

THE EXPERIENCES OF A BARRISTER

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The Experiences of a Barrister by Warren Warner

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WARREN WARNER

**THE EXPERIENCES
OF A BARRISTER**

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THE
Experiences
OF A
BARRISTER.

BY
WARREN WARNER, ESQ., *London*
OF THE INNER TEMPLE.

Samuel Warner (!)

NEW YORK:
CORNISH, LAMPORT & CO., PUBLISHERS,
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1862.

Preface.

THE series of tales contained in this volume, as well as those entitled "The Confessions of an Attorney," have been attributed to Samuel Warren, Esq., author of the "Diary of a Physician," "Ten Thousand-a-year," &c. To say nothing of the name given on the title page, which is evidently a *nomme de plume*, it must be confessed that the internal evidence of their having been written by Mr. Warren, is strong, and the fact that these tales, like those above named, first appeared in an Edinburgh Magazine, corroborates the supposition. One thing, however is certain, the author of these "Experiences" wields no common pen. It is believed that in this form these tales will continue to enjoy the popularity—a popularity almost unprecedented, which has been awarded them, as they have appeared at intervals in the Edinburgh Journal.

Part I.

THE MARCH ASSIZE.

SOMETHING more than half a century ago, a person, in going along Holborn, might have seen, near the corner of one of the thoroughfares which diverge towards Russell Square, the respectable-looking shop of a glover and haberdasher named James Harvey, a man generally esteemed by his neighbors, and who was usually considered well to do in the world. Like many London tradesmen, Harvey was originally from the country. He had come up to town when a poor lad, to push his fortune, and by dint of steadiness and civility, and a small property left him by a distant relation, he had been able to get into business on his own account, and to attain that most important element of success in London—"a connection." Shortly after setting up in the world, he married a young woman from his native town, to whom he had been engaged ever since his school-days; and at the time our narrative commences he was the father of three children.

James Harvey's establishment was one of the best frequented of its class in the street. You could never pass without seeing customers going in or out. There was evidently not a little business going forward. But although, to all appearance, a flourishing concern, the proprietor of the establishment was surprised to find that he was continually pinched in his circum-

stances. No matter what was the amount of business transacted over the counter, he never got any richer.

At the period referred to, shop-keeping had not attained that degree of organisation, with respect to counter-men and cashiers, which now distinguishes the great houses of trade. The primitive till was not yet superseded. This was the weak point in Harvey's arrangements; and not to make a needless number of words about it, the poor man was regularly robbed by a shopman, whose dexterity in pitching a guinea into the drawer, so as to make it jump, unseen, with a jerk into his hand, was worthy of Herr Dobler, or any other master of the sublime art of jugglery.

Good-natured and unsuspecting, perhaps also not sufficiently vigilant, Harvey was long in discovering how he was pillaged. Cartwright, the name of the person who was preying on his employer, was not a young man. He was between forty and fifty years of age, and had been in various situations, where he had always given satisfaction, except on the score of being somewhat gay and somewhat irritable. Privately, he was a man of loose habits, and for years his extravagances had been paid for by property clandestinely abstracted from his too-confiding master. Slow to believe in the reality of such wickedness, Mr. Harvey could with difficulty entertain the suspicions which began to dawn on his mind. At length all doubt was at an end. He detected Cartwright in the very act of carrying off goods to a considerable amount. The man was tried at the Old Bailey for the offence; but through a technical informality in the indictment, acquitted.

Unable to find employment, and with a character gone, the liberated thief became savage, revengeful, and desperate. Instead of imputing his fall to his own irregularities, he considered

his late unfortunate employer as the cause of his ruin ; and now he bent all the energies of his dark nature to destroy the reputation of the man whom he had betrayed and plundered. Of all the beings self-delivered to the rule of unscrupulous malignity, with whom it has been my fate to come professionally in contact, I never knew one so utterly fiendish as this discomfited pilferer. Frenzied with his imaginary wrongs, he formed the determination to labor, even if it were for years, to ruin his victim. Nothing short of death should divert him from this the darling object of his existence.

Animated by these diabolical passions, Cartwright proceeded to his work. Harvey, he had too good reason to know, was in debt to persons who had made him advances ; and by means of artfully-concocted anonymous letters, evidently written by some one conversant with the matters on which he wrote, he succeeded in alarming the haberdasher's creditors. The consequences were—demands of immediate payment, and, in spite of the debtor's explanations and promises, writs, heavy law expenses, ruinous sacrifices, and ultimate bankruptcy. It may seem almost too marvelous for belief, but the story of this terrible revenge and its consequences is no fiction. Every incident in my narrative is true, and the whole may be found in hard outline in the records of the courts with which a few years ago I was familiar.

The humiliated and distressed feelings of Harvey and his family may be left to the imagination. When he found himself a ruined man, I dare say his mental sufferings were sufficiently acute. Yet he did not sit down in despair. To re-establish himself in business in England appeared hopeless ; but America presented itself as a scene where industry might find a reward ; and by the kindness of some friends, he was enabled to make preparations to emigrate with his wife and children.

Towards the end of February he quitted London for one of the great seaports, where he was to embark for Boston. On arriving there with his family, Mr. Harvey took up his abode at a principal hotel. This, in a man of straitened means, was doubtless imprudent; but he afterwards attempted to explain the circumstance by saying, that as the ship in which he had engaged his passage was to sail on the day after his arrival, he had preferred incurring a slight additional expense rather than that his wife—who was now, with failing spirits, nursing an infant—should be exposed to coarse associations and personal discomfort. In the expectation, however, of being only one night in the hotel, Harvey was unfortunately disappointed. Ship-masters, especially those commanding emigrant vessels, were then, as now, habitual promise-breakers; and although each succeeding sun was to light them on their way, it was fully a fortnight before the ship stood out to sea. By that time a second and more dire reverse had occurred in the fortunes of the luckless Harvey.

Cartwright, whose appetite for vengeance was but whetted by his first success, had never lost sight of the movements of his victim; and now he had followed him to the place of his embarkation, with an eager but undefined purpose of working him some further and more deadly mischief. Stealthily he hovered about the house which sheltered the unconscious object of his malicious hate, plotting, as he afterwards confessed, the wildest schemes for satiating his revenge. Several times he made excuses for calling at the hotel, in the hope of observing the nature of the premises, taking care, however, to avoid being seen by Mr. Harvey or his family. A fortnight passed away, and the day of departure of the emigrants arrived without the slightest opportunity occurring for the gratification of his purposes. The

ship was leaving her berth ; most of the passengers were on board ; Mrs. Harvey and the children, with nearly the whole of the luggage, were already safely in the vessel ; Mr. Harvey only remained on shore to purchase some trifling article, and to settle his bill at the hotel on removing his last trunk. Cartwright had tracked him all day ; he could not attack him in the street ; and he finally followed him to the hotel, in order to wreak his vengeance on him in his private apartment, of the situation of which he had informed himself.

Harvey entered the hotel first, and before Cartwright came up, he had gone down a passage into the bar to settle the bill which he had incurred for the last two days. Not aware of this circumstance, Cartwright, in the bustle which prevailed, went up stairs to Mr. Harvey's bedroom and parlor, in neither of which, to his surprise, did he find the occupant ; and he turned away discomfited. Passing along towards the chief staircase, he perceived a room of which the door was open, and that on the table there lay a gold watch and appendages. Nobody was in the apartment : the gentleman who occupied it had only a few moments before gone to his bed-chamber for a brief space. Quick as lightning a diabolical thought flashed through the brain of the villain, who had been baffled in his original intentions. He recollected that he had seen a trunk in Harvey's room, and that the keys hung in the lock. An inconceivably short space of time served for him to seize the watch, to deposit it at the bottom of Harvey's trunk, and to quit the hotel by a back stair, which led by a short cut to the harbor. The whole transaction was done unperceived, and the wretch at least departed unnoticed.

Having finished his business at the bar, Mr. Harvey repaired to his room, locked his trunk, which, being of a small and handy