

charging the contents of a loaded musket into the hands of Serjeant Tinsley, of that company, maliciously intending to shoot Eliza Tinsley, wife of Serjeant Tinsley, and thereby endangering the lives of the prisoners then in the room along with her.

or designedly wasting, on the 13th of March, a round of ammunition, served out for public use.

which Charges the Court came to the following

—“The Court having found the prisoner, Cornelius Fitzsimmons, of the 5th Company of his Majesty's 10th Regiment, guilty of both the charges against him, which being in breach of the Articles of War, do sentence him to suffer death, by being hanged by the neck until he is dead.” Confirmed.

(Signed) EDWARD PAGET, General, Commander-in-Chief in India. The above sentence is commuted to transportation for seven years, subject to the concurrence of the Right Hon. the Governor-General in Council. Confirmed.

(Signed) EDW. PAGET, General, Commander-in-Chief in India. The Governor-General in Council concurs in the commutation of the sentence of transportation for seven years, passed by His Excellency the Commander-in-Chief on Corporal Fitzsimmons.

(Signed) AMHERST, EDWARD PAGET, JOHN FENDALL.

The foregoing order is to be entered in the General Order-Book and read at the head of every regiment in his Majesty's service in India. By order of his Excellency the Commander-in-Chief, THOMAS M'MAHON, Col. A. G.

CAMBRIDGE, JULY 22.

The Rev. Joseph Cook, M. A. Fellow of Christ College, who expired on the 31 of March last, between Mount Sinai and Tor, on the Red Sea. After spending several years in the University with the highest credit, and afterwards to himself, he went to the Continent in 1820. He visited Holland, France, Germany, and Switzerland, resided four years in Italy, devoting his time to the performance of his clerical duties at the English Chapel at Rome, and that of the Ambassador at Naples, to the study and contemplation of the interesting monuments with which those classical shores abound, and which qualified himself for a full and minute examination of those regions, doubly interesting as being the scenes of both sacred and profane history, he set out from London in August last, on a tour to Egypt and the Holy Land, accompanied by Dr. Bromhead, of this University, and Mr. Lewis, of the Navy. Having penetrated to the second cataract of the Nile, the party returned to Cairo, from whence they proceeded to Mount Sinai. In the fatigues of this journey, the inclemency of the weather, and the privations inseparable from travelling in those countries, so weakened him (although he left Cairo apparently in perfect health,) that after stopping a few days at Mount Sinai to recruit his strength, he was unable to reach Tor, and, under circumstances fraught with the most deep and awful interest, expired on his camel in the Wady Hebram, near Mount Serbal, to the inexorable regret of his family and friends. His remains were deposited in the burying ground of a Greek Church, near the wells of Elisha, a spot which he had expressed his anxious wish to visit, and which, to use the words of his friend, Dr. Bromhead, “Could he have foreseen his fate, he would probably have selected as his last earthly abode.”

LONDON FASHIONS FOR AUGUST.

FROM LA BELL ASSEMBLEE.

CARRIAGE DRESS—A three-quarters pelisse robe and a coat of *gros de Naples*, the colour, *terre d'Egypte*.—This elegant dress, which is well adapted to the open carriage, either the curriole or barouchette, is trimmed down the sides, and round the border, and round the border of the petticoat, with oblong puffs; each divided by two leaves of satin. The body is made partially low, and the front of the waist enlarges but formed into a sto-

Guilty. His Lordship said, that the offence of manslaughter of which the first prisoners stood convicted, it was important should be understood by the Country people, as one subject to a severe penalty than they were in the habit of expecting. In all cases of premeditation, barbarous cruelty, or unnecessary severity, even in defending one's self, it will be the duty of the Court to inflict a suitable punishment. In this case, however, he was happy to perceive a somewhat different complexion, and therefore he would sentence Brian, George, Charles, and Daniel Hare, to only twelve months' imprisonment from the date of their committals; but James Hare and John Shearan, as they appeared to have continued their blows, and made use of expressions intimating a malicious determination, his Lordship sentenced them to an imprisonment of 18 months.

Jeremiah Sheahan, a young boy was tried for killing *Kennedy O'Brien*, at Shanagolden, on the 2nd of June, and *Cornelius O'Brien*, *Daniel Fitz-Gerald*, *Patrick O'Brien*, jun. *Pat. M'Mahon*, *Jeremiah O'Brien*, and *Timothy M'Mahon*, for having assailed at the same time and place.

The O'Briens, were all of a respectable class—All the prisoners were acquitted; as the evidence for the prosecution did not in any way bring it home to them. It appeared the night, that *Kennedy O'Brien*, was killed in a fight with one *John Sheahan*, who also met his death on the above date, the Patron day of *Shanagolden*; and that the friends of both parties had interfered. The very *Rev. Dean M'Namara* gave the prisoners a most respectable character.

Thomas Odell was put to the bar, under two indictments, for an attempt at subornation of perjury, on the 26th October, 1824, at *Rathkeale Sessions*.

Mr. Myles Monckton, an Attorney, proved having filled a Civil Bill Process for the prisoner.

George Preston, otherwise *Press*, sworn—I saw the processes now produced before; they were left at my house when I was absent; the prisoner told me afterwards he had left them; I did not serve them as it was too late; I met *Mr. Odell* after; the processes were out of date and told him it was too late to serve them; he asked what would be done, and I said to wait until next Sessions; I afterwards received the process ticket—

“*George Press*—If you would get some person to prove to the service of the process, I would give him a few tenpennies. Do what you can and let me know if it can be done, Your Friend,
“26th October, 1824. “*THOMAS ODELL*.”

The process was against *John Sullivan* and *James Leonard*; I met *Mr. O'Dell* at *January Sessions*, in *Rathkeale Court House*; he asked me if I got any person as the note desired? I said not; he followed me out, and said it would be better for me have money in my own pocket than in that of *Sullivan's*; I said I could not perjure myself on any account.

Cross-examined—I lodged informations in *January*, after I had the ticket 3 months; never heard *Mr. O'Dell* say to defer serving it until next Sessions; he told me in *Newcastle* to serve the parties, but he gave me no process; it was never proved.

Court—The process, dated in *October*, could not be served in *January*.

Mr. N. C. Darcy, attorney, proved the note to be in the hand-writing of witness.

Mr. A. D'Esterre, Deputy-Clerk of the Peace, proved that Sessions were held on the 25th *October*, 1824, in *Rathkeale*, by *Mr. Lloyd*. It was generally known that the book was kept open longer than usual that Sessions, for the entering of processes; the process was not entered.

The prisoner was found Guilty on the 2d count of the first indictment, for attempting to suborn one or more persons to perjure themselves; and also on the 1st count of the second indictment attempting impeding the administration of justice by such effort.

Sentence—One year's imprisonment.

SATURDAY, JULY 30.

The only case for trial this morning was that of *John Gleeson*, for violating the person of *Catherine Meara*, on the 21th *Nov.* 1824. *de mitted*

had seen them through the branches stood between.

Daniel Connery, examined by *Dungarvan*; the prisoner and his house, and lived on the 15th and 16th, heard a noise as if of a gun charged; they went into an inner room but a noise as if of a gun charged put down in it; took no further work; in a few minutes after he saw *Mulgan* and the prisoner coming after; they were going out into the garden; prisoner's comrades told the prisoner at the door; he said “may take me prisoner, I am willing to go;” he went out, and saw *Mulgan* lying opposite to him; it was loaded; *Mulgan* wore the fatigues; *Mulgan* was drunk; he persuaded reluctantly to go to perjury; *Mulgan* was also a little intoxicated; there was between the first and second witness; there might have been a

Mary Welsh, examined by *Mr. Myles Monckton* as a servant in the kitchen, and saw *perjury* in the room; *Mulgan* was there before; he went out into the garden; he looked out of a window; saw *perjury* standing in a potatoe, the *perjury* adjoining, with their muskets pointed at a little girl who was along the window as they might fire into the room; the girl screamed, as if as if a shot had come into the room; he called the man of the house; he came in; they went into the back garden; what they were doing, and *perjury* at birds; they did not appear to have had been always on good terms; *perjury* garden immediately; heard the more.

John Quin a Surgeon examined *perjury* of *Mulgan*, found a gun-shot wound; he has no doubt he died; the wound passed through the neck, rather than the ears.

The prisoner being now called that he had no quarrel whatever with *perjury* that on going into his room *perjury* should fight him, and threatened a bayonet if he did not; they were the word of command in the ranks; *perjury* would do on Parade; *Mulgan* purposely fired over his head; *Mulgan* also gave the word in the ranks; (the prisoner) intended to have done as he did before—for at the time he was in the ranks he would lose his own life as he the cause but unfortunately he hit him; evidence except as to character.

Colonel Francis Campbell examined the prisoner for 13 years; truly exemplary; *Col. C.* the witness added that on the occurrence the deceased had been irregularly.

Captain John Frith examined the prisoner his general character was good; trifling irregularities, such as he was usually employed as a groom in the regiment.

His Lordship then charged the prisoner with the offence of manslaughter, and that he had concealed his impression that the law of duelling, and when death was deliberately and premeditated provided however for the infraction and when in consequence of the offence took place in which death