

**NEWFOUNDLAND.**

**COPIES OF DESPATCHES**

From the Principal Secretary of State for the Colonies, received by the Governor and transmitted by Message to both Houses of the Legislature.

No. 21. Downing Street, 19th February, 1840.  
Sir:—I have to acknowledge the receipt of your Despatch of the 9th December, No. 64, enclosing an Address to Her Majesty from the House of Assembly of Newfoundland, impugning the conduct of the Council—and of Mr. Archibald, the late Clerk of the Assembly.

I have likewise received your despatches, Nos. 65 and 66, of the 10th and 11th December—the former containing the vindication of Mr. Archibald against the charges of the Assembly, the latter explaining some points connected with the Address. Your own vindication is contained in the Despatch transmitting the Address itself.

The specific object which the Assembly had in view in making this appeal to Her Majesty is to be found in their prayer that Her Majesty "would adopt such reform as in the Council as would most tend to promote a harmonious working with the Assembly for the public good, and would order that the Executive of Newfoundland be protective of the interests and of the liberties of the people and their Representatives;" or, as the Assembly sum up their meaning, "that to the people of Newfoundland be extended the blessing of just and impartial Government."

As the Council have not yet had an opportunity of answering the statement made by the House of Assembly, I shall defer the expression of any opinion on the merits of the controversy between the two bodies.

I shall confine myself to that part of the Address which contains the Assembly's charges against yourself and the late Clerk of the Assembly.

I have carefully examined these charges, and your defence, and I have no hesitation in expressing my strong dissent from the opinion of the Assembly, that in the conduct of the very arduous duties which have devolved upon you as Governor of Newfoundland, there is any, the slightest, foundation for impugning the justice and impartiality of your Government. The complaints of the Assembly against your Administration are not confined to recent occurrences. They embrace subjects which have already received the full consideration of the Government, and I see no reason to doubt the correctness of that decision of my predecessor which exonerated you from all blame in these transactions. It would be Her Majesty's wish that these subjects of by-gone differences should be allowed to pass into oblivion.

Neither is your justification less complete on those new points which have now for the first time been brought under the notice of Her Majesty's Government. In some instances you are at issue with the Assembly in matters of fact, in which it would appear that the Assembly have proceeded on insufficient information; and I willingly admit the sufficiency of your explanation.

But whatever difference of opinion may have existed between yourself and the House of Assembly, in regard to recent events in Newfoundland, your conduct throughout appears to have been regulated by an earnest desire to act fairly and impartially in your high office. Her Majesty has been graciously pleased to signify her approval of your conduct, and to express Her concurrence in the view which has been taken by Her Ministers, that under circumstances of considerable embarrassment, you have in no degree deviated from the line of your duty.

With reference to the conduct of Mr. Archibald, the late Clerk of the Assembly, I consider that he acted wisely in retiring from that office; and the motives by which he has been actuated in taking that step are highly honorable to him.

As regards the complaints which the Assembly have preferred against him, it is my duty to state that having fully considered the whole case, I am of opinion that the statement of Mr. Archibald affords a successful and complete defence against the charges brought against him.

I have, &c.

(Signed) J. RUSSELL.  
Captain Prescott, R. N. C. B.

**No. 23.**

Downing Street, 9th March, 1840.

Sir:—I have to acknowledge the receipt of your Despatch, No. 8, of the 30th Jan., transmitting a copy of the Address presented to you by the Council of Newfoundland, containing the answer of that Body to the charges which had been advanced against them by the House of Assembly, in their Address to the Queen of the 10th October last.

I would, in the first place, remark, in regard to this controversy which has unfortunately sprung up between the Council and Assembly of Newfoundland, that I disclaim, on the part of Her Majesty's Government, any right of interference between the two bodies; and that on an ordinary occasion, I should have felt that it was unnecessary and undesirable to express any opinion as to the imputed demerits of either.

The question has, however, presented itself in a shape which precludes it being so treated. The Assembly of Newfoundland have preferred against the Council the serious charge of the abuse of their constitutional powers, of encroachments on the privileges of the Lower House, added to a studied desire to produce collision, and to obstruct the public improvement of the Colony; and on these grounds is founded a prayer to the Crown to introduce such organic changes in the Council as would secure greater harmony in the transaction of public affairs.

I have Her Majesty's commands to state, that in the transactions which have given rise to these complaints, the Council of Newfoundland do not appear to Her Majesty's Government to have exceeded the powers which are constitutionally vested in them, and that there is not found to be any sufficient ground for the charge that they have exhibited a determination to impede the progress of the public business, or to deprive the Assembly of their legitimate rights and privileges.

Her Majesty's Government still hold the opinion that these differences are but transitory,—and that some forbearance on the part of the Assembly will ensure them the respect of those classes which they now admit to be indisposed towards them, and secure the harmony of the Constitution. If in this hope they are disappointed, it will be necessary to examine more deeply into the source of the evil, with a view to ascertain, why, in Newfoundland, a system of free Government should have failed in producing its natural happy results. If the constitution of the Island is insufficient or unfitted for the object intended by it, it will be for the interest of the Island that the system of representation should be re-modelled, and the franchise placed on such a basis as shall secure the participation of those portions of the community who are at present excluded from it.

It is unnecessary that I should enter further into the consideration of this question; and I sincerely trust that by mutual concessions, in matters where such mutual concessions are practicable without the sacrifice of any constitutional principle, greater concord may be made to prevail between the two branches of the Legislature, and that Her Majesty may be spared the painful conviction that the present form of Government, and the manner in which that form of Government is exercised in Newfoundland, are inapplicable to the condition of the Colony.

I have, &c.

(Signed) J. RUSSELL.  
Governor Prescott.

**SECOND AND MOST EXTRAORDINARY REMOVAL OF A BOG NEAR KANTURK, IRELAND.**

KANTURK, Dec. 26.—On Saturday last this hitherto peaceable town was thrown into the greatest state of excitement. Dense crowds of people were observed hastening on the Boherbuee road, which was crowded for about three miles. Public consternation was at its height, when descending the valley between Derrygallon and Ballyholahan, was seen a dark mass rapidly approaching, with something like pikes elevated in the air. As the body moved with the rapidity of a steam engine, doubt was soon dispelled and it appeared that about 300 acres of Colonel Longfield's bog, at Farrandoyle, had, truant-like, gambolled through the country a distance of four miles, and was about paying a Christmas visit to the Kanturk folks. The scene was terrific, nay, grand (if grandeur and bogs could be associated together,) and impressive beyond description. Onward moved the mighty and overwhelming mass, carrying destruction in its course, and conveying to the mind of the beholder an idea of one of those catastrophes which geologists inform us have from time to time changed the surface of the earth. Occasionally it moved in a compact body; sometimes on meeting obstructions, it rose in angry surges like the ungovernable sea, elevating enormous pieces of bogwood (which caused the mistake about the pikes.) The course of the Brogeon stream was soon impeded, as the bog got into the valley, and the water having become much swollen, and accumulated behind, forced on the whole mass with fearful violence and an appalling sound, and dispersed the bog-stuff and timber to a considerable distance up the acclivities, leaving "turbary" to the occupants of the different farms for four miles, for many years to come! It is to be regretted that bog timber to the amount of a least £500 passed into the Blackwater, the people being unable to come at it on account of the great depth of the surrounding bog-stuff—and it is calculated that not less than 1200 acres of meadow and pasture land have been covered at an average of ten feet! The first movement of the bog was discovered by Mr. R. Swayne, of Kanturk, who was shooting on it at the time, and who narrowly escaped being lost.—He saw the impetus commence in the centre—in fact, the entire of the centre of the bog moved at once to the side until it forced the higher part there into a neighbouring declivity, and went off before the alarm could be given. Mr. Swayne, having got on terra firma, ran with all his might to give warning of the danger, but all his speed was unequal to the task, and one house was overwhelmed before he could call out. Fortunately, however, no lives have been lost. The bog is still moving, and it is thought will continue so for many days. I am just informed that a cow belonging to a farmer named Flannery, was swallowed up in the bowels of the bog, and he looking on at the circumstance. Twelve acres of prime arable land have been covered with bog mould to the height of twenty or thirty feet belonging to the same individual.

**THE JEW.**—A Hamburg paper, the *Dorpszeitung*, says, "the Jews of Constantinople have, with their Rabbi, declared that they will not wait any longer than another year for their Messiah. If within that time he does not appear, they will conclude that he has already come, and then they will try to discover by what religion he is already recognized. The Rabbi is entirely of this opinion, and has even proposed to his congregation to profess Christianity forthwith."

**TWO MISSIONARIES EATEN BY SAVAGES.**—The *New York Observer* publishes an extract of a letter dated Sidney, New South Wales, December 1, 1839, which states that two missionaries, named Williams and Harris, connected with the London Missionary Society, had been killed and eaten by the natives of Ewomango, one of the New Hebrides Islands. They had gone to the Island for the purpose of communicating with them on the subject of religion; but they had no sooner come in sight of the savages, than the war-cry was raised. Mr. Harris being sickly and feeble, and Mr. Williams an old man, they were overtaken and pierced through with spears. A third person, who was with them, Mr. Cunningham, being of stronger frame than either of the others, succeeded in making his escape.

**WAR.**—It appears by the advices from Europe, by the *Great Western*, that mighty elements are in commotion, and the clouds of war seem to be gathering over Europe and Asia. What with the cupidity of Great Britain, the jealousies of France, the ambition of Nicholas and Mehemet Ali, the military power and taste of Prussia—it would be remarkable if another year should pass without a furious and bloody war. We ardently hope, however, that these clouds may yet be scattered by the spirit of kindness, of justice and Christianity—for a general war in Europe would be a fearful event. It would be fought by hosts, not of 20,000 each, but of hundreds of thousands—and the art of slaying mankind is now carried, by many wonderful improvements, invented within the last dozen years, to such perfection, that a war among those mighty powers, would be of a sanguinary, of a depopulating character, to an extent never before witnessed, or dreamed of, even by Napoleon, in his wildest visions of glory. The progress of events in Europe and Asia will continue to be watched with great interest by those who dwell on this side of the Atlantic—and instead of doing ought to stimulate the man-slaying spirit, which, like a volcano, too pent up, seems about to burst forth, we ought to strive all in our power to quell and destroy it.—*Boston Mercantile Journal.*

Twelve tin packets of preserved French beans, in a wooden box, have been brought up to the Royal George, stamped, "Conservé Artichena de Catrou, Marseilles." Neither vinegar nor pickle had been used; they had been boiled and placed in air-tight vessels, and were as fresh and fit for use as when first enclosed. They have been 57 years under water.—(*Kentish Observer.*)

The sale of porter in a single vender's in Balinasloe, fell off in the last quarter, fifty hogsheads, and the sale of wholesome provisions increased proportionably. In Wexford, the sale of whiskey is not much above the one-twentieth of its former amount.—(*Irish Paper.*)

**Surveyor General's Office,**

16th May, 1840.

The Surveyor General will submit for Sale, at Public Auction, on Saturday the 20th June next, at the Court House, in Georgetown, at 12 o'clock, noon, the following LOTS in said Town, viz:—

- Nos. 13 and 14, Fourth Range, Letter A.
- Nos. 2 and 3, first range, " D.
- Nos. 5, 6 and 7, first range, " F.
- Nos. 1, 2, 3, 4, 7 & 10, second range, F.
- Nos. 10, 11 and 12, third range " G.
- Nos. 2, 5, 10 and 14, second range, " G.
- Nos. 13 and 14, third range, " G.

PASTURE LOTS in the Royalty of said Town, viz:—

- Nos. 15, 39, 40, 86, 150, 170, 197 and 204.

LOTS adjoining the Royalty of said Town, viz:—Nos. 6, 7, 24, 20 and 40.

Also, will be Re-sold, in consequence of non-payment of the purchase money, the following LOTS in Georgetown, viz:—

- No 1, first range, letter B.
- No. 2, first range, " C.
- No. 5, third range, " F.
- No. 1, fourth range, " F.

And Pasture Lots in the Royalty of said Town, viz:—Nos. 79, 81 and 84.

GEORGE WRIGHT,  
Surveyor General.

**To SELL or to LET,**  
To which an unquestionable Title will be given,

**THE FARM OF BROWNSTON**, situate on Lot 49, fronting the Pisquid Road, and one mile from Vernon River Inn. It contains 434 acres of the best description of Land in this Island, having abundance of Firewood, pine, spruce and fencing poles. Fifty acres are under cultivation, and in the best condition, and Twenty additional acres are enclosed of natural pasture, which could be easily cleared for the plough, the growth of wood being only young bushes. There is a large Garden and Orchard, planted with apple, plum and cherry trees, &c. of 5 years' standing. The whole is well fenced, and there are gates on every enclosure, as well as the court-yard. The House is very comfortable for a small family, and contains kitchen, small parlour, good bedroom, servant's sleeping room, closets, and a cellar underneath. The House is as good as new, as are the offices, which consist of a large Barn, a Stable, and Cow-house, Poultry-house, Dairy, and Green-houses for potatoes and turnips; an excellent Spring of Water is near the House, and the fields are watered by a brook running through them.

The whole will be let together, or in one Farm, for such term of years and on such conditions as may be agreed on; or the property will be divided into Farms, to suit the views of offerers; or, if preferred, the one half (217 acres), including all the improvements, will be sold separately. Apply to

DAVID ROSS,  
Hillsborough River, May 14, 1840.

**VALUABLE FREEHOLD FARM FOR SALE.**

The Subscriber offers for Sale a Tract of 100 Acres of superior Land, adjoining the Bedeque House Farm, having a front of about 20 chains on Wilmot Creek. From eight to ten acres are cleared, and the remainder is well stocked with Firewood and Fencing stuff. There is also a small stream of water running through the premises, sufficient to drive a Carding and Threshing Mill. The situation is well adapted for a Shipbuilding establishment.

For terms of Sale, apply to Mr. Solomon Desbrisay, Charlottetown, or to

JOSEPH POPE,  
Bedeque, 18th May, 1840.

**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.

**TO LET,**  
Either Yearly, or for a Term of Years,

TWO BUILDING LOTS, with a BARN and STABLE, fronting on King Street, nearly opposite to Mr. D. Ramsay's, and one fronting on Water Street; also, one-half of that Store, with a good Cellar, occupied by Messrs. J. B. Cooper & Co. Immediate possession will be given, upon application to D. Wilson, Merchant, or to the Subscriber,

Charlottetown, May 14th, 1840.  
B. SCOTT.

**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.

**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 looked 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.

**LIFE AND FIRE INSURANCE.**

POLICIES will be issued by the Subscriber, in either of the above departments, on the most reasonable terms.

CHARLES YOUNG,  
Agent of the  
"ETNA" and "ALLIANCE" Insurance Companies.  
Charlottetown, Dec. 11, 1838.

**A CARD.**

MR. JOHN LONGWORTH, Solicitor, &c. having returned from England, has resumed the practice of his profession, at his former Office in Water Street, Charlottetown, 22d May, 1840.

**TEMPERANCE ESSAY.**

AT a General Meeting of the Charlottetown Temperance Society, held on the 6th April inst. it was unanimously—

RESOLVED, That a Committee be appointed, to provide a fund, and make the necessary arrangements for offering a Prize for the best Essay upon the subject of the Traffic in Ardent Spirits, as bearing upon the civil, political, domestic, moral and physical interests of this Colony—such Essay to be the production of a member of a Temperance Society.

In conformity with the above Resolution, the Committee beg leave to acquaint the Friends of Temperance, that Subscription Lists for the purpose of raising a Fund for the object mentioned in the said Resolution, are now lying for signature at the Stores of Mr. Peake, Mr. C. Welsh, and Mr. T. Desbrisay, Queen Street; at Mr. John Boyer's, Richmond Street; Mr. George Beer's, King's Square, and at the *Colonial Herald* Printing Office.

**JUST RECEIVED, and for Sale by the**

Subscriber, a general assortment, consisting of 440 Packages  
**British and West India GOODS,**  
TEAS, FURS, &c. &c.  
DAVID WILSON.  
Dec. 6, 1839.

**CAUTION TO LUMBERERS.**

ALL Persons found trespassing upon any of the Estates of the Right Honorable the Earl of SELKIRK, in this Island, by cutting timber, or otherwise, will be prosecuted with the utmost rigour of the Law. Tenants requiring Timber for Farm Buildings, &c. must apply to the subscriber.

W. DOUSE, Land Agent.

**CAUTION.**

ALL Persons are hereby cautioned against cutting or carrying away Timber, or Wood of any description, from that part of Township No. 43, belonging to the Estate of the late Honorable William Townsend, deceased, if they wish to avoid law and law costs.

CHARLES WORRELL,  
Mortgagee in possession.

**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.

**APPRENTICES WANTED**

BY the Subscriber, two Apprentices, for the Painting, Glazing, and Paper-Hanging Businesses. None need apply without producing testimonials of good character.

J. DAVIS, Painter.  
Charlottetown, March 4th, 1840.

**WANTED, a steady active Boy, who has**

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

**BLANK Bills of Exchange, Charter Parties,**

Seamen's Articles, Bills of Lading, Manifests, Powers of Attorney, Court Subpoenas, Apprentices Indentures, a variety of Magistrates' Blanks, &c. for sale at the Office of the *Colonial Herald*.

**PASTURE.**

HORSES and CATTLE will be taken in for the ensuing Summer, on the Farm lately occupied by Mr. Samuel Aldridge. Terms may be known on application to

GEORGE BEER, Sen.  
Raspberry Hill, May 14th, 1840.

**AURELIAN.**

THE THOROUGH-BRED HORSE AURELIAN will stand for the season, commencing 1st May, at the Government House Stables. Terms, Two Pounds, and Five Shillings to the Groom—to be paid at the time.

AURELIAN was imported from England last year by His Excellency the Lieutenant Governor, is a chesnut Horse, six years old, by Oppidan, dam by Pioneer, grand dam by Stavelly, &c. &c. Oppidan was got by Reubens, out of Dorina, by Gohanna, &c.

N. B.—Mares not proving in foal last year, will be served on payment of the Groom's fee only.

The Aurelian Produce Cup, to be given by His Excellency, will be run for in September, 1843. See advertisement of last year.

**CANADIAN HORSE.**

THE Celebrated CANADIAN HORSE will stand for the ensuing season at the following places, viz:—At Charlottetown, on Saturday, the 2d May; on Monday, the 4th, at the Subscriber's, Elliot River; on Tuesday and Wednesday, the 5th and 6th, at Mr. Tod's, Sable; on Thursday the 7th and Friday, and 8th, at John Bell's, Cape Traverse; on Saturday and Monday, the 9th and 11th, at Thomas Robins', Bedeque; on Tuesday and Wednesday, the 12th and 13th, at Mr. Townsend's, Travellers' Rest; and on Thursday and Friday, the 14th and 15th, at William W. Lord's, Tryon. To return to the above places every fortnight.

JOHN HYDE,  
Elliot River, April 7, 1840.

**CLYDESDALE HORSE COLUMBUS.**

THAT beautiful and powerful DRAUGHT Horse Columbus, imported last summer by the Central Agricultural Society, will stand for the season at the Subscriber's, Princetown Road, in the Royalty of Charlottetown. Season to commence 1st April. Hours of attendance—6, a. m.; 12 noon, and 6 p. m. Terms, Two Pounds. Groom, Five Shillings.

Wm. CRANSTON

**FOR LONDON,**

THE British-built, coppered and copper-fastened Barque *John Craig*, George Pettingell, Master, will sail from Georgetown for the above Port, on or before the 10th June next. Has very superior accommodations for a few passengers. For Passage only, apply to the Master on board, or to Mr. Benjamin Davies, Charlottetown. May 15th, 1840.

CHARLOTTETOWN: Printed and published by JAS. B. COOPER & Co., Printers to the Honorable the House of Assembly, at their Office, East corner of Pownal and Water Streets.—TERMS 15s. per annum, payable half yearly in advance.