

THE FISHERIES.—The Newfoundland bank Fishery is said to prove very unproductive this season. The Marblehead craft return with exceeding poor fares, hardly equalling one-fourth of what are taken in common seasons.

MAJOR GENERAL SCOTT.—The Washington National Intelligencer of Monday, 5th July, announces the appointment by the President, confirmed by the Senate, of Brigadier General Winfield Scott, Major General by Brevet, to be Major General, June 25th, vice Major General Macomb, deceased.

CANADA. KINGSTON, JULY 8.—On Thursday afternoon, His Excellency the Governor General, attended by a select party, was pleased to witness at Point Frederick, an interesting experiment, to show how wood can be prepared so as to resist the action of fire; and also, how fire can be readily extinguished—both most important matters in this "wooden country."

One of the unprepared models (and which was coated on the inside with tar) was then filled with split cedar and shavings, which were set fire to; the model burned very fiercely, when small quantities of the solution, squirted on it, extinguished the flames, except in one corner, which was left purposely to repeat the experiment three times.

His Excellency paid most particular attention to the whole of the operations, was minute in his enquiries, evinced the greatest interest in the success of the experiment, and judiciously suggested that on an early day the difference between the solution and water, as to their relative capabilities for extinguishing fire, should be tested.

ST. JOHN, N. B., JULY 9. The present has perhaps never been known in this province; along the sea-board we have either been enveloped with dense fog, or deluged with rain for nearly four months in succession, while in the interior, hotter weather has never been experienced.

ST. JOHN'S, N. F., June 19. The case Winton vs. John Kent, Walter Dillon, and Wm. Beck, for a libel published in the Vindicator on the 20th March last, was disposed of on Tuesday last by a Special Jury, who returned the following verdict—Walter Dillon, not guilty. John Kent and William Beck—damages, £200 sterling.

COLONIAL TREASURER.—His Honor the Administrator of the Government has been pleased to appoint JOSEPH TEMPLEMAN, Esq., to be acting Colonial Treasurer, during the absence, on leave, of the Hon. PATRICK MORRIS.—Gazette.

The Colonial Herald.

SATURDAY, JULY 24, 1841.

THE DECISION OF THE NEW YORK COURT, IN THE CASE OF M'LEOD.—We publish to day the long expected decision of the Supreme Court of New York, on the question which was presented, on the writ of Habeas Corpus, in the case of M'Leod. The Court denies the application for the discharge of the prisoner, and orders that he be remanded, to his trial in the ordinary forms of Law.

HALIFAX, N. S. July 21.—Lady Colebrooke, Family and the, left this City on Tuesday morning, for Windsor, where they would embark on board of the Steamer Maid of the East, for St. John.

Major General Sir John Harvey, K. C. H. was presented the Queen, by Lord John Russell, on his return from New Brunswick, and appointment to the Government of Newfoundland.

ice Admiral Sir Charles Adam—a Lord of the Admiralty—is appointed to the command of the squadron in the America and the West Indies, in the place of the late T. Harvey.

ord John Russell gave an interview at the Colonial office, on the 26th ult., to the Hon. E. J. Jarvis, Chief of P. E. Island.

His Excellency, accompanied by the Hon. T. H. Haviland, left town on Tuesday last, on a visit to Sir W. Colebrooke, Lieut. Governor of New Brunswick, and is expected to return about Wednesday next.

The following Despatches, on the affairs of this Island, have been published by Authority:— No. 57.

SIR—I have to acknowledge the receipt of your Despatch, of the 5th of last May. I have to acquaint you in answer, that Her Majesty's Government having reviewed the whole progress of the discussion regarding the tenure of Land, have arrived at the following conclusions:—

First.—That the original terms of settlement were impracticable, and that any Escheat at the present day, on the ground of the failure to fulfil such conditions, would be unjust. Secondly.—That Her Majesty's Government consider it right to state that the Crown has not at its disposal any Funds out of which the Lands could be purchased by the Crown, to be afterwards sold or granted to the tenants.

Thirdly.—That the terms proposed by Mr. George R. Young, or terms equivalent to those, seem to have been acceded to by the great majority of the Proprietors.

Fourthly.—That under these circumstances the best course which Her Majesty can recommend is, that the Assembly and Council should turn their attention to the improvement of the resources, and the encouragement of the growing wealth of Prince Edward Island, and leave to the gradual operation of time the settlement of a question which offers no sound footing for direct Legislation.

Lastly.—I have to state that Her Majesty is not disposed to blame any party for the mode in which this discussion has been prosecuted; but Her Majesty's anxiety for the welfare of the Province makes Her desirous to see the termination of a fruitless and irritating contest.

I have, &c. &c. (Signed) J. RUSSELL. Lieutenant Governor Sir C. A. Fitz Roy, &c. &c. &c.

[No. 58.] DOWNING STREET, 28th June, 1841.

SIR, I have to acknowledge the receipt of your two Despatches, Nos. 13 and 14, of the 3d and 4th of May, the former containing your report upon the proceedings of the last Session of the Legislature of Prince Edward Island, and the latter enclosing a series of Resolutions of the House of Assembly, relating to the state of the Colony, together with the Counter Resolutions of the Legislative Council, and the copy of a Petition from the House of Assembly to the House of Commons, the original of which has been entrusted to Mr. Hume to present.

I have to convey to you the expression of my thanks for the copious explanations with which you have furnished me in respect to the various subjects referred to in the Resolutions of the House of Assembly; and in regard to the Petition to the House of Commons. I do not, however, consider that it is incumbent on me to advert to the different topics comprised in these Papers; having, on the principal question relating to the Lands, sufficiently explained to you in my Despatch, No. 57, of the 25th inst., what were the views of Her Majesty's Government.

I confine myself therefore on this occasion to the remark, that I have no further proposition to make, and that I regret to see such a fruitless prosecution by the Assembly of measures on which the opinion of Her Majesty's Government has been so frequently and decisively expressed.

I have the honor to be, Sir, Your most obed't. Servant. J. RUSSELL. Lieut. Governor Sir Chas. Fitz Roy, &c. &c. &c.

Among the passengers in the Pocahontas, from Pictou, yesterday, was no less a personage than Mr. Freeman, the American Giant. We had the pleasure of an introduction to his giantship on board the steamer, just after her arrival, and found him to be, notwithstanding his immense size, and the great noise he appears to have lately made in the world, extremely affable and condensing. Mr. Freeman was born in the city of New York—is about 20 years of age—weighs 332lb.—stands 7 feet 3 in. high, without his shoes—and measures 55½ inches round the breast. He intends to visit the Island, and will, we have no doubt, be most happy to receive the calls of all who may feel disposed to pay him a visit.

Agreeably to request of the Rev. F. J. Macdonald, a Meeting of the Roman Catholics of Georgetown and its vicinity took place in the Chapel in Georgetown, on the 25th of March last, for the purpose of forming a Total Abstinence Society. After divine service being performed the Pledge was administered to upwards of One hundred and eighty persons; and the list now numbers about Five hundred in this district.

A Meeting of those enrolled took place on the 10th inst., for the purpose of choosing Officers and raising a fund to be applied in the same manner and principles as the Charlotvetown Roman Catholic Temperance Society. The Rev. F. J. Macdonald was called to the Chair, and the following resolutions were unanimously adopted:

1st. RESOLVED, That the Society be conducted by a President, two Vice Presidents, a Secretary and Treasurer, and a Committee of Twelve persons, of which Seven shall be sufficient to form a quorum, to transact all matters relative to the Society, and that the President, Vice Presidents and Secretary be members of the same.

2d. RESOLVED, That the Society do now proceed to choose Office-bearers for the present year.

3d. RESOLVED, That the Rev. F. J. Macdonald be President and Treasurer of this Society. Messrs. Byrne and Macphie be Vice Presidents. Mr. John Kearney to be Secretary. Committee—Messrs. Michael McCormack, Donald Macaulay, Angus Macdonald, (Cardigan), Alex. Morrison, Donald Macmillan, Peter Dalton, John McLean, J. B. Howlett, Hugh Walker, Thomas Bourke, Roderick Steel, John Macaulay.

4th. RESOLVED, That a fund be raised in aid of the aforesaid institution, and that each member do contribute towards the same the sum of Three shillings per annum.

5th. RESOLVED, That the aforesaid Committee do meet quarterly, and oftener, if required.

6th. RESOLVED, That the thanks of this meeting be given to the Chairman (Rev. F. J. Macdonald), for his zeal in advocating the great and good cause of Temperance.

7th. RESOLVED, That the proprietors of the Royal Gazette and Colonial Herald be respectfully requested to give publicity to the foregoing proceedings.

The meeting adjourned until the 29th inst., when several of the members came forward and cheerfully paid their yearly tribute. JOHN KEARNEY, Sec'y. Georgetown, June 29th, 1841.

Passengers. In the Pocahontas, from Pictou, yesterday—Mr. and Mrs. Fletcher; Capt. Abbinat; Messrs. James Desbrisay, E. Moynagh, Lippencott, Richardson; Mr. Freeman (the American giant); Messrs. Risley, Showerskey, O'Connell, Griffiths, Master Risley, and G in the steering.

Launched. On Saturday the 18th inst. at the shipyard of James Yeo, Esq. New Bedford, a splendid Barque, called the Five Sisters, of about 450 tons register.

At Brudenell River, on Tuesday last, from the shipyard of Messrs. A. & T. Owen, a superior built Barque, called the John Bromham, of 387 tons, new admeasurements—built for the Hon. J. Peake.

On Wednesday last, from the shipyard of Mr. Robert Orr, New Glasgow, a fine Schooner, called the Jane, of 197 tons, new admeasurements—built for the Hon. J. Peake.

PORT OF CHARLOTTETOWN. ENTERED. Schooner Defiance, Stewart, Miramichi; ballast. Catherine, Smith, St. John's, N. F.; do. Jessie, Macdonald, Miramichi; do.

BEDEQUE. ENTERED. July 16—Schr. Sarah, Clarke, Miramichi; Goods. 17—Eliza, M'Fadyen, do; do. 20—Margaret, Le Blanc, do; do. "—Dolphin, Simpson, Shediac; do.

RICHMOND BAY. ENTERED. Schooner Elizabeth, M'Gougan, Dalhousie; Goods. CLEARED. Schr. Amendment, Pillman, Miramichi; ballast. Elizabeth, M'Kay, do; 8 head horned Cattle, 40 Sheep, 8 Figs, 2 firkins Butter, 200 lbs. Cheese. Fame, Thomson, do; 8 head Cattle, 28 Sheep, 10 qtls. Dry Fish, 4 bls. Oatmeal, 1 firkin Butter.

CASCUMPEQUE. ENTERED. June 22—Schooner Hope, Gallant, Miramichi; Goods. CLEARED. June 12—Schooner Hope, Ruggles, Miramichi; 25,000 Trenails.—William, Larmour, Plymouth; 168 tons Pine Timber, 37 do. Birch do., 74 cords Lathwood, 1500 feet Deals, 21 Spars—by the Hon. J. Peake. 22—Jane, Ready, Miramichi; 12 qtls. Cod Fish.

COLVILLE BAY. ENTERED. July 6—Schooner Matilda, Robertson, Halifax; ballast. "12—" Caroline, Burke, do; do. CLEARED. July 12—Schooner Caroline, Burke, St. John's, N. F.; 28 head Cattle, 20 Sheep, 15 Pigs.

Arrived yesterday, H. M. Brig Ringdove, Hon. Capt. Stewart; and H. M. S. Crocodile, Capt. Milne. The latter vessel, while beating into the harbour, grounded on the flats under Warren Farm; the Ringdove immediately proceeded to her assistance, and she was got off the following tide, without, we believe, sustaining any damage.

At St. John, N. B., July 10th, schr. Horatio, Saunderson; Regulator, Hayley; and William, Peckett, from P. E. Island.

IMMENSE ATTRACTION. For a few Evenings, at Mr. Cantelo's New Building. CHARLES FREEMAN the American GIANT, who stands 7 feet 3 inches, the strongest and best proportioned human being in the world, only 19 years of age, and capable of lifting fifteen hundred pounds with his bare hands.

In conjunction, Mr. O'CONNELL, the wonderful TATTOOED MAN, whose life and adventures have been published throughout the world, and is acknowledged to be the greatest dancer the world ever produced. Mr. RISLEY, the original delineator of Ethiopian character, who cannot be excelled. Mr. GRIFFITHS, the celebrated violinist, being the only person who plays the wonderful Paganini Music. MASTER JOES, the wonderful prodigy, only five years of age, whose performance has astonished multitudes of people. And SENIOR SNOWERIZKY, who stands unrivalled in his profession, this being his second appearance in this place.

The best of order will be enforced. Doors open at 8 o'clock, performance to commence at half-past 8.

FOR SALE. THAT valuable well-known FREEHOLD FARM, belonging to the Subscriber, consisting of One hundred and three acres of Land, forty of which are in a high state of cultivation, with or without the crop on the ground.

The unencultivated part of the farm is covered with solid wood of the very best description, both for fuel and farming purposes. The crops which the Subscriber has raised on it for a succession of years have equalled in quality and quantity any farm of the same extent in the whole Island. There is on the premises a comfortable DWELLING HOUSE, with a good Barn and Stable. The Garden, which is in the highest order, is planted with English and American Fruit Trees of the best quality, and gooseberry and currant bushes in great variety. There is besides a beautiful stream of water running close by the premises, in which, when the tide is in, a good sized boat can come within a hundred yards of the door. The farm is surrounded on every side by quiet and obliging neighbours. In short, a more desirable farm can seldom be met with for a person of industry and moderate capital, and the Subscriber's only motive for parting with it is an intention of returning in the decline of life to his friends and relatives in England. An indisputable title can be given, and possession of the same can be had at once, and the stock and crop are disposed of. For particulars, (if by letter, post paid) apply to

GEORGE ROBERTSON. Newtown, Belfast, July 16th, 1841.

PRINCE EDWARD ISLAND. The Cunard Atlantic Steamers having commenced plying between Liverpool, England, and Halifax, Nova Scotia, a new era is formed in the History of the North American Colonies. This expeditious mode of conveyance will, doubtless, bring to their shores a number of individuals in search of healthful and fertile locations; and the Advertiser, therefore, solicits such persons, having agricultural views, to visit Prince Edward Island, so justly styled by writers "The Granary of British North America." It is situated in the Gulf of St. Lawrence, and is only two days' travel by Coach and Steamboat from Halifax, N. S. This Colony, with respect to salubrity of climate, fertility of soil, and excellent waters, is second to few, if any, in the British Dominions. The capitalist who determines on emigrating, may here purchase wilderness lands from 15s. to 25s. per acre; or improved Farms, in different sections of the Island, at from £2 to £5 per acre, according to situation, and the value of the Buildings erected upon the property. The soil of this Island produces nearly all kinds of grain, hay and vegetables; and cattle, as well as agricultural implements, suitable to the Colony, can be obtained at moderate prices. There are twelve Agricultural Societies, established within the last few years, actively employed in introducing from different countries the most improved breeds of Live Stock, Agricultural Implements, &c. suitable for the farmer.

To the Emigrant, even though but a small capitalist, Prince Edward Island offers many advantages.—First, its general prosperity, which is sufficiently proved by the increase of its exports, and its steadily improving revenue. Second, a healthy climate. Third, a plentiful supply of good water throughout the whole Island. Fourth, the fertility of the soil, and its freedom from all taxes, burthensome to the Settler. Fifth, the convenience of settlement, whereby the ruinous expenses which are sometimes incurred, by having to travel hundreds of miles, after landing, to a place of location, are almost totally avoided. Sixth, a certain remuneration for the labours of the Agriculturist, by a sure market, and a fair price, for all the surplus produce of his farm. Seventh, the labourer readily meets with employment, and receives liberal wages. Eighth, to the British Emigrant it offers the enjoyment of the benefits to be derived from the laws, language, customs and manners of his native land; and he preserves in himself an identity of interest with that of the parent state. Ninth, Prince Edward Island is now only thirteen days' travel, by Cunard's line of Atlantic Steamers, from England; and, if a Colony affording regular opportunities of peedy intercourse with the mother country, and possessing the advantages before enumerated, be desirable, the Advertiser, who has spent twenty years in the Island, thinks he may safely venture to invite such individuals as have resolved, or shall determine to emigrate, to pay it a visit; and should they be induced to establish themselves and families here, in preference to a foreign state, they will have the satisfaction to know that their posterity will be scions of the British Empire.

To individuals intending to emigrate from England to Prince Edward Island, it may be well to observe, that Vessels are to be found in London, Liverpool, Bristol, Plymouth, Bideford, Newport, Gloucester, Southampton, Hull, Newcastle-upon-Tyne, Yarmouth, and all the principal ports in Britain, either direct for the Colony, or to Pictou, Nova Scotia; or Miramichi, New Brunswick; these latter ports being only a short distance from Prince Edward Island, and, between which and the Island, a Steam Boat and sailing Vessels are generally running weekly during the period of the navigation's remaining open. The charges of transit are moderate.

For passage, application may be made to Daniel Davies, Esq., Warwick-street, London; Cannon, Miller & Co. Liverpool; J. B. Winters, Esq. Bristol; Messrs. Peake & Son, Plymouth; John Howe, Esq. Bideford; Messrs. Davids & Tapson, Newport; Philpot & Co. Gloucester.

Persons desirous of purchasing either Improved or Wilderness Lands, are respectfully solicited to apply (if by letter, post paid) to the Advertiser, at his Office, Charlottetown, Prince Edward Island. WILLIAM DOUSE, Land Agent. August 26th, 1840.

FOR SALE—A few loads Stable Manure. Also—A small Pleasure BOAT, with Mast, Sails, Oars, &c. complete. Apply at Mr. Gainsford's, Water Street.

Auctions. BY S. DESBRISAY, AT HIS SALE ROOM, ON WEDNESDAY, the 28th instant, the following valuable articles: Northumberland Turnip Drill, with wheels for pulse and grain; Square Plate Glass, in Maple wood frame, Mahogany Washing Table, with Cupboard, &c. Plated Cruet Stand, German filter, &c. Child's large painted Cradle and Mattress, complete, Large Palliase, in two pieces, Brussel's Carpet, Stair Carpet, Set Andirons, two Spits, Three Dandy Stoves, with pans and covers, complete, Dinner Lamp, Table do., with glass, complete, Sundry Saucepans and Covers, Fish Kettle and Strainer, Copper Saucepan and Cover, Dutch Oven, with shelf, Paix plated Candlesticks, with extra branches, Child's Swing, Do. Chair, Sundry gilt Ornaments, Violin (by Gerok) and case, Several volumes of Literary Gazette, Folding wire Fender Guard, Several volumes of Athenaeum, Two do. of the Atlas, Ditto ditto of Fraser's Magazine, Plate Warmer, a Roller Wash Board, Short Musket, Coffee Roaster.

Also, 100 volumes of Books. Catalogue to be seen the day previous to the sale.

By S. Desbrisay, ON MONDAY, the 2d day of August next, at the Court House, at 12 o'clock, that beautifully situated Lot of ground, being part of Common Lot No. 18, the property of J.S. Dealey, Esq., near the Government House, containing nearly Two Acres, divided into three Building Lots, adjoining the property now in the occupation of Capt. Swabey, and fronting on the harbour. These Lots command a delightful view of the harbour and of the opposite coast, and are admirably adapted for genteel private residences. Also, that large and commodious Building, 40 feet by 20, erected on the above property. A Plan of the above may be seen at the Auctioneer's. Terms at Sale. Charlottetown, 15th July, 1841.

Surveyor General's Office, 13th July, 1841. THE Surveyor General will submit for Sale, at Public Auction, on Wednesday, the 18th day of August next, at the Court House, in Charlottetown, at 12 o'clock, noon, the following PASTURE LOTS, in the Royalty of said Town, viz:—Nos. 188, 261, 271, 316, 404, 438, 455, 523, 536 and 557. GEO. WRIGHT, Sur. Gen.

Surveyor General's Office, 13th July, 1841. THE Surveyor General will submit for Sale, at Public Auction, on Saturday, the 28th day of August next, at the Court House, in Georgetown, at 12 o'clock, noon, the following LOTS in said Town, viz:— Nos. 11 and 12, First Range, Letter C. " 2 and 3, Fourth do. " C. " 14 and 15, Fourth do. " D. " 2 and 3, First do. " E. " 6 and 7, Second do. " F. " 4 and 5, Third do. " G.

And the following PASTURE LOTS, in the Royalty of said Town, viz:—Nos. 58, 59, 95, 267, 273, 281, 284, 162, 185, 291 and 293. Also, will be resold, in consequence of the purchase money not being paid, the following Lots in the said Town, viz:— No. 10, Third Range, Letter A. " 4, Fourth do. " A. " 1, First do. " B. " 5, Third do. " B. " 9 and 15, Third do. " F. " 1, Fourth do. " F.

And the following PASTURE LOTS in the said Royalty, viz:—Nos. 61, 74, 216 and 243. LOTS adjoining the said Royalty, Nos. 21 and 30. GEORGE WRIGHT, Surveyor General.

FERRY WHARF. SEALED TENDERS will be received at the Secretary's Office, until Wednesday the 4th August next, for the erection of a WHARF, at the Point commonly called Plan and Road, opposite Charlottetown. Plan and Road Correspondence to the Office of Peter Macgowan, Esq., Royal Correspondence to the Office of Peter Macgowan, Esq., at the Office of Peter Macgowan, Esq., at Charlottetown, July 5th, 1841.

TO FARMERS. MR. IRVING having procured Tradesmen from Scotland, acquainted with the construction of the most approved Implements of Husbandry, including Drill Machines for sowing Grain, Turnips, Beans, and Mangel Wurtzel, Scufflers and Cultivators, Chaff and Turnip Cutters, Winnowing Machines, Horse Rakes, &c. &c., begs to inform the Farmers of Prince Edward Island, that Mr. Macgowan, Secretary to the Agricultural Society, has kindly offered to receive and transmit orders for any of the above articles, and that on application to Mr. Macgowan, specimens may always be seen at his Store. Bonshaw, 12th June, 1841.

BAZAAR. Under the patronage of the Right Hon. Lady Mary Fitz Roy. THE BAZAAR for the sale of Ladies' Fancy Work, in aid of the Funds of the Ladies' Benevolent Society, will take place on Thursday, the 29th July, inst., at 12 o'clock, on board the Castalia, which Mr. Peake has kindly lent for the occasion. The Public will be admitted to view the Tables on the day previous to the sale, from 11 to 4 o'clock. Admittance, each day, One Shilling. Contributions will be received at Government House on Saturday the 17th July; and the Ladies are particularly requested to Ticket them, with their names and the prices.

Mrs. J. Brecken and Mrs. D. Hodgson will take charge of the Cake Table, and will receive contributions on TUESDAY the 27th, on board the Castalia, from 4 till 6 o'clock. July 5th, 1841.

SAIL MAKING AND RIGGING. JOHN THOMPSON, SAILMAKER, from Pictou, begs to leave to announce to his friends and the public, that he intends to carry on business in the above line, at Mr. Peake's Store, (commonly called the old Steam Mill), where he will be thankful to receive orders, either to make Sails or repair them; also, Rigging fitted to order.

STAGE TO BEDEQUE. THE Subscribers beg leave to inform their friends and the public, that they intend running a STAGE from Bedeque to Charlottetown every Tuesday, and return to Bedeque every Wednesday, starting from the Wellington Hotel, Charlottetown, at 10 A.M., and arriving at Bedeque in time to meet the Shediac Packet. MICHAEL DE POLEY & Co. N. B.—Passengers and Parcels booked at the Wellington Hotel, Charlottetown. Bedeque, July 15th, 1841.

Five Pounds Reward. WHEREAS some evil-disposed person or persons did, a few days ago, cut down and carry away a number of young trees from the West side of the Field belonging to the subscriber, opposite the Farm of Mr. W. Bagnall; now in the possession of the Rev. L. C. Jenkins.—This is to give Notice, that the above Reward of Five Pounds will be paid to any person who will give such information as will lead to the conviction and punishment of the offender. JOHN MACGILL. Charlottetown, 2d July, 1841.

WANTED, to Charter for Bermuda, a Vessel of from 80 to 100 tons burthen, to load with Produce in the Hillsborough, about the beginning of October. A liberal Freight will be paid. Application to be made to Peter Macgowan, Esq., Charlottetown, or to Mr. Francis Kelly, Fort Augustus. E. THORNTON. Three Rivers, June 23, 1841.