

in the proposal of Mr. Morton, that he should be carried before the Laird, as a justice of peace, and placed at his disposal. The rest of the assistants unanimously agreed to the measure recommended; even Mrs. Mucklewrath, who had begun to recover from her hysterics, whimpered forth, "She wadna say naething against what the minister proposed; he was e'en ower gude for his trade, and she hoped to see him wi' a dainty decent bishop's gown on his back; a comelier sight than your Geneva cloaks and bands, I wis."

All controversy being thus laid aside, Waverley, escorted by the whole inhabitants of the village who were not bed-ridden, was conducted to the house of Cairnvreckan, which was about half a mile distant.

CHAPTER XXXI.

AN EXAMINATION.

MAJOR MELVILLE of Cairnvreckan, an elderly gentleman, who had spent his youth in the military service, received Mr. Morton with great kindness, and our hero with civility, which the equivocal circumstances wherein Edward was placed rendered constrained and distant.

The nature of the smith's hurt was inquired into, and as the actual injury was likely to prove trifling, and the circumstances in which it was received rendered the infliction, on Edward's part, a natural act of self-defence, the Major conceived he might dismiss that matter, on Waverley's depositing in his hands a small sum for the benefit of the wounded person.

"I could wish, sir," continued the Major, "that my duty terminated here; but it is necessary that we should have some further inquiry into the cause of your journey through the country at this unfortunate and distracted time."

Mr. Ebenezer Cruickshanks now stood forth, and communicated to the magistrate all he knew or suspected, from the reserve of Waverley, and the evasions of Callum Beg. The horse upon which Edward rode, he said he knew to belong to Vich Ian Vohr, though he dared not tax Edward's former attendant with the fact, lest he should have his house and stables burnt over his head some night by that godless gang, the Mac-Ivors. He concluded by exaggerating his own services to kirk and state, as having been the means, under God (as he modestly qualified the assertion), of attaching this suspicious and formidable delinquent. He intimated hopes of future reward, and of instant reimbursement for loss of

time, and even of character, by travelling on the state-business on the fast-day.

To this Major Melville answered, with great composure, that so far from claiming any merit in this affair, Mr. Cruickshanks ought to deprecate the imposition of a very heavy fine for neglecting to lodge, in terms of the recent proclamation, an account with the nearest magistrate of any stranger who came to his inn; that, as Mr. Cruickshanks boasted so much of religion and loyalty, he should not impute this conduct to disaffection, but only suppose that his zeal for kirk and state had been lulled asleep by the opportunity of charging a stranger with double horse-hire; that, however, feeling himself incompetent to decide singly upon the conduct of a person of such importance, he should reserve it for consideration of the next quarter-sessions. Now our history for the present saith no more of him of the Candlestick, who wended dolorous and malcontent back to his own dwelling.

Major Melville then commanded the villagers to return to their homes, excepting two, who officiated as constables, and whom he directed to wait below. The apartment was thus cleared of every person but Mr. Morton, whom the Major invited to remain; a sort of factor, who acted as clerk; and Waverley himself. There ensued a painful and embarrassed pause, till Major Melville, looking upon Waverley with much compassion, and often consulting a paper or memorandum which he held in his hand, requested to know his name.—“Edward Waverley.”

“I thought so; late of the — dragoons, and nephew of Sir Everard Waverley of Waverley-Honour?”

“The same.”

“Young gentleman, I am extremely sorry that this painful duty has fallen to my lot.”

“Duty, Major Melville, renders apologies superfluous.”

“True, sir; permit me, therefore, to ask you how your time has been disposed of since you obtained leave of absence from your regiment, several weeks ago, until the present moment?”

“My reply,” said Waverley, “to so general a question must be guided by the nature of the charge which renders it necessary. I request to know what that charge is, and upon what authority I am forcibly detained to reply to it?”

“The charge, Mr. Waverley, I grieve to say, is of a very high nature, and affects your character both as a soldier and a subject. In the former capacity, you are charged with spreading mutiny and rebellion among the men you commanded, and setting them the example of desertion, by prolonging your own absence from the regiment, contrary to the express orders of your commanding-

officer. The civil crime of which you stand accused is that of high treason, and levying war against the king, the highest delinquency of which a subject can be guilty."

"And by what authority am I detained to reply to such heinous calumnies?"

"By one which you must not dispute, nor I disobey."

He handed to Waverley a warrant from the Supreme Criminal Court of Scotland, in full form, for apprehending and securing the person of Edward Waverley, Esq., suspected of treasonable practices and other high crimes and misdemeanours.

The astonishment which Waverley expressed at this communication was imputed by Major Melville to conscious guilt, while Mr. Morton was rather disposed to construe it into the surprise of innocence unjustly suspected. There was something true in both conjectures; for although Edward's mind acquitted him of the crime with which he was charged, yet a hasty review of his own conduct convinced him he might have great difficulty in establishing his innocence to the satisfaction of others.

"It is a very painful part of this painful business," said Major Melville, after a pause, "that, under so grave a charge, I must necessarily request to see such papers as you have on your person."

"You shall, sir, without reserve," said Edward, throwing his pocket-book and memorandums upon the table; "there is but one with which I could wish you would dispense."

"I am afraid, Mr. Waverley, I can indulge you with no reservation."

"You shall see it then, sir; and as it can be of no service, I beg it may be returned."

He took from his bosom the lines he had that morning received, and presented them with the envelope. The Major perused them in silence, and directed his clerk to make a copy of them. He then wrapped the copy in the envelope, and placing it on the table before him, returned the original to Waverley, with an air of melancholy gravity.

After indulging the prisoner, for such our hero must now be considered, with what he thought a reasonable time for reflection, Major Melville resumed his examination, premising, that as Mr. Waverley seemed to object to general questions, his interrogatories should be as specific as his information permitted. He then proceeded in his investigation, dictating as he went on, the import of the questions and answers to the amanuensis, by whom it was written down.

"Did Mr. Waverley know one Humphry Houghton, a non-commissioned officer in Gardiner's dragoons?"

"Certainly; he was sergeant of my troop, and son of a tenant of my uncle."

"Exactly—and had a considerable share of your confidence, and an influence among his comrades?"

"I had never occasion to repose confidence in a person of his description," answered Waverley. "I favoured Sergeant Houghton as a clever, active young fellow, and I believe his fellow-soldiers respected him accordingly."

"But you used through this man," answered Major Melville, "to communicate with such of your troop as were recruited upon Waverley-Honour?"

"Certainly; the poor fellows, finding themselves in a regiment chiefly composed of Scotch or Irish, looked up to me in any of their little distresses, and naturally made their countryman, and sergeant, their spokesman on such occasions."

"Sergeant Houghton's influence," continued the Major, "extended, then, particularly over those soldiers who followed you to the regiment from your uncle's estate?"

"Surely;—but what is that to the present purpose?"

"To that I am just coming, and I beseech your candid reply. Have you, since leaving the regiment, held any correspondence, direct or indirect, with this Sergeant Houghton?"

"I!—I hold correspondence with a man of his rank and situation!—How, or for what purpose?"

"That you are to explain;—but did you not, for example, send to him for some books?"

"You remind me of a trifling commission," said Waverley, "which I gave Sergeant Houghton, because my servant could not read. I do recollect I bade him, by letter, select some books, of which I sent him a list, and send them to me at Tully-veolan."

"And of what description were those books?"

"They related almost entirely to elegant literature; they were designed for a lady's perusal."

"Were there not, Mr. Waverley, treasonable tracts and pamphlets among them?"

"There were some political treatises, into which I hardly looked. They had been sent to me by the officiousness of a kind friend, whose heart is more to be esteemed than his prudence or political sagacity: they seemed to be dull compositions."

"That friend," continued the persevering inquirer, "was a Mr. Pembroke, a nonjuring clergyman, the author of two treasonable works, of which the manuscripts were found among your baggage?"

‘But of which I give you my honour as a gentleman,’ replied Waverley, “I never read six pages.”

“I am not your judge, Mr. Waverley; your examination will be transmitted elsewhere. And now to proceed—Do you know a person that passes by the name of Wily Will, or Will Ruthven?”

“I never heard of such a name till this moment.”

“Did you never, through such a person, or any other person, communicate with Sergeant Humphry Houghton, instigating him to desert, with as many of his comrades as he could seduce to join him, and unite with the Highlanders and other rebels now in arms under the command of the young Pretender?”

“I assure you I am not only entirely guiltless of the plot you have laid to my charge, but I detest it from the very bottom of my soul, nor would I be guilty of such treachery to gain a throne, either for myself or any other man alive.”

“Yet when I consider this envelope in the handwriting of one of those misguided gentlemen who are now in arms against their country, and the verses which it enclosed, I cannot but find some analogy between the enterprise I have mentioned and the exploit of Wogan, which the writer seems to expect you should imitate.”

Waverley was struck with the coincidence, but denied that the wishes or expectations of the letter-writer were to be regarded as proofs of a charge otherwise chimerical.

“But, if I am rightly informed, your time was spent, during your absence from the regiment, between the house of this Highland Chieftain, and that of Mr. Bradwardine, of Bradwardine, also in arms for this unfortunate cause?”

“I do not mean to disguise it; but I do deny, most resolutely, being privy to any of their designs against the Government.”

“You do not, however, I presume, intend to deny, that you attended your host Glennaquoich to a rendezvous, where, under a pretence of a general hunting match, most of the accomplices of his treason were assembled to concert measures for taking arms?”

“I acknowledge having been at such a meeting,” said Waverley; “but I neither heard nor saw any thing which could give it the character you affix to it.”

“From thence you proceeded,” continued the magistrate, “with Glennaquoich and a part of his clan, to join the army of the young Pretender, and returned, after having paid your homage to him, to discipline and arm the remainder, and unite them to his bands on their way southward?”

“I never went with Glennaquoich on such an errand. I never so much as heard that the person whom you mention was in the country.”

He then detailed the history of his misfortune at the hunting match, and added, that on his return he found himself suddenly deprived of his commission, and did not deny that he then, for the first time, observed symptoms which indicated a disposition in the Highlanders to take arms; but added, that having no inclination to join their cause, and no longer any reason for remaining in Scotland, he was now on his return to his native country, to which he had been summoned by those who had a right to direct his motions, as Major Melville would perceive from the letters on the table.

Major Melville accordingly perused the letters of Richard Waverley, of Sir Everard, and of Aunt Rachel; but the inferences he drew from them were different from what Waverley expected. They held the language of discontent with Government, threw out no obscure hints of revenge; and that of poor Aunt Rachel, which plainly asserted the justice of the Stuart cause, was held to contain the open avowal of what the others only ventured to insinuate.

"Permit me another question, Mr. Waverley," said Major Melville. "Did you not receive repeated letters from your commanding-officer, warning you and commanding you to return to your post, and acquainting you with the use made of your name to spread discontent among your soldiers?"

"I never did, Major Melville. One letter, indeed, I received from him, containing a civil intimation of his wish that I would employ my leave of absence otherwise than in constant residence at Bradwardine, as to which, I own, I thought he was not called on to interfere; and, finally, I received, on the same day on which I observed myself superseded in the Gazette, a second letter from Colonel Gardiner, commanding me to join the regiment, an order which, owing to my absence, already mentioned and accounted for, I received too late to be obeyed. If there were any intermediate letters, and certainly from the Colonel's high character I think it probable that there were, they have never reached me."

"I have omitted, Mr. Waverley," continued Major Melville, "to inquire after a matter of less consequence, but which has nevertheless been publicly talked of to your disadvantage. It is said, that a treasonable toast having been proposed in your hearing and presence, you, holding his majesty's commission, suffered the task of resenting it to devolve upon another gentleman of the company. This, sir, cannot be charged against you in a court of justice; but if, as I am informed, the officers of your regiment requested an explanation of such a rumour, as a gentleman and soldier, I cannot but be surprised that you did not afford it to them."

This was too much. Beset and pressed on every hand by accusations, in which gross falsehoods were blended with such circumstances of truth as could not fail to procure them credit,—alone, unfriended, and in a strange land, Waverley almost gave up his life and honour for lost, and, leaning his head upon his hand, resolutely refused to answer any further questions, since the fair and candid statement he had already made had only served to furnish arms against him.

Without expressing either surprise or displeasure at the change in Waverley's manner, Major Melville proceeded composedly to put several other queries to him. "What does it avail me to answer you?" said Edward, sullenly. "You appear convinced of my guilt, and wrest every reply I have made, to support your own preconceived opinion. Enjoy your supposed triumph, then, and torment me no further. If I am capable of the cowardice and treachery your charge burdens me with, I am not worthy to be believed in any reply I can make to you. If I am not deserving of your suspicion—and God and my own conscience bear evidence with me that it is so—then I do not see why I should, by my candour, lend my accusers arms against my innocence. There is no reason I should answer a word more, and I am determined to abide by this resolution." And again he resumed his posture of sullen and determined silence.

"Allow me," said the magistrate, "to remind you of one reason that may suggest the propriety of a candid and open confession. The inexperience of youth, Mr. Waverley, lays it open to the plans of the more designing and artful; and one of your friends at least—I mean Mac-Ivor of Glennaquoich—ranks high in the latter class, as, from your apparent ingenuousness, youth, and unacquaintance with the manners of the Highlands, I should be disposed to place you among the former. In such a case, a false step, or error like yours, which I shall be happy to consider as involuntary, may be atoned for, and I would willingly act as intercessor. But as you must necessarily be acquainted with the strength of the individuals in this country who have assumed arms, with their means, and with their plans, I must expect you will merit this mediation on my part by a frank and candid avowal of all that has come to your knowledge upon these heads. In which case, I think I can venture to promise that a very short personal restraint will be the only ill consequence that can arise from your accession to these unhappy intrigues."

Waverley listened with great composure until the end of this exhortation, when, springing from his seat, with an energy he had not yet displayed, he replied, "Major Melville, since that is your

name, I have hitherto answered your questions with candour; or declined them with temper, because their import concerned myself alone; but as you presume to esteem me mean enough to commence informer against others, who received me, whatever may be their public misconduct, as a guest and friend,—I declare to you that I consider your questions as an insult infinitely more offensive than your calumnious suspicions; and that, since my hard fortune permits me no other mode of resenting them than by verbal defiance, you should sooner have my heart out of my bosom, than a single syllable of information on subjects which I could only become acquainted with in the full confidence of unsuspecting hospitality.”

Mr. Morton and the Major looked at each other; and the former, who, in the course of the examination, had been repeatedly troubled with a sorry rheum, had recourse to his snuff-box and his handkerchief.

“Mr. Waverley,” said the Major, “my present situation prohibits me alike from giving or receiving offence, and I will not protract a discussion which approaches to either. I am afraid I must sign a warrant for detaining you in custody, but this house shall for the present be your prison. I fear I cannot persuade you to accept a share of our supper?—(Edward shook his head)—but I will order refreshments in your apartment.”

Our hero bowed and withdrew, under guard of the officers of justice, to a small but handsome room, where, declining all offers of food or wine, he flung himself on the bed, and, stupified by the harassing events and mental fatigue of this miserable day, he sunk into a deep and heavy slumber. This was more than he himself could have expected; but it is mentioned of the North-American Indians, when at the stake of torture, that on the least intermission of agony, they will sleep until the fire is applied to awaken them.

CHAPTER XXXII.

A CONFERENCE, AND THE CONSEQUENCE.

MAJOR MELVILLE had detained Mr. Morton during his examination of Waverley, both because he thought he might derive assistance from his practical good sense and approved loyalty, and also because it was agreeable to have a witness of unimpeached candour and veracity to proceedings which touched the honour and safety of a young Englishman of high rank and family, and the expectant heir of a large fortune. Every step he knew

would be rigorously canvassed, and it was his business to place the justice and integrity of his own conduct beyond the limits of question.

When Waverley retired, the laird and clergyman of Cairnvreckan sat down in silence to their evening meal. While the servants were in attendance, neither chose to say anything on the circumstances which occupied their minds, and neither felt it easy to speak upon any other. The youth and apparent frankness of Waverley stood in strong contrast to the shades of suspicion which darkened around him, and he had a sort of naïveté and openness of demeanour, that seemed to belong to one unhackneyed in the ways of intrigue, and which pleaded highly in his favour.

Each mused over the particulars of the examination, and each viewed it through the medium of his own feelings. Both were men of ready and acute talent, and both were equally competent to combine various parts of evidence, and to deduce from them the necessary conclusions. But the wide difference of their habits and education often occasioned a great discrepancy in their respective deductions from admitted premises.

Major Melville had been versed in camps and cities; he was vigilant by profession, and cautious from experience; had met with much evil in the world, and therefore, though himself an upright magistrate and an honourable man, his opinions of others were always strict, and sometimes unjustly severe. Mr. Morton, on the contrary, had passed from the literary pursuits of a college, where he was beloved by his companions, and respected by his teachers, to the ease and simplicity of his present charge, where his opportunities of witnessing evil were few, and never dwelt upon but in order to encourage repentance and amendment; and where the love and respect of his parishioners repaid his affectionate zeal in their behalf, by endeavouring to disguise from him what they knew would give him the most acute pain, namely, their own occasional transgressions of the duties which it was the business of his life to recommend. Thus it was a common saying in the neighbourhood (though both were popular characters), that the laird knew only the ill in the parish, and the minister only the good.

A love of letters, though kept in subordination to his clerical studies and duties, also distinguished the pastor of Cairnvreckan, and had tinged his mind in earlier days with a slight feeling of romance, which no after incidents of real life had entirely dissipated. The early loss of an amiable young woman, whom he had married for love, and who was quickly followed to the grave by an only child, had also served, even after the lapse of many years, to soften

a disposition naturally mild and contemplative. His feelings on the present occasion were therefore likely to differ from those of the severe disciplinarian, strict magistrate, and distrustful man of the world.

When the servants had withdrawn, the silence of both parties continued, until Major Melville, filling his glass, and pushing the bottle to Mr. Morton, commenced.

"A distressing affair this, Mr. Morton. I fear this youngster has brought himself within the compass of a halter."

"God forbid!" answered the clergyman.

"Marry, and amen," said the temporal magistrate; "but I think even your merciful logic will hardly deny the conclusion."

"Surely, Major," answered the clergyman, "I should hope it might be averted, for aught we have heard to-night?"

"Indeed!" replied Melville. "But, my good parson, you are one of those who would communicate to every criminal the benefit of clergy."

"Unquestionably I would: Mercy and long-suffering are the grounds of the doctrine I am called to teach."

"True, religiously speaking; but mercy to a criminal may be gross injustice to the community. I don't speak of this young fellow in particular, who I heartily wish may be able to clear himself, for I like both his modesty and his spirit. But I fear he has rushed upon his fate."

"And why? Hundreds of misguided gentlemen are now in arms against the Government, many, doubtless, upon principles which education and early prejudice have gilded with the names of patriotism and heroism;—Justice, when she selects her victims from such a multitude (for surely all will not be destroyed), must regard the moral motive. He whom ambition, or hope of personal advantage, has led to disturb the peace of a well-ordered government, let him fall a victim to the laws; but surely youth, misled by the wild visions of chivalry and imaginary loyalty, may plead for pardon."

"If visionary chivalry and imaginary loyalty come within the predicament of high treason," replied the magistrate, "I know no court in Christendom, my dear Mr. Morton, where they can sue out their Habeas Corpus."

"But I cannot see that this youth's guilt is at all established to my satisfaction," said the clergyman.

"Because your good-nature blinds your good sense," replied Major Melville. "Observe now: This young man, descended of a family of hereditary Jacobites, his uncle the leader of the Tory interest in the county of —, his father a disoblged and discon-

ented courtier, his tutor a non-juror, and the author of two treasonable volumes—this youth, I say, enters into Gardiner's dragoons, bringing with him a body of young fellows from his uncle's estate, who have not stickled at avowing, in their way, the high-church principles they learned at Waverley-Honour, in their disputes with their comrades. To these young men Waverley is unusually attentive ; they are supplied with money beyond a soldier's wants, and inconsistent with his discipline ; and are under the management of a favourite sergeant, through whom they hold an unusually close communication with their captain, and affect to consider themselves as independent of the other officers, and superior to their comrades."

"All this, my dear Major, is the natural consequence of their attachment to their young landlord, and of their finding themselves in a regiment levied chiefly in the north of Ireland and the west of Scotland, and of course among comrades disposed to quarrel with them, both as Englishmen, and as members of the Church of England."

"Well said, parson !" replied the magistrate.—"I would some of your synod heard you—But let me go on. This young man obtains leave of absence, goes to Tully-Veolan—the principles of the Baron of Bradwardine are pretty well known, not to mention that this lad's uncle brought him off in the year fifteen ; he engages there in a brawl, in which he is said to have disgraced the commission he bore ; Colonel Gardiner writes to him, first mildly, then more sharply—I think you will not doubt his having done so, since he says so ; the mess invite him to explain the quarrel in which he is said to have been involved ; he neither replies to his commander nor his comrades. In the meanwhile, his soldiers become mutinous and disorderly, and at length, when the rumour of this unhappy rebellion becomes general, his favourite Sergeant Houghton, and another fellow, are detected in correspondence with a French emissary, accredited, as he says, by Captain Waverley, who urges him, according to the men's confession, to desert with the troop and join their captain, who was with Prince Charles. In the meanwhile this trusty captain is, by his own admission, residing at Glennaquoich with the most active, subtle, and desperate Jacobite in Scotland ; he goes with him at least as far as their famous hunting rendezvous, and I fear a little farther. Meanwhile two other summonses are sent him ; one warning him of the disturbances in his troop, another peremptorily ordering him to repair to the regiment, which, indeed, common sense might have dictated, when he observed rebellion thickening all round him. He returns an absolute refusal, and throws up his commission "

"He had been already deprived of it," said Mr. Morton.

"But he regrets," replied Melville, "that the measure had anticipated his resignation. His baggage is seized at his quarters, and at Tully-veolan, and is found to contain a stock of pestilent jacobitical pamphlets, enough to poison a whole country, besides the unprinted lucubrations of his worthy friend and tutor, Mr. Pembroke."

"He says he never read them," answered the minister.

"In an ordinary case I should believe him," replied the magistrate, "for they are as stupid and pedantic in composition, as mischievous in their tenets. But can you suppose anything but value for the principles they maintain, would induce a young man of his age to lug such trash about with him? Then, when news arrive of the approach of the rebels, he sets out in a sort of disguise, refusing to tell his name; and, if yon old fanatic tell truth, attended by a very suspicious character, and mounted on a horse known to have belonged to Glennaquoich, and bearing on his person letters from his family expressing high rancour against the house of Brunswick, and a copy of verses in praise of one Wogan, who abjured the service of the Parliament to join the Highland insurgents, when in arms to restore the house of Stuart, with a body of English cavalry—the very counterpart of his own plot—and summed up with a 'Go thou and do likewise,' from that loyal subject, and most safe and peaceable character, Fergus Mac-Ivor of Glennaquoich, Vich Ian Vohr, and so forth. And, lastly," continued Major Melville, warming in the detail of his arguments, "where do we find this second edition of Cavalier Wogan? Why, truly, in the very track most proper for execution of his design, and pistolling the first of the king's subjects who ventures to question his intentions."

Mr. Morton prudently abstained from argument, which he perceived would only harden the magistrate in his opinion, and merely asked how he intended to dispose of the prisoner?

"It is a question of some difficulty, considering the state of the country," said Major Melville.

"Could you not detain him (being such a gentleman-like young man) here in your own house, out of harm's way, till this storm blow over?"

"My good friend," said Major Melville, "neither your house nor mine will be long out of harm's way, even were it legal to confine him here. I have just learned that the commander-in-chief, who marched into the Highlands to seek out and disperse the insurgents, has declined giving them battle at Corryarick, and marched on northward with all the disposable force of Government to Inverness, John-o'-Groat's House, or the devil, for what I know,

leaving the road to the Low Country open and undefended to the Highland army."

"Good God!" said the clergyman. "Is the man a coward, a traitor, or an idiot?"

"None of the three, I believe," answered Melville. "Sir John has the common-place courage of a common soldier, is honest enough, does what he is commanded, and understands what is told him, but is as fit to act for himself in circumstances of importance, as I, my dear parson, to occupy your pulpit."

This important public intelligence naturally diverted the discourse from Waverley for some time; at length, however, the subject was resumed.

"I believe," said Major Melville, "that I must give this young man in charge to some of the detached parties of armed volunteers, who were lately sent out to overawe the disaffected districts. They are now recalled towards Stirling, and a small body comes this way to-morrow or next day, commanded by the westland man—what's his name?—You saw him, and said he was the very model of one of Cromwell's military saints."

"Gilfillan, the Cameronian," answered Mr. Morton. "I wish the young gentleman may be safe with him. Strange things are done in the heat and hurry of minds in so agitating a crisis, and I fear Gilfillan is of a sect which has suffered persecution without learning mercy."

"He has only to lodge Mr. Waverley in Stirling Castle," said the Major: "I will give strict injunctions to treat him well. I really cannot devise any better mode for securing him, and I fancy you would hardly advise me to encounter the responsibility of setting him at liberty."

"But you will have no objection to my seeing him to-morrow in private?" said the minister.

"None, certainly; your loyalty and character are my warrant. But with what view do you make the request?"

"Simply," replied Mr. Morton, "to make the experiment whether he may not be brought to communicate to me some circumstances which may hereafter be useful to alleviate, if not to exculpate his conduct."

The friends now parted and retired to rest, each filled with the most anxious reflections on the state of the country.

CHAPTER XXXIII.

A CONFIDANT.

WAVERLEY awoke in the morning, from troubled dreams and unrefreshing slumbers, to a full consciousness of the horrors of his situation. How it might terminate he knew not. He might be delivered up to military law, which, in the midst of civil war, was not likely to be scrupulous in the choice of its victims, or the quality of the evidence. Nor did he feel much more comfortable at the thoughts of a trial before a Scottish court of justice, where he knew the laws and forms differed in many respects from those of England, and had been taught to believe, however erroneously, that the liberty and rights of the subject were less carefully protected. A sentiment of bitterness rose in his mind against the Government, which he considered as the cause of his embarrassment and peril, and he cursed internally his scrupulous rejection of Mac-Ivor's invitation to accompany him to the field.

"Why did not I," he said to himself, "like other men of honour, take the earliest opportunity to welcome to Britain the descendant of her ancient kings, and lineal heir of her throne? Why did not I

'Unthread the rude eye of rebellion,
And welcome home again discarded faith,
Seek out Prince Charles, and fall before his feet?'

All that has been recorded of excellence and worth in the house of Waverley has been founded upon their loyal faith to the house of Stuart. From the interpretation which this Scotch magistrate has put upon the letters of my uncle and father, it is plain that I ought to have understood them as marshalling me to the course of my ancestors; and it has been my gross dulness, joined to the obscurity of expression which they adopted for the sake of security, that has confounded my judgment. Had I yielded to the first generous impulse of indignation, when I learned that my honour was practised upon how different had been my present situation! I had then been free and in arms, fighting, like my forefathers, for love, for loyalty, and for fame. And now I am here, netted and in the toils, at the disposal of a suspicious, stern, and cold-hearted man, perhaps to be turned over to the solitude of a dungeon, or the infamy of a public execution. O Fergus! how true has your prophecy proved; and how speedy, how very speedy, has been its accomplishment!"

While Edward was ruminating on these painful subjects of contemplation, and very naturally, though not quite so justly, bestow-

ing upon the reigning dynasty that blame which was due to chance, or, in part at least, to his own unreflecting conduct, Mr. Morton availed himself of Major Melville's permission to pay him an early visit.

Waverley's first impulse was to intimate a desire that he might not be disturbed with questions or conversation; but he suppressed it upon observing the benevolent and reverend appearance of the clergyman who had rescued him from the immediate violence of the villagers.

"I believe, sir," said the unfortunate young man, "that in any other circumstances I should have had as much gratitude to express to you as the safety of my life may be worth; but such is the present tumult of my mind, and such is my anticipation of what I am yet likely to endure, that I can hardly offer you thanks for your interposition."

Mr. Morton replied, "that, far from making any claim upon his good opinion, his only wish and the sole purpose of his visit was to find out the means of deserving it. My excellent friend, Major Melville," he continued, "has feelings and duties as a soldier and public functionary, by which I am not fettered; nor can I always coincide in opinions which he forms, perhaps with too little allowance for the imperfections of human nature." He paused, and then proceeded: "I do not intrude myself on your confidence, Mr. Waverley, for the purpose of learning any circumstances, the knowledge of which can be prejudicial either to yourself or to others; but I own my earnest wish is, that you would intrust me with any particulars which could lead to your exculpation. I can solemnly assure you they will be deposited with a faithful, and, to the extent of his limited powers, a zealous agent."

"You are, sir, I presume, a Presbyterian clergyman?"—Mr. Morton bowed—"Were I to be guided by the prepossessions of education, I might distrust your friendly professions in my case; but I have observed that similar prejudices are nourished in this country against your professional brethren of the Episcopal persuasion, and I am willing to believe them equally unfounded in both cases."

"Evil to him that thinks otherwise," said Mr. Morton, "or who holds church government and ceremonies as the exclusive gage of Christian faith or moral virtue."

"But," continued Waverley, "I cannot perceive why I should trouble you with a detail of particulars, out of which, after revolving them as carefully as possible in my recollection, I find myself unable to explain much of what is charged against me. I know, indeed, that I am innocent, but I hardly see how I can hope to prove myself so."

"It is for that very reason, Mr. Waverley," said the clergyman, "that I venture to solicit your confidence. My knowledge of individuals in this country is pretty general, and can upon occasion be extended. Your situation will, I fear, preclude your taking those active steps for recovering intelligence, or tracing imposture, which I would willingly undertake in your behalf; and if you are not benefited by my exertions, at least they cannot be prejudicial to you."

Waverley, after a few minutes' reflection, was convinced that his reposing confidence in Mr. Morton, so far as he himself was concerned, could hurt neither Mr. Bradwardine nor Fergus Mac-Ivor, both of whom had openly assumed arms against the Government, and that it might possibly, if the professions of his new friend corresponded in sincerity with the earnestness of his expression, be of some service to himself. He therefore ran briefly over most of the events with which the reader is already acquainted, suppressing his attachment to Flora, and indeed neither mentioning her nor Rose Bradwardine in the course of his narrative.

Mr. Morton seemed particularly struck with the account of Waverley's visit to Donald Bean Lean. "I am glad," he said, "you did not mention this circumstance to the Major. It is capable of great misconstruction on the part of those who do not consider the power of curiosity and the influence of romance as motives of youthful conduct. When I was a young man like you, Mr. Waverley, any such hair-brained expedition (I beg your pardon for the expression) would have had inexpressible charms for me. But there are men in the world who will not believe that danger and fatigue are often incurred without any very adequate cause, and therefore who are sometimes led to assign motives of action entirely foreign to the truth. This man Bean Lean is renowned through the country as a sort of Robin Hood, and the stories which are told of his address and enterprise are the common tales of the winter fire-side. He certainly possesses talents beyond the rude sphere in which he moves; and, being neither destitute of ambition nor encumbered with scruples, he will probably attempt, by every means, to distinguish himself during the period of these unhappy commotions." Mr. Morton then made a careful memorandum of the various particulars of Waverley's interview with Donald Bean Lean, and the other circumstances which he had communicated.

The interest which this good man seemed to take in his misfortunes—above all, the full confidence he appeared to repose in his innocence, had the natural effect of softening Edward's heart, whom the coldness of Major Melville had taught to believe that the world was leagued to oppress him. He shook Mr. Morton warmly by the hand, and assuring him that his kindness and sympathy had

relieved his mind of a heavy load, told him, that whatever might be his own fate, he belonged to a family who had both gratitude and the power of displaying it. The earnestness of his thanks called drops to the eyes of the worthy clergyman, who was doubly interested in the cause for which he had volunteered his services, by observing the genuine and undissembled feelings of his young friend.

Edward now inquired if Mr. Morton knew what was likely to be his destination.

"Stirling Castle," replied his friend; "and so far I am well pleased for your sake, for the governor is a man of honour and humanity. But I am more doubtful of your treatment upon the road; Major Melville is involuntarily obliged to intrust the custody of your person to another."

"I am glad of it," answered Waverley. "I detest that cold-blooded calculating Scotch magistrate. I hope he and I shall never meet more: he had neither sympathy with my innocence nor with my wretchedness; and the petrifying accuracy with which he attended to every form of civility, while he tortured me by his questions, his suspicions, and his inferences, was as tormenting as the racks of the Inquisition. Do not vindicate him, my dear sir, for that I cannot bear with patience; tell me rather who is to have the charge of so important a state prisoner as I am."

"I believe a person called Gilfillan, one of the sect who are termed Cameronians."

"I never heard of them before."

"They claim," said the clergyman, "to represent the more strict and severe Presbyterians, who, in Charles Second's and James Second's days, refused to profit by the Toleration, or Indulgence, as it was called, which was extended to others of that religion. They held conventicles in the open fields, and being treated with great violence and cruelty by the Scottish government, more than once took arms during those reigns. They take their name from their leader, Richard Cameron."

"I recollect," said Waverley;—"but did not the triumph of Presbytery at the Revolution extinguish that sect?"

"By no means," replied Morton; "that great event fell yet far short of what they proposed, which was nothing less than the complete establishment of the Presbyterian Church, upon the grounds of the old Solemn League and Covenant. Indeed, I believe they scarce knew what they wanted; but being a numerous body of men, and not unacquainted with the use of arms, they kept themselves together as a separate party in the state, and at the time of the Union had nearly formed a most unnatural league with their

old enemies, the Jacobites, to oppose that important national measure. Since that time the numbers have gradually diminished; but a good many are still to be found in the western counties, and several, with a better temper than in 1707, have now taken arms for Government. This person, whom they called Giited Gilfillan, has been long a leader among them, and now heads a small party, which will pass here to-day, or to-morrow, on their march towards Stirling, under whose escort Major Melville proposes you shall travel. I would willingly speak to Gilfillan in your behalf; but, having deeply imbibed all the prejudices of his sect, and being of the same fierce disposition, he would pay little regard to the remonstrances of an Erastian divine, as he would politely term me.—And now, farewell, my young friend; for the present, I must not weary out the Major's indulgence, that I may obtain his permission to visit you again in the course of the day."

CHAPTER XXXIV.

THINGS MEND A LITTLE.

ABOUT noon, Mr. Morton returned, and brought an invitation from Major Melville that Mr. Waverley would honour him with his company to dinner notwithstanding the unpleasant affair which detained him at Cairnvreckan, from which he should heartily rejoice to see Mr. Waverley completely extricated. The truth was, that Mr. Morton's favourable report and opinion had somewhat staggered the preconceptions of the old soldier concerning Edward's supposed accession to the mutiny in the regiment; and in the unfortunate state of the country, the mere suspicion of disaffection, or an inclination to join the insurgent Jacobites, might infer criminality indeed, but certainly not dishonour. Besides, a person whom the Major trusted had reported to him (though, as it proved, inaccurately) a contradiction of the agitating news of the preceding evening. According to this second edition of the intelligence, the Highlanders had withdrawn from the Lowland frontier with the purpose of following the army in their march to Inverness. The Major was at a loss, indeed, to reconcile his information with the well-known abilities of some of the gentlemen in the Highland army, yet it was the course which was likely to be most agreeable to others. He remembered the same policy had detained them in the north in the year 1715, and he anticipated a similar termination to the insurrection as upon that occasion.

This news put him in such good-humour, that he readily acquiesced in Mr. Morton's proposal to pay some hospitable atten-

tion to his unfortunate guest, and voluntarily added, he hoped the whole affair would prove a youthful *escapade*, which might be easily atoned by a short confinement. The kind mediator had some trouble to prevail on his young friend to accept the invitation. He dared not urge to him the real motive, which was a good-natured wish to secure a favourable report of Waverley's case from Major Melville to Governor Blakeney. He remarked, from the flashes of our hero's spirit, that touching upon this topic would be sure to defeat his purpose. He therefore pleaded that the invitation argued the Major's disbelief of any part of the accusation which was inconsistent with Waverley's conduct as a soldier and man of honour, and that to decline his courtesy might be interpreted into a consciousness that it was unmerited. In short, he so far satisfied Edward that the manly and proper course was to meet the Major on easy terms, that, suppressing his strong dislike again to encounter his cold and punctilious civility, Waverley agreed to be guided by his new friend.

The meeting, at first, was stiff and formal enough. But Edward, having accepted the invitation, and his mind being really soothed and relieved by the kindness of Morton, held himself bound to behave with ease, though he could not affect cordiality. The Major was somewhat of a *bon vivant*, and his wine was excellent. He told his old campaign stories, and displayed much knowledge of men and manners. Mr. Morton had an internal fund of placid and quiet gaiety, which seldom failed to enliven any small party in which he found himself pleasantly seated. Waverley, whose life was a dream, gave ready way to the predominating impulse, and became the most lively of the party. He had at all times remarkable natural powers of conversation, though easily silenced by discouragement. On the present occasion, he piqued himself upon leaving on the minds of his companions a favourable impression of one who, under such disastrous circumstances, could sustain his misfortunes with ease and gaiety. His spirits, though not unyielding, were abundantly elastic, and soon seconded his efforts. The trio were engaged in very lively discourse, apparently delighted with each other, and the kind host was pressing a third bottle of Burgundy, when the sound of a drum was heard at some distance. The Major, who, in the glee of an old soldier, had forgot the duties of a magistrate, cursed, with a muttered military oath, the circumstances which recalled him to his official functions. He rose and went towards the window, which commanded a very near view of the high-road, and he was followed by his guests.

The drum advanced, beating no measured martial tune, but a kind of rub-a-dub-dub, like that with which the fire-drum startles

the slumbering artisans of a Scotch burgh. It is the object of this history to do justice to all men ; I must therefore record, in justice to the drummer, that he protested he could beat any known march or point of war known in the British army, and had accordingly commenced with "Dumbarton's Drums," when he was silenced by Gifted Gilfillan, the commander of the party, who refused to permit his followers to move to this profane, and even, as he said, persecutive tune, and commanded the drummer to beat the 119th Psalm. As this was beyond the capacity of the drummer of sheepskin, he was fain to have recourse to the inoffensive row-de-dow, as a harmless substitute for the sacred music which his instrument or skill were unable to achieve. This may be held a trifling anecdote, but the drummer in question was no less than town-drummer of Anderton. I remember his successor in office a member of that enlightened body, the British Convention : Be his memory, therefore, treated with due respect.

CHAPTER XXXV.

A VOLUNTEER SIXTY YEARS SINCE.

ON hearing the unwelcome sound of the drum, Major Melville hastily opened a sashed door, and stepped out upon a sort of terrace which divided his house from the high-road from which the martial music proceeded. Waverley and his new friend followed him, though probably he would have dispensed with their attendance. They soon recognised in solemn march, first, the performer upon the drum ; secondly, a large flag of four compartments, on which were inscribed the words, COVENANT, KIRK, KING, KINGDOMS. The person who was honoured with this charge was followed by the commander of the party, a thin, dark, rigid-looking man, about sixty years old. The spiritual pride, which in mine Host of the Candlestick mantled in a sort of supercilious hypocrisy, was, in this man's face, elevated and yet darkened by genuine and undoubting fanaticism. It was impossible to behold him without imagination placing him in some strange crisis, where religious zeal was the ruling principle. A martyr at the stake, a soldier in the field, a lonely and banished wanderer consoled by the intensity and supposed purity of his faith under every earthly privation ; perhaps a persecuting inquisitor, as terrific in power as unyielding in adversity ; any of these seemed congenial characters to this personage. With these high traits of energy, there was something in the affected precision and solemnity of his deportment and discourse, that bordered upon the ludicrous ; 60

that, according to the mood of the spectator's mind, and the light under which Mr. Gilfillan presented himself, one might have feared, admired, or laughed at him. His dress was that of a west-country peasant, of better materials indeed than that of the lower rank, but in no respect affecting either the mode of the age, or of the Scottish gentry at any period. His arms were a broadsword and pistols, which, from the antiquity of their appearance, might have seen the rout of Pentland, or Bothwell Brigg.

As he came up a few steps to meet Major Melville, and touched solemnly, but slightly, his huge and overbrimmed blue bonnet, in answer to the Major, who had courteously raised a small triangular gold-laced hat, Waverley was irresistibly impressed with the idea that he beheld a leader of the Roundheads of yore in conference with one of Marlborough's captains.

The group of about thirty armed men who followed this gifted commander, was of a motley description. They were in ordinary Lowland dresses, of different colours, which, contrasted with the arms they bore, gave them an irregular and mobbish appearance; so much is the eye accustomed to connect uniformity of dress with the military character. In front were a few who apparently partook of their leader's enthusiasm; men obviously to be feared in a combat where their natural courage was exalted by religious zeal. Others puffed and strutted, filled with the importance of carrying arms, and all the novelty of their situation, while the rest, apparently fatigued with their march, dragged their limbs listlessly along, or straggled from their companions to procure such refreshments as the neighbouring cottages and ale-houses afforded.—Six grenadiers of Ligonier's, thought the Major to himself, as his mind reverted to his own military experience, would have sent all these fellows to the right about.

Greeting, however, Mr. Gilfillan civilly, he requested to know if he had received the letter he had sent to him upon his march, and could undertake the charge of the state prisoner whom he there mentioned, as far as Stirling Castle. "Yea," was the concise reply of the Cameronian leader, in a voice which seemed to issue from the very *penetralia* of his person.

"But your escort, Mr. Gilfillan, is not so strong as I expected," said Major Melville.

"Some of the people," replied Gilfillan, "hungered and were athirst by the way, and tarried until their poor souls were refreshed with the word."

"I am sorry, sir," replied the Major, "you did not trust to your refreshing your men at Cairnvreckan; whatever my house contains is at the command of persons employed in the service."

"It was not of creature-comforts I spake," answered the Covenanter, regarding Major Melville with something like a smile of contempt; "howbeit, I thank you; but the people remained waiting upon the precious Mr. Jabesh Rentowel, for the out-pouring of the afternoon exhortation."

"And have you, sir," said the Major, "when the rebels are about to spread themselves through this country, actually left a great part of your command at a field-preaching?"

Gilfillan again smiled scornfully as he made this indirect answer,—“Even thus are the children of this world wiser in their generation than the children of light!”

"However, sir," said the Major, "as you are to take charge of this gentleman to Stirling, and deliver him, with these papers, into the hands of Governor Blakeney, I beseech you to observe some rules of military discipline upon your march. For example, I would advise you to keep your men more closely together, and that each, in his march, should cover his file-leader, instead of straggling like geese upon a common; and, for fear of surprise, I further recommend to you to form a small advance-party of your best men, with a single vidette in front of the whole march, so that when you approach a village or a wood"—(Here the Major interrupted himself)—“But as I don't observe you listen to me, Mr. Gilfillan, I suppose I need not give myself the trouble to say more upon the subject. You are a better judge, unquestionably, than I am, of the measures to be pursued; but one thing I would have you well aware of, that you are to treat this gentleman, your prisoner, with no rigour nor incivility, and are to subject him to no other restraint than is necessary for his security.”

"I have looked into my commission," said Mr. Gilfillan, "subscribed by a worthy and professing nobleman, William, Earl of Glencairn; nor do I find it therein set down that I am to receive any charges or commands anent my doings from Major William Melville of Cairnvreckan."

Major Melville reddened even to the well-powdered ears which appeared beneath his neat military side-curls, the more so, as he observed Mr. Morton smile at the same moment. "Mr. Gilfillan," he answered, with some asperity, "I beg ten thousand pardons for interfering with a person of your importance. I thought, however, that as you have been bred a grazier, if I mistake not, there might be occasion to remind you of the difference between Highlanders and Highland cattle; and if you should happen to meet with any gentleman who has seen service, and is disposed to speak upon the subject, I should still imagine that listening to him would do you no sort of harm. But I have done, and have only once

more to recommend this gentleman to your civility, as well as to your custody.—Mr. Waverley, I am truly sorry we should part in this way; but I trust, when you are again in this country, I may have an opportunity to render Cairnvreckan more agreeable than circumstances have permitted on this occasion.”

So saying, he shook our hero by the hand. Morton also took an affectionate farewell; and Waverley, having mounted his horse, with a musketeer leading it by the bridle, and a file upon each side to prevent his escape, set forward upon the march with Gilfillan and his party. Through the little village they were accompanied with the shouts of the children, who cried out, “Eh! see to the Southland gentleman, that’s gaun to be hanged for shooting lang John Mucklewrath, the smith!”

CHAPTER XXXVI.

AN INCIDENT.

THE dinner hour of Scotland Sixty Years since was two o’clock. It was therefore about four o’clock of a delightful autumn afternoon that Mr. Gilfillan commenced his march, in hopes, although Stirling was eighteen miles distant, he might be able, by becoming a borrower of the night for an hour or two, to reach it that evening. He therefore put forth his strength, and marched stoutly along at the head of his followers, eyeing our hero from time to time as if he longed to enter into controversy with him. At length unable to resist the temptation, he slackened his pace till he was alongside of his prisoner’s horse, and after marching a few steps in silence abreast of him, he suddenly asked,—“Can ye say wha the carle was wi’ the black coat and the mousted head, that was wi’ the Laird of Cairnvreckan?”

“A Presbyterian clergyman,” answered Waverley.

“Presbyterian!” answered Gilfillan contemptuously; “a wretched Erastian, or rather an obscured Prelatist,—a favourer of the black Indulgence; one of thae dumb dogs that canna bark: they tell ower a clash o’ terror and a clatter o’ comfort in their sermons, without ony sense, or savour, or life—Ye’ve been fed in siccan a fauld, belike?”

“No; I am of the Church of England,” said Waverley.

“And they’re just neighbour-like,” replied the Covenanter; “and nae wonder they gree sae weel. Wha wad hae thought the goodly structure of the Kirk of Scotland, built up by our fathers in 1642, wad hae been defaced by carnal ends and the corruptions of the