

alive husband, was absent from Edinburgh and Mrs. Colbrook had given orders that when he returned he should not be admitted. Butler's suspicions, however, were aroused, and he returned quite suddenly. He broke into his own house, and finds Taffie locked up in his mistress's room. On this occasion Butler insists upon being married there and then. That is probably how it was, and the marriage ceremony was performed in the presence of their servants. For a short time they were lived together as man and wife. But presently Butler is obliged to be absent again, and his wife [if we must call her so] at once assumes Taffie. The two fled from Scotland and took refuge at Whity, they were married shortly after at Edinburgh. It is altogether until Taffie discovered what he seems to have been previously ignorant of, that the woman he had married was not his wife, but only a girl, according to Scotch law. [The section will, therefore, probably be decided by the evidence of Sarah Strath, the only surviving witness, and the deposition of Mr. Taffie.] Butler, faithful to his mission, scampered off to Harrogate as soon as he had lost his wife. There, at the Green Dragon, he meets with Miss Harrison, a lovely woman, and an heiress. His old story, she falls in love with him at first sight, and writes some correspondence with Mrs. Colbrook, alias Butler, alias Taffie, she becomes Mrs. Butler. Mrs. Colbrook wished to know her married name, but she afterwards she even persuaded Sarah Strath to swear, that the marriage had never taken place, in order to enable her to marry her lawful wife of Taffie. The jury, after considerable deliberation, returned a verdict for the plaintiff. The effect of the verdict will be, so far as the proceedings have gone, to give the proceeds of the property and title of Viscount Mountgarret of the possession of both. Several points, however, referred by counsel to the jury, and the case will now be carried into a higher court.

BUENOS AYRES

British Will.

In resuming the important question of British Wills, we need a respectful acknowledgement to the Academy of Jurisprudence, for the able and dignified manner in which the discussion was conducted.

In terms of his thesis, Dr. Juan Augustin Garcia undertook to maintain and defend the following proposition:

First.—That the laws respecting Wills and hereditary succession, are obligatory on foreigners resident in the Republic, as regards property situated in the same.

Second.—That when British subjects depart from the Republic, they are bound by their testamentary dispositions and the transmission of their property.

Third.—That the intervention given to British Consuls in the succession of intestate property of British subjects, does not exclude the competence in said cases of the local authorities.

In elucidating his first proposition, Dr. Garcia overlooked one essential circumstance, the positive modification of all the preceding laws, and the introduction of hereditary succession, and the insurrection of the limitations to all future legislation on the same subject, in what may concern British subjects, introduced and established by the Treaty of February, 1825. No one has questioned the fact that the laws cited exist in the statute book, and it may be conceded that they are founded on principles of natural justice or social expediency. What we maintain is, that by accepting the Thirteenth Article of the Treaty of February, 1825, the United Provinces of the Rio de la Plata consented to a partial suspension or modification of them; a concession which should now be altered or withdrawn, except with the express consent of the other Contracting Party, and then only in the manner of all retro-active effect. Granting the change to have been an error or oversight on the part of the framers of the Treaty, it still remains a positive conventional existence, and no one admits of an error in legislation, by the Tribunal, the Executive, or even the Legislative Assembly. It stands as a permanent landmark, and without subsequent legislation must be adjusted, including, if you will, the Constitution of the State, and that of the Nation. Without such direct retro-specific concurrence of the other Contracting Party, it is as unchangeable in its character as the laws of the Republic. The same principle as the array of these antiquated laws, therefore, was a work of supererogation, and the three propositions which we have just appropriated have been embodied in one, namely, that the stipulations of the Thirteenth Article of the Treaty of February, 1825, in no way affect the laws that regulate, or regulate the transmission and hereditary succession of property situated in the Republic of Buenos Ayres. This is the real point at issue; a point that remains to be determined, which, withstanding the elaborate research and the professional exertion brought to bear on the subject in the essay, we are confident, which as a theoretic exercise, we consider highly creditable to the talents and capacity of the author.

We had proceeded thus far, when the following appeared in the "National" of the 7th inst.:

BRETT WILLS—A friend of ours requests the insertion of the following lines:— "to the Editor of the "National." "In the "British Packet" of Saturday last, a few remarks are made on the last dissertation read in the Academy of Jurisprudence, on the subject of British Wills. The editor of said journal promises to take up the subject on our part, and to reject as so important a subject to be submitted to the consideration of a public discussion; and anxious to furnish the Editor of the "National" with any data he may require, we have the satisfaction of proffering him the dissertation read by Dr. Garcia, for which he would, should he think fit, to the office of the "National." With this essay before him, we should be obliged if you would insert together with important subject, and even register his opinions as to the rights which foreigners should enjoy in the Republic. "Your Obedient Servant,"

Strangers to the products, and with only stray notions on international law and diplomacy, acquired in desultory reading, we cheerfully availed ourselves of the polite and considered offer of "UN ACADEMICO," and have perused with care and candour the ingenious and elaborate dissertation of Dr. Garcia; without finding anything, however, which would induce us to change our views, we have entertained on the point at issue, for the last twenty years, and which we have conscientiously maintained, the majority of our fellow countrymen resident in this State, not to speak of legal opinions of the very highest authority and practicality. In these circumstances, we accept the challenge to a public discussion though painfully conscious of our own insufficiency, which we enter the ring and, as a preliminary, we suggest that the enlightened press of the Republic should be invited to the case. It would ill become us to advocate or impair any rights that shrink from the ordeal of impartial discussion, and to enhance the interest of the debate, (supplementing the facts by the force of reasoning,) we have requested a copy of the eloquent reply of Dr. Anzoriz, to the dissertation here mentioned, and one of our fellow subjects have expressed an anxious wish to see reproduced in our columns. So far as our (limited) means can run perfectly parallel with those of "Un Academico," and we have only further to propose at present, his most temperate position, we trust a very brief one, till the rights of Buenos Ayres are violated, and public order and tranquillity requisitely established and secured.

BULLETIN EXTRAORDINARY.
Official Notice Respecting the Invasion.

HEAD-QUARTERS in March, PERAMARINO, Nov. 9th, 1854.
To DR. DON PASTOR OBLIGADO:
My Esteemed Friend—

Our enemies are now in the territory. Yesterday they made their entry with about 200 men; a group of some 40, under one Campana, taking a direction towards the centre, believe me, I am not deceived. I have adopted all the measures necessary to guard the territory, and I have the Justice of the Peace of the Centre, that they may be on the alert, and I set out with my force, but I am not deceived. I am, my friend, there is no longer room for considerations. My determination is to spare no one that falls into my hands, for my, or neutral. The Government will adopt the measures it may consider necessary. It is requisite to ward off the blow by prompt and energetic measures. I deem it important that the Cavalry which I have already requested should be forwarded to me, augmenting it if necessary with that of Comandante Conesa, and his division, to await my orders in the Valley of the Sun; for, as I have observed, the first object is to ward off the blow, and secure the rural districts. Food and resources are not those that these folks have got to my rear; for that is what I assure you, and suits my plan of operations. I am sure you will be satisfied with the order for I am resolved to give them battle wherever they are situated, and I am confident they will find no sympathy for their cause. So much for our friend Urquiza!!!
Your Obedt. Humble Servant,
MANUEL HORNO.

Justice of Peace Office,
ZARATE, Nov. 7th, 1854, 11 A. M.
To the Honorable Ministers of the State, the Departments of Government and Foreign Relations, Dr. Don Enrique Portela.

Antonio Zarate, a resident in this neighborhood, has just returned from San Nicolas de los Arroyos, whether he had gone with leave a few days ago, on matters of private business, or whether he followed Urquiza.—That at the time of his leaving Buenos Ayres, he had been informed, because he was said that the rebels threatened an invasion, having according to some a force of 2000 men, and that he had heard say, that Urquiza had sent to the Rosario two steamers, with an armed force, for the purpose of assisting the invaders; which appears improbable. Being asked as to the bearing of the National Guard of San Nicolas, he tells me, that they were great enthusiasts, and that they ardently wished the rebels could at-

once cross the Arroyo del Medio; reckoning here might be about 300 men between Infantry and Cavalry.
Several launches arrived from Santa Fé report nothing new, doubtless concealing if they knew anything.
I have been given to have been given for the apprehension of the traitor malefactor General Urquiza, and to be sent to the District, and the Government must assured that the rebels are carefully watched throughout the territory.
God preserve your Honour many years.
GRIGORIO J. DE QUIRNO.

PERAMARINO, Nov. 7th.
My Friend—
The invaders have entered our territory; I have only time to assure you that we wished nothing satisfaction, since what we wished has at last taken place.
I have only time to assure you that we shall have exterminated them, if they dare to return to our soil.
I have only time to assure you that you may reckon on our triumph. We rest forthwith in the pursuit. Your Friend,
N.

The Executive Power,
Buenos Ayres, Nov. 9th, 1854.

The Government having Official information, and under the sanction of public notoriety, that the rebel forces of the Rosario, have invaded with armed force the territory of the State, inciting to insurrection against the Government, and the Constitutional Authorities; and it being one of the first duties of the Executive to take timely precautions against the evils, and watch over the public tranquility, which a few perverse sons of this land aspire to disturb; in exercise of the power conferred upon it by the 110th Article of the Constitution, has accorded the following Decree:

ARTICLE I.—The entire territory of the State is declared in a state of Siege, from the publication of this Decree, and so long as the present circumstances shall continue.

ART. II.—Let it be communicated to the Honourable General Assembly, for its corresponding effects, in the respect to the authorities whom it may concern, that they may proceed in conformity with the 110th Article of the Constitution; publishing and inserting the same in the Official Register.

OBLIGADO,
IRENEO PORTELA,
JUAN B. PENAL,
MANUEL ESCALADA.

[Department of War and Marine.]
BUENOS AYRES, Nov. 9th, 1854.

The Government having declared the City in a state of Siege, in consequence of the invasion of the rebels, and in accordance with the 110th Article of the Constitution, has accorded and decrees—

ARTICLE I.—All the individuals belonging to the corps of National Guards of Infantry and Cavalry, are to discharge to present themselves armed in their respective barracks, to be discharged the service demanded by the circumstances.

ART. II.—The corresponding orders for its execution shall be issued by the Ministry of War and Marine.

ART. III.—Let it be communicated to whom it may concern, and given to the Official Register.

OBLIGADO,
MANUEL ESCALADA.

BULLETIN No. 2.—This important document, to which for the present we can only make a cursory allusion, bears date Battle Field, Tain, Nov. 9th, 1854, and gives a detailed account of an encounter with the rebel troops on that day, which ended in their complete defeat and dispersion by the forces of the Government.
The invaders under the command of Costa, Lagos, Laprida, and Olmos, etc., numbered about 700, something more than double the number opposed to them, which added to the glory of our arms, the possession of most of the troops got partially mixed; and during the confusion that ensued from that circumstance, the rebels, in consequence of the time, not only of our spare horses, but also of our baggage and ammunition. In a subsequent charge, however, the horses unfortunately were recovered, but the horses unfortunately afforded them additional means of escape, while their loss on the other hand,

crippled the means of pursuit. Despite their numerical superiority, and the momentary advantages they had gained, they fled in precipitous flight, leaving on the field some 200 killed, including two Chiefs and twenty killed, including two Chiefs and twenty Officers; with their entire baggage, stores, arms, and accoutrements, with them a considerable amount of wounded.
The price of this victory was, ten Cavalry and two Infantry soldiers killed, and six soldiers and four Officers wounded. General Hornos speaks in glowing terms of the deportment and gallantry of his troops engaged. A proud and merited ovation awaits the victors of the Tain, and we may trust in a few days to have a full and complete disposure with several consultations.

LATEST INTELLIGENCE.—The news received from all quarters of the State are the most satisfactory.
The invaders have nowhere found any sympathies, and their appeals have been met with silent contempt. This is the feature of the situation to which we attach the greatest importance. Left to their own resources their ruin is inevitable.

After the gloom produced by a tissue of sinister rumours, public confidence is completely re-assured; and in all Departments, the Government, the Legislature, and the Police, we see a unanimity and energy, that leave no doubt, that the invasion will be crushed in the bud. The reports are all about to lay under the command of General Bartolome Mitre, named Chief of the Staff, under General Hornos, as Commander-in-Chief.

Of great value has been presented by Senator Torres, authorizing the Government to spend whatever may be necessary to re-establish peace within the State, and guard against the recurrence of such attacks for the future. In an animated debate this measure was sanctioned by the Senate; and will doubtless be confirmed by the Chamber of Representatives this day.

As a conclusive indication of commercial confidence, immediately on the receipt of Gen. Hornos' esteemed favour, Onices declared that the Government should be such, and such as a welcome and reasonable tonic to the public mind, all the world is now in motion towards the Port of Montevideo, and we can see no good reason why the jaded and bewildered Editors should not bring up the rear.

Of business, properly so called, we have very little to say. Harvest prospects continue all that can be desired, and the flocks are being stripped with all despatch; the bounty of Providence contrasting significantly with the folly and ingratitude of man!

MARINE LIST.

- ARRIVALS.**
November 3rd.
"Pines," British barque, 225 tons, A. Rothery, Com. 4th Inst. 300 dollars.
"Montevideo," 1st Inst., to F. Santolus, with 385 pipes and 13 barrels coal, 305 barrels sugar, 100 boxes raisins, 200 boxes bicon, 90 boxes biscuit, 23 trunks weighing apparel.
November 4th.
"Finks," Oriental schooner, 49 tons, F. Carlos, fr. in 300 dollars.
"Riss," with 441 fanegas and 72 bags wheat, 40 empty pipes.
"Garza 2da," Sardinian pelacore barque, 278 tons, S. Zino, from Salt Island, 25th Sept., to B. Valle & Co., with 140 mays.
November 5th.
"Monsal," British steamer, J. Blow, from Montevideo, 4th Inst. 300 dollars.
"Fainles," from French ship, 328 tons, Doudeville, from Havre, 8th Aug, Montevideo, 25th Inst. 200 mays, with 200,000 mays, 100 planks, 5 boxes ink.
November 6th.
"Colomb," National brigantine, 113 tons, John Smith, from Patagonias, 11th Inst. 300 dollars.
"Barrido Delfino," with 600 fanegas salt, 1050 dry ox, 800 dry of hides, 3000 hours, 8 bags hair.
November 7th.
"Vixen," H. B. M.'s steamer, from Montevideo.
"Jane Smith," British schooner, from Ca. Diego Rosenthal, Gayen & Co. In quarantine.
November 9th.
"Monsal," British steamer, from Montevideo, Passagers.

