

to some accident, she shortly afterwards blew up, thereby killing several of the Curlew's men. Capt. Trotter then sailed to other ports, still making efforts to discover the crew of the Panda, and at last succeeded in arresting the individuals now present.

One of these men, named Perez, had been received as State's evidence, and two other persons, Portuguese, who had served on board the Panda, but had not been concerned in the robbery of the Mexican, would also appear and give their testimony.

*Mr. Dunlap* paid a high compliment to the British government and navy, for the perseverance manifested in ferreting out the individuals concerned in this act of piracy, and for the feelings of courtesy and good will which had dictated the transfer of the prisoners to this country, instead of at once subjecting them, as might have been justly done, to trial and punishment in England. He then cited to the jury the law of the United States in relation to piracy.

#### THE WITNESSES FOR THE PROSECUTION.

*Joseph Peabody.* Am sole owner of the brig Mexican; shipped on board ten boxes, each containing \$2000 when the brig sailed from Salem on 29th August, 1832; next time I saw her was forty-two days after; have frequently made the voyage from Salem to Havana; believe a vessel sailing from the former place, on 29th August, for Rio Janeiro, would meet another sailing on the 20th from the latter place, in lat. 33, lon. 34-30, where the piracy was committed.

*Capt. John Groves Butman.* Am master of the brig Mexican, of Salem; sailed from that port 29th August, 1832; had on board \$20,000 in ten boxes, containing \$2000 each. On the 20th of September, fell in, lat. 33, lon. 34½,

with a schooner, about 4 in the morning—looked like a Baltimore clipper—had a low, long, straight hull—when it became quite light, found her on our weather quarter, standing from us; she then tacked and passed to windward of us—between 9 and 10 she was on our weather bow; about 10, tacked and endeavored to escape from her—did not like her looks—saw a man at the mast-head looking out—thought her a very suspicious looking vessel. About ten minutes after he set his square sail, and came directly down upon us—when within gun-shot he fired a gun to leeward—we then hove to. Firing a gun is the usual signal to heave to. Saw a great number of men on board, and