

On the other hand, you will take an early opportunity of impressing upon the House of Assembly, the vital importance to the Colony of the most friendly and confidential intercourse between themselves and His Majesty's Council; and you will earnestly recommend to their adoption such a temporary and conciliatory course, as may preserve the Colony from those fatal consequences which a rupture between the two branches cannot fail to produce to those for whom they sit as Representatives, and whose interest it is their first duty to uphold.

I have the honor to be, &c.
(Signed) W. HUSKISSON.

And because such despatch, elicited by the Legislative Council themselves, we conceive, contains the final decision of the Imperial Government on the point—in which opinion we are borne out by the acquiescence of the Legislative Council in the practice which has ever since prevailed, of the House of Assembly sending up to the Council the whole appropriations of the current year in one and the same Bill.

Because the practice of sending up all the appropriations for the current year in the same Bill has prevailed in this Colony for, at least, upwards of fifteen years, without being attended with any very evil consequences to the public service, inasmuch as the Assembly has always, with the exception of one solitary instance, in the Session of 1823, in Conference, struck out from the Bill any items objected to by the Council—the only instances within that period where Appropriation Bills have been lost, having occurred in the Sessions of 1828 and 1835; and it appears, from the Journals of the Legislative Council, that in the latter Session, the Bill was rejected by the Council, not because the appropriations for the current year were embodied in one and the same Bill, before being submitted to the Council in separate votes or Resolutions, but because the House of Assembly had blended the Revenue Bills and Appropriations together, and which mode that House has practically abandoned, as it has never since been attempted.

Because we conceive no good can result from again agitating this question, as it appears to us extremely questionable, even should a favourable answer be obtained to this Address, whether any House of Assembly in this Colony will be found willing to depart from the long established usage of the Legislature, in matters of appropriation.

R. HODGSON,
G. R. GOODMAN,
GEO. DALRYMPLE.

THE COLONIAL HERALD.

SATURDAY, MAY 9, 1840.

The Cape Breton Steamer with the Mails, arrived last evening. The papers are without news.

Secretary's Office, May 2d, 1840.

His Excellency the Lieutenant Governor has been pleased to appoint NICHOLAS CONROY, Esq., a Justice of the Peace for Prince County.

[Mr. Conroy has also received the appointment of Sub-Collector of Customs, for the Port of Cascumpeque.]

We have seen no official announcement of the appointment as yet, but we believe our readers may rely on the fact, that John Myrie Holl, Esq., has been appointed to a seat in the Legislative Council.

The Legislative Council have ordered the publication of the Bill to authorize the Crown to purchase the Lands, and to regulate the settlement of the Inhabitants of this Island; the Bill to liberate the Tenants and Lessees from the payment of Quit Rents and Land Assessments; and the Bill to authorize the opening of roads to farms at present debarred from access to any public road—all of which Bills have been rejected by that Honorable Body.

No motive is assigned by the Council for the publication of the Bills in question—we are led, therefore, to infer, that, in their opinion, the mere publication is sufficient to justify them in the minds of the community for their rejection.

We are free to admit that we cannot entirely concur with the Council in the course they have pursued, particularly as respects the main Bill of the Session—that to authorize the Crown to purchase the Lands and to regulate the settlement of the Inhabitants. Having once admitted the principle to be an honest one (which they have done by their Resolutions), the most courteous course for them to have pursued would have been to have desired a Conference upon the details; instead of which, they first reject the Bill, and then resolve to join the Assembly in an Address, praying for leave to legislate on the subject. This is holding out the word of promise to the ear, and breaking it to the hope.

The Address voted to the Queen by the Highland Society, as stated in our last, was presented to His Excellency Sir C. A. Fitz Roy, K. H., the Chief of the Society, on Monday last, by a deputation of that body, accompanied by the following Address to His Excellency:—

To His Excellency SIR CHARLES AUGUSTUS FITZ ROY, K. H., Lieutenant Governor, &c.

The humble Address of the Highland Society of Prince Edward Island.

May it please your Excellency;

We the Members of the Highland Society of Prince Edward Island, embrace the opportunity to address our most Gracious Sovereign Queen Victoria, upon the auspicious and joyful event of Her Majesty's marriage with His Royal Highness Prince Albert. As Scotsmen, and descendants of Scotsmen, justly proud of our birthright, and of our illustrious Queen, we hail this joyful event with true and heartfelt pleasure, sincerely wishing that Her Majesty and His Royal Highness long may live in the enjoyment of every blessing.

We beg leave to place our address in your Excellency's hands, respectfully requesting that your Excellency will be pleased to transmit the same to be laid at the foot of the Throne; and in thus soliciting your Excellency to be the channel of communicating these expressions of loyalty and attachment to our beloved Sovereign, we beg to thank your Excellency for the many expressions and various acts of kindness which your Excellency as our Chief has used and extended towards us.

On behalf of the Society,
(Signed) CHARLES YOUNG.

Charlottetown, 4th May, 1840.

[The following is his Excellency's reply thereto:]

To the Members of the Highland Society of Prince Edward Island,

Gentlemen;

I shall have much gratification in forwarding this Address, congratulating Her Majesty on the auspicious event of Her Majesty's Marriage, emanating as it does from so loyal and respectable a body as the Highland Society of this Island.

It will always afford me pleasure, as the Chief of this Society, to give effect to their wishes.

C. A. FITZ ROY,
Lieut. Governor.

Government House, May 4th, 1840.

In our last we inserted a list of the Vessels launched and registered in this Island during the past year, the aggregate tonnage of which amounted to 10,756 tons, old measurement; but we omitted to state that several vessels had left the Island under certificate, without having been registered here, and which were not taken into account, viz:

Table with 4 columns: Names of Vessels, Owners' Names, New, Old, Total. Lists vessels like Richmond, Restless, Mary Elizabeth, Lawrence Foristal.

So that the aggregate tonnage of shipping built in the Island last year amounted to 11,372 tons, according to the old measurement. Of this amount of tonnage, a proportion will remain in the country, for the purpose of carrying on the Fisheries, and the coasting business. The quantity of tonnage actually transferred from the Island to other ports (independent of the ships above mentioned, which left the Island under certificate,) amounts to 7,617 tons, which, at £2 sterling, per ton, forms an addition to our exports to the amount of £15,234 sterling. Our other exports, according to the estimated value at the Custom House, amounted to £73,100 18s. 1½d., so that the two sums conjoined will produce the amount of £88,334 18s. 1½d., without taking into the calculation the value of the vessels which have left the Island under certificate.

Our Imports, according to the estimated value at the Custom House, amounted, during the last year, to £136,210 3s. 5½d. The balance, therefore, may be safely declared to be in our favour.

MECHANICS' INSTITUTE.—The Session of the Institute was closed on Tuesday last, with a continuation of Mr. Young's very attractive lecture on WITCHCRAFT and NECROMANCY. At the conclusion of the lecture, a very animated discussion ensued, in which the point was enforced that it was not inconsistent with sound philosophy to believe, surrounded as we are with countless numbers of invisible beings, that some of them might, on particular occasions, hold intercourse with men of mortal mould. The lecturer, before he sat down, gave such a cheering view of the present position and future prospects of the Institute, as called forth the warmest approbation.

The next Lecture, it was announced, would be delivered on the first Wednesday in November next.

On Sunday last, John Peters, son of Mr. John Peters, Blacksmith, Three Rivers, was unfortunately drowned by the upsetting of a boat.—Gaz.

Port of Charlottetown.

Schooner Vigilant, Farrel, Pictou; Coals. George Henry, Carline, Sydney; do. Barque Argyle, Bellord, Waterford; Goods, to D. Brenan; 65 passengers—37 days. Schr. Mary Ann, Campbell, Halifax; Goods.

Schooner Duck, Carver, Magdalen Islands; 4 bls. Pork, 40 bus. Potatoes, 260 do. Salt. Hibernia, Mutch, Newfoundland; 2700 bus. Potatoes, 800 do. Oats, 30 M. Shingles. Providence, Campbell, Miramichi; 500 bus. Potatoes, 60 do. Oats. Caledonia, Orr, Fishing Voyage. Catherine, Bears, do. Mary, M-Innis, do.

Abeona, Praught, Halifax; 1000 bus. Potatoes, 300 do. Oats, 10 cwt. Oatmeal. Lark, Howat, Dalhousie; 10 bls. Oatmeal, 14 do. Beef, 23 do. Pork, 2 casks Hams, 1300 bus. Oats, 1 cask Ale, 1 do. Vinegar—by the master. Trial, M-Donald, Miramichi; 550 bus. Potatoes. Vigilant, Farrel, Fishing Voyage. Lively, Gillis, Halifax; 1500 bus. Oats, 500 do. Potatoes.

Recompence, Robinson, Dalhousie, N. B., 800 bus. Oats, 300 do. Potatoes, 81 bls. Pork.

HALIFAX, April 29.—Arrived, from P. E. Island, Success, Deagle; May 1, Dobson, Jones; May 4, Brothers, Turnbull; May 6, Matilda, Forch. Cleared, for P. E. Island, April 27, Hugh, —; May 2, Providence, Deagle; Irene, Crowell. Ship John Craig, Pettingall, advertised at London, 31st March, to sail next day for P. E. Island and Pictou.

Yesterday morning, after a distressing illness of forty hours, Henrietta, wife of Mr. Thomas Pethick, in the 42d year of her age. She has left a disconsolate husband, seven small children, and a large circle of relatives and friends, to bewail their melancholy loss. The funeral will take place on Monday next, at 2 o'clock, p. m., when the friends and acquaintances of the family are requested to attend.

At Lot 51, Georgetown Road, on the 5th of April, Mr. Neil Stewart, aged 39 years. At Vernon River, on the 7th of April, of a Cancer, Mr. James Macdonald, Bornish, aged 37 years.

The Committee of the Charlottetown Temperance Society are requested to meet at Mr. C. C. Davidson's, on Monday evening next, at half-past 7, p. m.

In the House of Assembly, April 24th, 1840.

WHEREAS the House of Assembly, at its last Session, passed the following Resolution:—"WHEREAS a large amount of private Notes, issued by persons in New Brunswick, and payable in Halifax, Nova Scotia, are now in circulation in this Island, and are transferable by delivery only; and whereas the issue of such Notes is not authorised by any law of this or any other of the British Provinces, or of the Imperial Parliament, nor is any security provided for the redemption thereof, but the circulation or passing thereof within the said Province of New Brunswick has been prohibited, under a penalty of Five Pounds for each offence, by a Law passed for that purpose; and whereas a Bill, being a transcript of the New Brunswick Act referred to, was unanimously passed by this House, during the present Session, to prevent the further circulation of such Notes, after the First day of October next, which Bill has been rejected by the Legislative Council; and whereas the most serious consequences may hereafter be felt by the inhabitants of this Colony, if the circulation of the said Notes is not restricted: Therefore, Resolved, unanimously, That this House pledges itself to take the subject again into its most serious consideration at its next Session."

And whereas the House have this Session passed a similar Bill, which has been negatived by the Council; Therefore, Ordered, that the foregoing Resolution be thrice published in the Royal Gazette and Colonial Herald, Newspapers, that the public may be sufficiently apprised of the intention of this House, and of the risk of receiving such irresponsible paper as a sufficient enduring consideration for their goods and property.

By the House, WILLIAM CULLEN, Clerk.

TO BE LET, and POSSESSION given IMMEDIATELY.

THE whole or a part of that well-known Dwelling House and Premises in Pownal Street, lately occupied by Mrs. Rebecca Miller. This House comprises four Rooms on the first floor, in one of which (30 feet by 24), the Meetings of the Mechanics' Institute are held; four Rooms on the second floor, one of which is the same size as the one mentioned above, and a large garret. There is a commodious and excellent Cellar under the whole. A Stable, and other out houses, together with a small Garden, are attached to the premises. Rent moderate. For further particulars apply at the Herald Office, or to CHARLOTTE BAGNALL.

Pownal Street, 1st May, 1840.

LUMBER YARD.

THE Subscriber informs the public, that he has made arrangements to open a Yard for the reception and sale of all kinds of LUMBER, on his property in Water-street, immediately to the West of Pownal-street, and expects, early in the Summer, to receive a consignment of assorted Boards, Studding, &c. &c. Proprietors of Sawmills and others, favouring him with consignments, shall receive every attention. The situation will be found particularly eligible and convenient.

WILLIAM CULLEN. May 1st, 1840.

TO EDWARD PALMER and FRANCIS LONGWORTH, Esquires, Representatives in General Assembly for Charlottetown.

WE the undersigned Inhabitants of Charlottetown hereby request, that you will call a Meeting of the Inhabitants of the said Town, to consider of the necessity of adding to the rate this day by a general Meeting laid on the said Inhabitants, for the purpose of making and repairing the Pumps and Wells in the said Town, pursuant to the Act of Assembly of the Third year of the Reign of Will. 4, cap. 37.—the said additional rate being proposed to be assessed for the purpose of purchasing an additional Fire Engine, for the use of the said Town, in pursuance of the said Act, and also of the Act of 4 Will. 4, cap. 10, intitled "An Act for the better preventing Accidents by Fire within the Town of Charlottetown."

- R. Hutchinson, Daniel Hodgson, Alfred Lepege, George Beer, jun. John O. Nantes, J. B. Cooper, James Moore, George Clark, Stephen Boyer, Donald Beaton, Charles Blatch, Henry Stamper, David Wilson, William Cundall, James H. Conroy, John Sellar, J. D. P. Coles, James D. Cantelo, William C. Compton, C. C. Davison, John Macgill, Thomas Macgill, C. Binns, jun. Samuel Nelson, Richard Fraught, James Macdonnell, William H. Gardiner, Wellington Nelson, James Purdie, Peter Macgowan.

IN pursuance of the above Requisition, we hereby give Notice that a Meeting of the Inhabitants of Charlottetown will take place for the purposes in the said Requisition mentioned, at the Upper Room in the Court House, Charlottetown, on Thursday, the 21st May inst., at the hour of 12 o'clock, noon.

EDWARD PALMER, FRANCIS LONGWORTH. Charlottetown, 5th May, 1840.

THE MAILS.

NOTICE is hereby given, that the Foreign and Inland Mails will be made up at the Post Office, Charlottetown, until further notice, as follows:—For Pictou, Halifax, &c. every Thursday, at 9, A. M. For Miramichi, &c. every Friday, at 10, A. M. The Western Inland Mail every Monday, at 10, A. M. The Eastern do. every Wednesday, at 12. The Vernon River, Belfast, Georgetown and Murray Harbour do. every Saturday, at 8, A. M.

E. CHAPPELL, P. M. Post Office, 8th May, 1840.

TENDERS will be received until Wednesday,

20th May, from persons willing to Contract for Building a BRIDGE across the FISH POND, back of Government Farm, near Samuel Martin's, according to a Plan and Specification to be seen at this Office.

S. DESBRISAY, Commissioner, District No. 7. Commissioner's Office, May 4th, 1840.

TENDERS will be received by the Subscriber,

on or before the 1st of June next, from persons willing to contract for the erection of a Breastwork in front of his premises. About 20 tons of Hemlock Timber will be required. For further particulars, apply to J. B. COOPER. 8th May, 1840.

RED CLOVER SEED (NORTHERN).

THE CENTRAL AGRICULTURAL SOCIETY has this day received from BOSTON (via Halifax), per Schooner Mary Ann, 5 Casks Red Clover Seed, 2547 lbs. And which being now landed, will be disposed of at the following prices, viz:

To Members of the Society, 1s. 3d. per lb. To Purchasers generally, 1s. 9d. do.

Apply at the Society's Depot (Mr. MACGOWAN'S), Queen Street. Societies in the Country desirous of being supplied, will please transmit their orders to the Secretary without delay. Charlottetown, 8th May, 1840.

TAILORING.

THE Subscribers beg leave to acquaint the Inhabitants of Charlottetown, and the public generally, that they intend carrying on the above business, in all its various branches, in the Shop adjoining that occupied by Mr. H. Stamper, Stationer, Queen Street; and from the knowledge and experience they have gained, while in business in Halifax, they flatter themselves, should they be favoured with a share of public patronage, to give general satisfaction.

TURNBULL & FOUND. N. B.—Military Uniforms made to order. April 30, 1840.

WANTED, a steady active Boy, who has

been accustomed to farming work. Apply at the Herald Office.

LOST,

ON MONDAY last, in Queen Street, a black Lace VEIL. The finder will be rewarded on leaving it at the Colonial Herald Office. May 7th, 1840.

SWINDLING. TWENTY DOLLARS REWARD.

WHEREAS a person styling himself Doctor WILSON, accompanied by a youth whom he represented as his apprentice, came to East Point, about the beginning of last December, and took a house from Mr. John Macdonald, Retland, with the declared intention of practising in a medical capacity; but after a residence of something more than three months at the East Point, during which time he successfully played off several acts of swindling upon the unsuspecting inhabitants of that quarter, he suddenly disappeared from amongst them, and has not since been heard of by any of the individuals, who, in some degree, have been made the victims of his knavish deceptions: This is to give notice that the subscriber will give Twenty Dollars, as a reward to any person who shall give such information to him (the subscriber) as may lead to the making amenable to justice of the said self-styled Doctor Wilson; and is also further intended to prevent others from suffering from the impositions which, no doubt, he will continue, or attempt, to practise in other quarters. In accordance with these views, the following personal description, and brief statement of the trickery at East Point, of the said impostor, are subjoined.

Doctor Wilson is a young man, apparently about 25 years of age, in height about 5 feet 9 inches, smooth and full faced, fair complexioned, and in body stout. His swindling he practised upon almost every dealer at East Point. Mr. M'Vane, miller, he swindled out of a quantity of flour, and the subscriber he cheated out of goods to the value of £3 5s. His success at East Point, in all, seems to be to the amount of about £20 or 25l. His last attempt upon the subscriber was by a forged Order in the name of James Manley. He, besides, succeeded in borrowing two or three watches, which he carried off. When he left East Point, it was under the pretence of going to Charlottetown for his Medicine Chest. He was taken to Town by one Donald Kennedy, whom, with his horse and sleigh, he had engaged for that purpose. When he reached Charlottetown, he suddenly forsook the poor man, Kennedy, found it convenient "to remember to forget" to pay him, and has not since been heard of. He said he was from St. John New Brunswick. His pretended apprentice appears to be a worthy disciple of his master. He called himself NEIL M'CALLUM, and said he was from Lot 16. He stayed awhile behind his master, in the end purchased an old mare, borrowed a watch from Mr. Samuel Rose, and went, for anything the subscriber knows, to join his master, and aid him in levying further contributions upon the credulous and unwary.

DONALD BEATON.

COUNCIL OFFICE, December 5th. 1839.

IN pursuance of the Act of 3d Will. 4th, cap. 3, Notice is hereby given, that application has been made to his Excellency the Lieutenant Governor in Council, for an Order to shut up and close the "old Road leading from Rustico to Cavendish, along the Capes," represented as being abandoned, and no longer of any use to the Public.

T. H. HAVILAND, A. C. C.

CAUTION.

To the Editor of the Colonial Herald.

SIR;—Having seen in the Colonial Herald of the 20th inst. the Advertisement of the Assignees of the late Henry Winchester, Esq., offering for Sale 18,000 Acres of Land, on Lot or Township No. 54, allow me, through the medium of your paper, to say, that the late Henry Winchester, Esq. had no property on Township No. 54, nor had he ever the actual possession. Actions of Trespass and Ejectment were brought against me, it is true, but what was done in those actions I have not been able to ascertain.—Suffice it to say that after many years' prosecution, I was not able to get one witness brought forward—this is a case of real grievance, and ought to be locked into.

I find on referring to the provision of the Statute of 32 Henry 8, cap 9, that no one shall sell or purchase any pretended right or title to land, unless the vendor hath received the profits for one whole year before such grant; or hath been in the actual possession of the land, or of the reversion or remainder, upon pain that both the purchaser and vendor shall each forfeit the value of such land to the King and the prosecutor.

ROBERT MEARNS. Township No. 54, July 27th, 1839.

PRINCE EDWARD ISLAND.

TO BE SOLD, by private Contract, an extensive and valuable FREEHOLD ESTATE, consisting of nearly

18,000 Acres of Land,

situate in the preferable part of KING'S COUNTY, being contiguous to GEORGETOWN, late the property of HENRY WINCHESTER, deceased, a Bankrupt, and now belonging to his Assignees. Vessels of any burden may go up and down Cardigan River, by which it is bounded on the Southern extremity.

The Estate is delineated on the Plan of the Island, kept in the Plantation Office, Whitehall, and the Surveyor General's Office of the said Island, as Lot or Township (54).

For printed Plans of the Estate, and further particulars, apply at the Offices of Mr. Briggs, 55 Lincoln's Inn Fields, and Mr. Belcher, Official Assignee, King's Arms Yard, London; the Hon. Samuel Cunard, Halifax, Nova Scotia; and James H. Peters, Esq., Charlottetown, in the said Island—to either of whom terms in writing, for the purchase, may be made on or before the 1st of September next.

PROSPECTUS

OF THE SCOTTISH PATRIOT,

A WEEKLY JOURNAL,

Devoted to the Dissemination of Scottish Intelligence and Literature throughout the United States and Canada.

A PAPER devoted to the dissemination of national intelligence must necessarily look for support from those interested, in nativity or descent; but, as a record of the passing events of any country cannot fail, if carefully prepared, occasionally to interest and instruct the general reader, it is hoped our journal may meet with a favourable reception from this class—while the former, to be without it, would argue a degree of indifference happily inconsistent with that Amor Patriæ, so proverbially the characteristic of our countrymen.

Emigration from Scotland has been so continuous during the last forty years, as to have given rise to a very numerous and important class of the population of these communities; one which we cannot for a moment doubt, are as universally desirous of possessing, as they are capable of sustaining, a journal devoted to their national sympathies—an independent medium of communication with their native land; now the more desirable, as Steam navigation offers opportunities so frequent, regular, and speedy, of acquiring a knowledge of passing events—ere time robs them of their interest.

In this country, where the French, German, and English population sustain their respective papers—the publication of such a periodical is a debt we really owe to the honour of the Scottish nation and character; and the subscriber, chiefly influenced by this conviction, in preparing so desirable an object for his countrymen, feels their patriotism will be his protection, while his anxiety will be to present matter at all times pure and unexceptionable, and worthy the high reputation of his country.

The SCOTTISH PATRIOT will appear on Saturday the 20th February, neatly printed from new type, on fine paper, imperial quarto size, and will present a weekly retrospect of Scottish and general intelligence—a digest of Scottish literature—notice of new publications—gleanings from Scottish divines—discoveries in science—progress in the arts—Scottish Songs—poetry, &c., and, as frequently as possible, Scottish music, arranged for the piano forte and voice. Its matter shall be carefully selected, that it may be pure, interesting, and instructive—worthy the family circle—a parlour miscellany of Scottish intelligence and literature. No journal of this character has as yet been presented to our countrymen on this continent; and it will be our anxious duty to make it in every way worthy their cordial support.

Terms of Subscription—In all cases payable in advance—Yearly \$3, 50; half yearly \$2, 00; quarterly \$1, 00. Orders from Agents must be forwarded immediately.—Terms, \$6 per hundred.

Our friends will please receive, and forward to us subscriptions and names of those wishing to become subscribers. City subscribers, 2s. 6d. per month, on delivery. To prevent misunderstandings, no order will be fulfilled until payment is forwarded. The journal will be forwarded to city subscribers every Saturday morning, and by the earliest mails to those in the country, Canada, &c. As no better circulating medium amongst a certain class can be afforded, than through the pages of the Scottish Patriot, advertisers will find it their interest to avail themselves of the small space we can afford them.

Papers and Communications (post paid) to be addressed to

J. GILROY CUMMING, M. D., 75, White Street New York.

A file of the Paper can be seen at Mr. P. Macgowan's, the Agent, at Charlottetown.

STEAMBOAT FOR SALE.

THE Steamboat POCAHONTAS, the property of the General Mining Association, will be disposed of at private Sale. She is built of Juniper, coppered and copper-fastened—length, 76 feet, 9 inches; breadth, 15 feet, 8 inches; depth of hold, 8 feet, 4 inches; breadth, over the paddle boxes, 30 feet. Her Engine is 30 horse-power, having a cylinder of 32 inches diameter and 3 feet stroke. Both Engine and Boilers, which were manufactured in England, are nearly new, and in good order, having been only 12 months in use.

Any further particulars and terms may be obtained by applying to Mr. JOSEPH SMITH, at the Albion Mines, near Pictou, where the Boat is now laid up, or to the Agency of the General Mining Association at Halifax. Halifax, March 3, 1840.