jurors and he had made up their minds to the clear evidence and justice of the claim.

The defendant had not denied the debt, nor the transaction alleged on the part of the plaintiff; they could not therefore reconcile to their consciences, as honest men and traders, a decision which allowed a legal quibble to frustrate the fair and equitable claim of the plaintiff, sanctioned not only by its own justice, but by the usage of trade, throughout the British dominions. It was invariably understood the usage of the banks, which were the accumulators of paper currency, that the last endorser was held equally responsible with any other, and with the acceptor: nay,

The unfortunate woman, whose body was found in our river on Sunday last, lost her life by falling out of a boat, in a fit of intoxication.

### L I M E R I C K.

A Witty Gentleman coming into Limerick, through Pennywell, observed:—This is not an APPROACH, but a REPROACH to this city.

The same Gentleman observing the mutilated state of the Pillars at the front of the Custom-house, said—“This is a handsome building; but a Custom-house without a CAPITAL, is of no use.”

N. B.—The Capitals of the Pillars are wanting.

Wednesday last, Mr. Secretary Hobart, and Saturday Mr. Attorney General, on a visit to the Lord Chancellor, at his Lordship's seat at Mount Shannon.

Thursday last the Mayor, Sheriff, and Common Council, voted the freedom of this city to the Right Hon. R. Hobart, and ordered the same to be presented in a gold box.

This day, Trinity Term commences, and ends the 13th day of July next.

Friday last, the 69th regiment of foot, was reviewed at Loughmore, near this city, by Lieutenant General Leland.

The Lady Mary Ann, Lyall, from this port, passed by Gravesend the 12th inst.

Whoever delights in the wonderful production of nature, will be amply gratified by the living rarities now exhibiting in this city, a collection of WILD BEASTS truly astonishing; if we would contemplate how astonishing is providence; thus to produce a multiplicity of the beauties of the forest, which for shape, size and colour, transcend the most fertile conception, and might well engage the hand of the most eminent painter.

Thursday evening the Limerick Mail Coach arrived here, and commenced running from Bank Place at 6 o'clock this morning. It was exhibited in this city yesterday, and made an elegant appearance.

By the Calcutta Gazette we are informed that on the 10th of last December, Joseph O'Halloran, Esq; of this city; Lieutenant and Adjutant to the fourth European brigade, was married to Miss Bayly, daughter to Colonel Bayly, of the Isle of Anglesea, and niece to the Earl of Uxbridge.

DEAD ] Last Tuesday evening, on the south mail, Cork, very much regretted, Robert Bell, Esq; M. D.—A few days ago, at Newtown, in this county, Mr. Christopher Dexter, the elder—as a husband, he was tender and loving—as a father, he was truly exemplary.—At Mount William, co. Tipperary, sincerely regretted, Benjamin Bunbury, Esq.—Tuesday last, at Cullen, Mr. Anthony Dwyer, eldest son of Mr. Thomas Dwyer—he was a very mild, virtuous young man, and much esteemed by his acquaintance.

### P O R T N E W S.

June 16—ARRIVED FROM  
Liverpool—Success, Pel, rocksalt, earthenware, iron foundery, &c.  
St. Ubes.—Pomona, ———, salt.  
June 17—SAILED FOR  
Dublin—Sincerity, Ash, beans, oatmeal, &c.

us dispatches from Bengal, and brought to the council, which announced the intention of Earl Cornwallis to take upon himself in person the conduct of the war, in consequence of his Lordship's apprehensions that the Marattas and the Nizam would be discouraged, if, from the want of provisions, our army should not be able to invade the Mysore country at the time they had been taught to expect it.

Capt. Kyd, the company's surveyor-general, and lieut. Robinson, aid de camp to the governor-general, were sent down in the Juno for the purpose of collecting information upon particular points to be reported by them to his Lordship upon his arrival at Madras. We accordingly issued the necessary orders to the heads of department, at the presidency, directing that every information should be given to the gentlemen deputed from Bengal. We lost no time in communicating the purport of the abovementioned dispatches to major-general Meadows.

### N E W J A I L,

JUNE 17, 1791.

THE COMMISSIONERS for building the NEW JAIL, in the City of LIMERICK, are earnestly requested to meet, on Wednesday next, the 22d Inst. in the Exchange, precisely at 12 of the Clock at Noon; a Commissioner, having declared that he has Matter of much Import, to lay before them.

MAURICE CROSBIE, Chairman.

MRS. FRANKLIN will let or sell the Interest of her HOUSE in the SQUARE, from November next:—Application to be made to JOHN TUTHILL, HENRY FOSBERY, Esqrs. or to Mrs. FRANKLIN.

(c) Limerick, June 20, 1791.

### A Reward of 20 Guineas.

WHEREAS, on Wednesday Morning, the 15th Instant, as JOHN CURTIN, who was employed by me, to carry two Letters, one to Wm. Hodges, Esq; of Old Abbey, one of his Majesty's Justices of the Peace; and the other to Mr. John Hodges, of Coalhill, was pursued by Morry Lynch, Servant to the above Wm. Hodges, Esq; and Darby Sheahan, of or near Old Abbey, two very notorious and inhuman Villains, who in a most barbarous and bloody Manner, attacked the said Curtin, and after beating him with Hand-sticks for a considerable Time, left him on the King's High Road for dead. Now in order to bring the Perpetrators of this shameful Outrage to condign Punishment, I will pay a Reward of Twenty Guineas, for lodging any or either of them in any one of his Majesty's Gaols in this Kingdom, and prosecuting them to Conviction, within Six Months from this Day.—Limerick, 20th June, 1791. EDY LACY.

THE TRUSTEES of the TURNPIKE ROAD between LIMERICK and CHARLEVILLE, will hold a Board at St. Francis' Abbey, near Limerick, on Tuesday the 21st of this Instant, June, in order to contract with proper Persons for the Repairs of Part of said Road, and other Purposes. June 12, 1791. JOHN MAXWELL, Treasurer.

fore knee, FOAL at satisfactory by them, a couple of (after examined they were can have the DEBT, Kill TUR THE T NEM meet at the nagh, on M for the Pur port of the such Contr ecuted, S T O N TUE a DU three white List along Intelligence shall be had Mr. WARD, PRINTER b TO For such THE H derat thereto, in lives, and ke the HOU joining to nine feet, in leading from Shandon. Bishop of L good Tenac The company the 10th of the immediate