

The Examiner

EXTRA.

VOL. VII.

CHARLOTTETOWN, PRINCE EDWARD ISLAND, MONDAY, MARCH 1, 1858.

No. 34.

Colonial Legislature.

LEGISLATIVE COUNCIL.

TUESDAY, February 16, 1858.

The Session having been opened by His Excellency the Lieutenant Governor, with the customary formalities, after the appointment of the usual Committees,

His Honor the President read a letter received from the Rev. Charles Lloyd, on the eve of his departure for England, in September last, tendering the resignation of his situation as Chaplain to the Council, and his Honor's reply thereto, when

It was resolved, that the Rev. Doctor Jenkins be appointed Chaplain, in place of Rev. C. Lloyd, who had left the Island.

WEDNESDAY, February 17, 1858.

William M. Howe, Esq., was appointed Reporter. Mr. John S. Bremner's tender for printing the Journals, being the lowest, was accepted.

Hon. Mr. Forgan, from the Committee appointed to prepare the Address in answer to His Excellency's Speech at the opening of the Session, reported the draft of an Address, which was read a first time, and ordered to be read a second time on Friday next.

Hon. Mr. Bagnall obtained leave of absence till Friday.

FRIDAY, February 19, 1858.

House in Committee on Address to the Lieut. Governor. Address agreed to as amended.

The Hon. Messrs. Forgan, Walker and Craswell were appointed a Committee to wait upon His Excellency, and ascertain at what time he would be pleased to receive the same.

Hon. ATTORNEY GENERAL, pursuant to notice, brought in a Bill for the safe custody of insane persons charged with capital offences, and otherwise to amend the law with respect to offenders convicted of crimes punishable with death. He explained the provisions of the Bill which had become necessary, in consequence of doubts as to the authority of Judges to retain, in safe custody, parties tried for crimes, but acquitted on the grounds of insanity. The Bill was principally a transcript of the English Act, which had been passed after Hatfield's attempt on the life of George the Third, and had been placed on the Statute Book of Nova Scotia in 1855, after the trial of Mr. Martin, of Sydney, Cape Breton, for the murder of Mr. Dodd. The want of some such Act had been recently experienced here, in the case of the convict, McNeill, who was last term found guilty of the murder of Mr. Lane. It was considered by several, that had the Court had power to consign him to imprisonment for life, the verdict might have been different. That, however, was a mere surmise; but still it was possible, in other cases, that Juries might be more inclined to convict if they anticipated the unconditional release of the offender. The Bill proposed that, in the cases to which it was intended to apply, where the accused should be acquitted on the ground of insanity at the time of the commission of the offence, the Court should have power to order him to be kept in safe custody during the pleasure of the Lieutenant Governor. It also provided that restraint may be put upon insane parties who may be considered dangerous, and, therefore, likely to commit crimes; and authorised Justices of the Peace to commit such dangerous persons, when discovered, under circumstances denoting a derangement of intellect or intention of committing crime, not to be bailed except by two Justices of the Peace, one of whom to be the committing Justice, or by one of the Justices of the Supreme Court. It also provided that the Court, or any Judge thereof, shall allow the benefit of a conditional pardon immediately on the same having been signified to it or him, and the same shall be entered of record in the Court before which the party may have been convicted; and shall be as effectual as if made originally by the Court, subject to be changed from time to time by the Lieutenant Governor in Council.

SATURDAY, 20th February.

Hon. Mr. Forgan, from the Committee appointed to wait upon His Excellency, reported that His Excellency was pleased to say that he would receive the Address of the Council this day, at 10 o'clock, p. m. The Council having attended His Excellency with the Address, on their return, His Honor the President reported that the Address having been presented, His Excellency had been pleased to reply thereto, and he read the reply, as given below.

The following is a copy of the Address:—

To His Excellency Sir DOMINICK DALY, Kt., Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY:

We, the Members of Her Majesty's Council of Prince Edward Island, in our legislative capacity convened, respectfully request that Your Excellency will be pleased to receive our thanks for the Speech delivered by you at the opening of the present Session of the General Assembly.

We trust that the confidence which Your Excellency has been pleased to express, that our labours will be resumed in a spirit that will attest our zeal for the public welfare, will be fully realized.

We have reason to be thankful to an all bountiful Providence in having blessed us with the late abundant harvest; and we rejoice to learn from Your Excellency that the state of the Revenue for the past year exhibits an increase in amount over that of the previous year,—at the same time, we regret to observe an apprehension, on the part of Your Excellency, that a diminution of the Revenue of this Colony in the current year may take place, consequent upon the general depression already experienced in the various branches of commercial industry in this Island and elsewhere; but we trust that that diminution will not be to any very great extent.

When the Despatch from the Principal Secretary of State for the Colonies, on the question of the proposed guarantee for a loan intended to be raised for the purchase of lands in this Island, is communicated to us by Your Excellency, it shall receive our respectful attention.

We assure Your Excellency that, in common with all Her Majesty's loyal subjects throughout Her extensive dominions, it is with extreme regret that we have heard of the mutiny which has so lamentably disturbed the possessions of Her Majesty in the East Indies, and which has been characterised

by such barbaric atrocities; and we cordially concur with Your Excellency in the opinion, that it has already been so far reduced, by British valour and heroism, as that there is no room to doubt its final suppression; and we sincerely trust that the successes which, under Divine Providence, have attended the British arms will lead to the speedy establishment of peace, upon a firm, lasting and honorable foundation.

We deeply sympathise with the destitute and suffering of the survivors of this wide spread mutiny; and we trust that the generosity manifested by their fellow subjects throughout Her Majesty's Empire, will tend to alleviate their distress. Our earnest attention shall be given to any measure which may be submitted to us, calculated to render more effectual the laws for the suppression of illicit traffic.

We are gratified in the improvement that has taken place, during the past year, in the prosecution of the fisheries; and we fully agree with Your Excellency, that if continued, this source of industry will add to the welfare and increase the resources and prosperity of the country.

We assure Your Excellency that we are much pleased to be informed of the improvement in Agriculture and Farm Stock throughout the Island, which, no doubt, under Providence, may be attributable to the liberal grants made by the Legislature for those purposes.

We thank Your Excellency for the assurance of your ready co-operation in any measure we may entertain for the honor and advantage of the Island, knowing how much Your Excellency has at heart the advancement and welfare of this loyal Colony.

The following is a copy of His Excellency's Reply:—
Mr. President and Honorable Gentlemen of the Legislative Council:

In Her Majesty's name, I thank you for this loyal and dutiful Address; and I beg to assure you that the prompt and satisfactory manner in which the Legislative Council has responded to the observations which I deemed it my duty to address to the General Assembly, on the occasion of opening its present Session, is very gratifying to me.

MONDAY, 22d February.

Hon. Mr. Aldous laid on the Table the Treasurer's account with the Government for the past fiscal year; and on his motion, the Bill for the safe custody of insane persons, &c., was read a second time, and ordered to be committed to-morrow.

HOUSE OF ASSEMBLY.

SATURDAY, February 20, 1858.

Hon. Mr. Mooney moved that a Committee of twelve (one from each district) be appointed, to whom shall be referred all petitions relative to Lunatics and Paupers.

The following gentlemen were appointed the said Committee:—Hons. Messrs. Mooney, Montgomery and Wightman, Messrs. Yeo, Perry, Pope, Munro, McIntosh, Laird, Dingwell and McDonald.

Hon. Mr. Whelan presented a petition of inhabitant of Head of Hillsborough River, praying aid to repair and rebuild bridge, and improve a road leading to the settlement of the Back Farms. Laid on the table.

The House then went up to His Excellency the Lieutenant Governor, and presented him with the Address of the House in answer to his Speech at the opening of the Session, to which His Excellency was pleased to make the following reply:—

Mr. Speaker and Gentlemen of the House of Assembly: I thank you, in Her Majesty's name, for your dutiful and loyal Address.

It is highly gratifying to me to receive this assurance of your co-operation; and I look forward with confidence to an honorable and successful termination of the business of the Session.

The Hon. Col. Secretary presented a copy of the following Despatch, from the Secretary of State for the Colonies, relative to the Loan Bill, passed at the last Session of this House:—

DOWNING STREET, 14th August, 1857.

Sir,—I have received your Despatch of the 13th July, forwarding some of the information required by the Lords Commissioners of the Treasury, in reference to the proposed Loan to Prince Edward Island, and I have transmitted a copy thereof to their Lordships.

I take this opportunity of assuring you, that the circumstances of the present Session have been such as to prevent Her Majesty's Government from proposing to Parliament to guarantee the Loan intended to be raised for the purchase of Lands in the Island.

I beg to assure you of my regret at this unavoidable postponement of the measure, and to add the expression of my hope that we may have it in our power to take the necessary steps for its introduction in the next Session. As you mention in your Despatch that some time must necessarily be occupied in the verification of plans, and in other arrangements preliminary to any purchase of Lands under the Colonial Act, I trust that this postponement of the Imperial measure will not be without its advantages, as the interval will enable you to have these arrangements made.

I have, &c.,
(Signed) H. LABOUCHERE.

Lieut. Governor Sir D. DALY, &c., &c., &c.,
Prince Edward Island.

The Hon. Col. Secretary also presented Despatches, transmitting an order in Council, leaving certain Acts passed at last Session, to their operation.

The Hon. Col. Secretary also presented to the House the Returns of the Commissioner of Public Lands, from 1st February, 1857, to 31st January, 1858, inclusive, viz:—

Report of Commissioner.
Detail of each Township.
Summary and Abstract, with profit and loss account.
List of Bonds, and amounts due thereon.
List of Deeds of Conveyance, and amounts due.
List of amounts due for Stumpage, Disbursements of office, in detail. Referred to the Committee on Public Accounts.

The Hon. Col. Treasurer presented to the House the Classified Public Accounts, for the year ending 31st January, 1858. Referred to Committee on Public Accounts.
Leave of absence was given to Mr. McDonald till Tuesday. Adjourned to Monday.

WEDNESDAY, Feb. 24, 1858.

MODEL FARM.

House in Committee on the Memorial of the Committee of the Royal Agricultural Society, to the House of Assembly. The Memorial sets forth, that in consequence of the great losses sustained in the Stock imported for the Farm, and the cost of the Stock being so much greater than had been anticipated, the Model Farm had become seriously involved; and

that, to meet its liabilities a sum, larger than they could hope to obtain from the Hon. House would be necessary; and it concludes by praying that the hon. House will take the matter into their immediate consideration; in order that, if the necessary funds for carrying it on be not granted, the Committee of the Society may take the necessary measures for closing the concern at an early day.

The following Resolution, submitted in Committee, by the Hon. the Speaker, was therein agreed to, five members only voting against it:—Hons. the Colonial Secretary, Longworth, and Palmer, and Messrs. Douse and Haviland—and on its being reported to the House, it was confirmed with a division: "Resolved, as the opinion of this Committee, that it is inexpedient to make a further grant of money, for the support or management of the Model Agricultural Farm; and, therefore, this Committee recommend to the House, that the Royal Agricultural Society be notified therewith."

Hon. Colonial Secretary proposed to submit the following Resolution, whilst the House was in Committee; but, it was not seconded, although strongly urged, by the hon. gentleman, upon the Committee.

"Resolved that the cattle, stock, and sheep, now on the Model Farm, be equally divided between the three counties; and, after the sale thereof, as well as of the horse-stock implements, and all other articles belonging to the same; and if there be any balance of debt due, this House will make good the same. The said stock not to be sold out of the Counties, unless in exchange for stock that may be sold in one of the other Counties; and not to be sent out of the Island."

After the Hon. the Speaker's Resolution had been agreed to, and the House was on the point of being resumed, the Hon. the Colonial Secretary observed, then I presume the Society may sell the Stock just as they please.

R. B. IRVING, Reporter.

FIRE AT SAVAGE HARBOUR, LOT 37.—On Tuesday afternoon, at 3 o'clock, the house owned and occupied by Mr. Angus McInnis, at Savage Harbour, North Side, Lot 37, took fire and was totally consumed, with all its contents. Mr. McInnis and his wife, (who have no children,) were at some distance from home at the time of the accident, but a little dog and some cats were left in the house, and it is supposed that they scratched the fire from the hearth on which it was partially covered. The house, which was a new and substantial building, and entirely finished, contained every thing of value its owner was possessed of: his crop, consisting of oats, wheat, barley, and about 200 bushels of potatoes, his household furniture, a chest of carpenter's tools worth about £70, and money to the amount of nearly £100, together with all his own and his wife's clothing, harness, buffaloes, and many other articles. The sufferer by this calamity, now deprived of every vestige of property, the result of many years saving—has always been a sober and industrious man, and his case appeals forcibly to the sympathies of a benevolent public.

FIRE.—We regret to learn that the barn of Mr. Hugh Smith, near St. Eleanor's, and all its contents, were entirely consumed by fire on Tuesday the 9th instant. This loss—estimated at £700—falls very heavily on Mr. Smith. There were in the Barn about 37 tons of Hay, five valuable Horses, besides a large quantity of Turnips, &c. It is said to have been set on fire by the carelessness of a boy with a candle and lantern.

The Dwelling House of Patrick McDonald, of Lot 14, was consumed by fire a few days since, and all its contents.

The Dwelling House of Mr. John Wallace, of Lot 12, was also consumed by fire on Saturday last, 13th instant.—*Isl.*

Five buildings were destroyed by fire, at Fredericton, N. B., on the 14th inst. The occupants of the house in which the fire originated—a man and a woman—were almost totally consumed by the flames, only a few charred remains of their bodies having been recovered from the ruins. They were, it is said, habitual inebriates, and for several days previous to the fire were known to have been in an almost constant state of intoxication.—*Mon.*

In the fishing districts, along the seaboard of Nova Scotia, we are sorry to learn, destitution prevails to an alarming extent.

TO WILLIAM SANDERSON, Esq.

DEAR SIR,—We, the undersigned, having noticed, and at the same time approved of, your appointment as a Commissioner of Small Debts for Georgetown; and taking into our consideration the importance of the situation of Clerk of said Court, which, for the last fifteen years, you have most efficiently filled, with, we are persuaded, every satisfaction to the public; and considering that your acceptance of the situation of Commissioner would leave a vacancy not easily made up, respectfully request that, on these grounds, and according to this our wish, you will reconsider your acceptance as Commissioner, and continue to fill the present responsible office you now hold.

Yours, respectfully,
A. C. Stewart, John Hyde, John F. Holland, Robert Cameron, Robert Broughton, George Clow, Angus McCormack, Michael Bourke, John McDonald, John Quinn, Allan Morrison, John McKay, J. P. James N. Cogswell, W. A. Peters, Daniel Gordon, J. P. James McCormack, James O'Brien, L. C. Owen, J. P. John Haggart, Thomas Owen, Charles Kieley, George Poole, J. P. Fadz Goff, Dugald Ferguson, David Kaye, J. P. G. Wightman, Peter Ferguson, John A. McDonald, John Ferguson, John McDonald, John C. McKeown, James Bourke, William McDonald, W. B. Aitken, J. P. John H. Moore, Robert Shaw, Harroch McKenzie, Frederick Munro, Hugh Logan, James Easton, Daniel E. Kennedy, William Johnston, A. Robertson.

GEORGETOWN, February 16, 1858.

GENTLEMEN,—I take this public opportunity of returning you my sincere thanks for your very kind Address, approving of my appointment as a Commissioner in the Court for Small Debts at Georgetown, and to state that, under the circumstances to which you are pleased to allude, I have thought proper to reconsider the acceptance of my late appointment; and, in doing so, I have this day forwarded my resignation of that office to His Excellency the Lieutenant Governor in Council, whose action on the matter will, no doubt, enable me to comply with your request. Your kind appreciation of my humble abilities, in conducting the business of the office I have so long held, affords me much pleasure, and must produce a corresponding continuance of action on my part, such as I trust will, at all times, merit the approval of the worthy and intelligent of the community. The duties of the office, though somewhat complicated, under such favorable auspices will prove pleasant in the performance.

I am, gentlemen, with much respect,
Your obedient servant,
W. SANDERSON.

To the fifty-one gentlemen signing the above Address.

Married.

At Murray Harbour, on Wednesday the 10th instant, by the Rev. Neil McKay, Mr. Wm. Clow of Murray Harbour, to Miss Lucy Graham, of Gasperaux.

Died.

At Charlottetown, on Wednesday the 24th instant, after a few days illness, Mr. BENJ. CHAPPELL, Surveyor of Lumber, aged 45 years. No person enjoyed a higher reputation for probity and honesty than the deceased, and his quiet amiable deportment endeared him to all who had the pleasure of his acquaintance.

At York Point, on Tuesday last, the 23rd instant, Mr. WILLIAM WHITE, aged 68 years, a native of East Loos, Cornwall.

Rush of Blood to the Head is frequently caused by a bad condition of the stomach or bowels, but by a course of Holloway's Pills, these distressing symptoms are prevented, or if they have made their appearance, are quickly exterminated. Dizziness of sight, headache, and other alarming symptoms, are also relieved by this wonderful aperient; also all internal disorders are curable by them, because by their influence on the nerves, they reduce the entire system to a healthy action. 46

WHAT OUR NEIGHBORS SAY OF DR. M'LANE'S CELEBRATED LIVER PILLS.

New York, August 30, 1852. We, the undersigned, having made trial of Dr. M'LANE'S Celebrated Liver Pills, prepared by Fleming Bros., Pittsburgh, must acknowledge that they are the best medicine for Sick Headache, Dyspepsia, and Liver Complaint, that we have ever used. We take pleasure in recommending them to the public; and are confident, that if those who are troubled with any of the above complaints will give them a fair trial, they will not hesitate to acknowledge their beneficial effects.

MRS. HILL, East Troy, N.Y.
MRS. STEVENS, West Troy, N.Y.
Purchasers will be careful to ask for DR. M'LANE'S CELEBRATED VERMIFUGE and LIVER PILLS, manufactured by FLEMING BROS., of Pittsburgh, Pa. All other Liver Pills and Vermifuges in comparison are worthless. Dr. M'LANE'S genuine Vermifuge and his celebrated Liver Pills can now be had at all respectable drug stores. None genuine without the signature of FLEMING BROS. [43]

New Advertisements.

Dissolution of Partnership.

NOTICE is hereby given that the Partnership lately subsisting between Charles McNutt and William Brown, of this City, under the firm of McNutt & Brown, is this day dissolved by mutual consent.

Any persons having claims against the said firm, are requested to furnish their respective accounts for settlement, and all debts due by note of hand or book account, must be settled on or before the first day of April next, otherwise they will be handed over to their attorney for collection.

CHARLES MCNUTT,
WILLIAM BROWN.

Feb. 24, 1858. 3i.

ON HER MAJESTY'S SERVICE.

VACCINATION.

THE Public are hereby informed that an ample Supply of VACCINE LYMPH, from the National Vaccine Establishment of England, has been received at the DISPENSARY, Charlottetown, and all who choose to apply there on Thursday next, March 4th, between the hours of 10 and 12 may be Vaccinated. The poor, gratuitously, between 3 and 5 same day. Future appointments will be notified.

Families desiring attendance at their residences are requested to leave notice at the DISPENSARY, to ensure due attention. Applications from the Boards of Health will be attended to.

H. A. JOHNSON,
Corresponding Vaccinator to the Institution,
March 1, 1858. (By appointment,) for P. E. Island.

Notice.

ALL persons indebted to the undersigned by Book Account or Note of Hand, are requested to make immediate payment to JOHN RIGG, Esquire, merchant, Charlottetown, who is legally empowered to receive the same.

THOMAS KELLY,
Isl & Jour 4i
Charlottetown, March 1, 1858.

Molasses and Leather.

FOR SALE by the Subscriber—
15 Puncheons choice Porto Rico MOLASSES,
60 Sides Sole Leather,
60 Boxes Prime Liverpool SOAP,
15 do Fancy Soap,
10 Bbls. Brown SUGAR,
WILLIAM DODD,
Queen-square, March 1, 1858. 4w

Satinetts. Satinets.

50 PIECES of Black, Brown, Blue and Grey SATIN-ETTS, of good material and suitable for country trade, for sale very cheap by SAMUEL A. FOWLE.
March 1, 1858. 4w

Brandy! Brandy!

5 CASKS of BRANDY, a superior article, for sale on reasonable terms by SAMUEL A. FOWLE.
March 1, 1858. 4w

The Iron is hot—Strike!

GRAHAM'S DOMESTIC MEDICINE, complete, full bound in "sheep," 15s. per copy. Imported to order by G. W. MILLER, Bookseller.
Ch. Town, March 1, 1858. (Isl. 4w.)

"Once known, never forgotten."

THE new Toilette Luxury PERSIAN BALM—the greatest luxury of life—for cleansing the Teeth, shaving, the Bath, the Nursery, for beautifying the complexion, removing Tan, Pimples, Freckles, healing all eruptions upon the skin, and all toilette purposes. This splendid preparation is the finest article a lady or gentleman can use. It does away entirely with all soaps, oils, pomades, &c., for toilette use, while its valuable, medicinal qualities as a liniment and "pain killer" are winning for it a most enviable reputation. Sold by M. W. SKINNER, Queen Street. Isl. March 1.

STEAM! STEAM! STEAM!

Patrick Hickey & Co's

CABINET, SASH, DOOR, BLIND AND GENERAL WOOD WORK MANUFACTORY.

HAVE just completed their three-storey BUILDING, east of the Wellington Hotel, Sydney-street, the only one of the kind in this Island where Steam Power and the most approved Machinery now in use is employed for saving manual labor.

In the establishment is a Drying-room, in which Lumber is thoroughly seasoned by the heat of Steam.

They having engaged the service of a competent Machinist and General Engineer from Boston, are enabled to undertake repairing all kinds of Machinery, including Lock, Gun-fitting and Screw-cutting, having imported self-acting Lathe and other Machinists' tools for that purpose.

Also—Planing, Straight and Sweep Sawing,—Morticing, Tenoning, Moulding, Boring and Turning Machinery.

N. B.—All kinds of Iron Turning done to order.
Ch. Town, Dec. 14, 1857. Isl 4m

Carriage Making.

JOHN SCOTT, Carriage Manufacturer, returns thanks to the inhabitants of Charlottetown and the Island generally, for the very liberal patronage he has received since his commencement in business, and now informs them that he has this day—October 13th, 1857—taken into partnership his brother, Mr. ROBERT SCOTT, who has returned from the United States, where he has been engaged at the above business for a number of years, and has learned all the modern improvements in Carriage Building, and they will now be able to furnish as good an article, and at as moderate a price, as can be had anywhere on the Island. In future the business will be carried on under the style and title of

JOHN & ROBERT SCOTT,

CARRIAGE AND SLEIGH BUILDERS, &c., &c.

Carriages and Sleighs always on hand, and built to order at the shortest notice. Carriage and Sleigh Trimming done with neatness and dispatch.

Charlottetown, Oct. 19, 1857. 4f