No. 162.

Colonial Secretary's Office
Falkland Islands
3rd November 1858.

Sir,

I have the honour to enclose herewith the usual returns of Government Stores temporarily in my charge, for the quarter ending 30th September 1858, with vouchers, and supplemental returns from the Surveyor General and Colonial Surgeon.

I have
&c. &c.
(Sgd) J. H. Moody
Colonial Surgeon

C. Macaulay Esq.
Secretary to the Commissioners
for Auditing the Public Accounts
London.

No. 163.

Government House
Stanley Falkland Islands
4th November 1878.

My Lords,

I have the honour to report that I have drawn the undermentioned bill on Her Majesty's Treasury.

No. Eighteen hundred & fourteen dated 28th of October 1878. The sum of One hundred and sixty four pounds two Shillings and sixpence. drawn in favour of Thomson being the amount expended on Cape Pembroke lighthouse during the four months ending on the 30th Sept. 1878. Exchange at one per cent discount

This sum is drawn in repayment of the advances made on account of the Board of Trade for the Lighthouse and I have written to the Secretary of the Marine Department to report the bill and to move the Board to cause the amount to be repaid to the Treasury to the account of the Colony.

I have been compelled to draw in this way as I have not been furnished with any forms of bills on the Account to the Board of Trade.

I have not yet received the Special in the admirals charge at Rio de Janeiro, and have therefore been obliged to negotiate the above bill at a discount. —

I have
&c— &c— &c—

The Right Honorable
The Lords Commissioners
of Her Majesty's Treasury
London.

No. 164.

Colonial Secretary's Office
5. November 1858.

Sir,

H.E. the Gov. being about to write to the Home Government for instructions as to the disposal of the Convict Christopher Murry I am directed to request that you will cause a copy of the indictment and of the sentence to be prepared & sent to this Office.

I have &c
(Sd) J. Rhoyden
Colonial Secretary

The Brooke Esq
Resident Magt.

No 165.

Colonial Secretary's Office
6th November 1837

Sir,

I have laid before H.E. the Governor your letter of the 4th Instant relative to the Estate & the representatives of Patrick Byrne deceased Seaman which was deposited in the Colonial Treasury on the 1st Instant.

His Excellency does not feel called upon to interfere in any way with the suggestion contained in the second paragraph of your letter and he will request the kind offices of the British Consul at Monte Video to forward the Money to the British Consul at Buenos Ayres.

I am directed to take this opportunity of acknowledging the receipt of your letter dated the 2nd Instant enclosing a draft of the proposed Commonage act, which letter is under His Excellency's consideration.

I have received also the certified copy of the information on which C. Murry was convicted -

I have
&c. &c - &c

T. Murdoch Brooke Esq.
Lieut. Governor

(Signed) J. Montgomery
Colonial Secretary

P.S. Send by the messenger 10 quires foolscap paper as requested

No. 166.

Colonial Secretary's Office
8th November 1851.

To Mr. John Redd
and the Merchants
whose names are attached
to a petition (dated 3rd of
October) addressed to the
Governor.

1. His Excellency the Governor has received your petition dated the 3rd Instant, praying that clemency should be extended to the Prisoner, Christopher Murry now under sentence of transportation for 14 years for killing his wife, and "that he should be sent "with his children from the Colony in order that "he may know how they are situated, and by his "presence alleviate in some little the hard fate of "the orphans left."

2. The petition is signed by thirty five persons and has been recommended to the favourable consideration by the majority of the Jurymen who sat on the trial of the cause.

3. After taking the petition and the whole circumstances of the case into consideration deliberation the Governor feels it is impossible for him to comply with the desire of the Memorialists.

4. It is not alleged in the petition that there was any doubt, defect or insufficiency in the evidence on which the Prisoner was convicted. Indeed such an allegation could hardly be made since two Juries differently composed (one on the Coroner's Inquest the other on the trial) have solemnly declared the prisoner guilty.

5. The appeal for mercy is made solely on the ground that the Convict "may be allowed by his

presence

presence to alleviate in some degree "the hard fate of his orphan children". No one more commiserates the fate of the children than the Governor. It becomes the duty of the Government on the conviction of their father to take care that they were properly provided for. All the property that could be secured for them was secured. The forfeiture of the estate was remitted in their behalf, and the Magistrates Court have appointed a near relative of the convict to be their guardian. — But the Governor could under no circumstances consider it merciful to the children to place them in the care of a man (although their father) who has just been convicted of killing their mother.

6. The Governor cannot conceal from himself that the crime which has been committed is only an aggravation of the offence by no means rare in the annals of the Police Court. The crime of men beating their wives: and his Excellency cannot permit himself to extend the Royal Mercy in a manner that would appear to extenuate such a baneful practice. — The Governor has deemed it right to order the petition and this answer to be published.

By order of H.E. the Governor

(Sgd) Rhoades
Colonial Secretary.

No: 167.

Government house.
Stanley, 8 November 1886.

Gentlemen,

I received on Saturday a petition for the free pardon of the convict Christopher Murry, which was recommended by you to my favourable consideration.

2. a petition for mercy which is recommended to the Executive Government by the Jury who have convicted a prisoner is seldom entirely rejected. It was, therefore with regret that I received your application in favour of a memorial that I have been totally unable to accede to. *consideration of

3. The grounds on which Juries usually memorialize for the free pardon, or the mitigation of the punishment, of a convict are when evidence is subsequently discovered which would have altered their verdict or when just suspicion is thrown on the inculpatory evidence — or when the punishment is disproportionate to the offence — or when extenuating circumstances are brought to light. —

4. None of these grounds can be brought forward in this case. No fresh evidence has been discovered. No recommendation for mercy accompanied the verdict. It is not even alleged that the punishment is unduly severe, and I have looked in vain for any extenuating circumstances.

5. The only ground of appeal in the petition is the situation of the convicts children, and this I cannot admit for the reasons stated in my answer to the petitioners to which I refer you.

6.

6. I have deemed it my duty to point out to you the inadvisedness of your appeal in this case, because I would feel it less incumbent upon me to pass always a proper regard to the representations of a Jury.

I am &c
Sgd. Thos C Monk.

Mrs Henry Felton and
the nine Jurymen also
signed a Memorial in
favour of Christophe Vany.

No. 168.

Colonial Secretary's Office.
Stanley 8 November 1878.

Sir,

I am directed by H.E. the Governor to acknowledge your letter of the 6th instant, calling his attention to the situation in which your brother is placed, —

The Governor received at the same time a petition from some of the inhabitants in favour of the immediate liberation of your brother, and I am directed to say that he cannot consistently with his duty remit your brother's sentence.

With respect to the children. I am directed to remind you that the Government have already taken as much care of them as it was possible to do. that the property of your brother was collected as far as it could be and secured for them. and that a proper guardian has been appointed for them. That guardian acting under the advice and with the sanction of the Chairman of the Magistrates' Court will decide on the best course to be taken in order to insure the welfare of the children.

I am &c &c

J. P. Rowsell
Colonial Secretary.

Mr James Marsh
Stanley

No. 169.

Colonial Secretary's Office
Stanley 8th November 1875

Sir,

I am directed by H.E. the Governor to acknowledge your letter of the 6th Instant "respecting the approaching expiration of "the Mail contract and enquiring whether "His Excellency would continue the present "contract with the exception of the Mail being "every three instead of every two months as at "present beginning from this Port the middle "of February next."

2. Immediately after receiving from Mr. Hawes both June the six months notice of his intention to put an end to the Mail Contract His Excellency communicated with Her Majesty's Government and urged that He should be empowered to make such arrangements as might be possible for maintaining the postal communication.

3. It is not of the Governor's power therefore to make any arrangements until he has received the instructions of the Secretary of State.

I have &c.

James Lowe Esqre
Colonial Manager
Falkland Islands Company.

C.S.

Gh: 170.

Government House
Stanley 8th November 1887.

Sir,

I beg to acknowledge your letter of the 4th Inst: "applying to purchase two lots of 160 acres "each, one including the Canteen house and buildings "and the other in a valley at the head of Darwin Har "bour"

2. I will give the Surveyor General an intimation of your wishes, but I fear it will be impossible for him to proceed after the Land for some weeks.

3. With respect to the extent of the "runs" attached to each holding Mr. Bailey must be guided by the Land Regulations. He will of course allow most fully for the extent of the "Pegasus Lake" and any other ponds there maybe. It will, however, be my duty to instruct him to mark the line of road which must be reserved through the run on the isthmus and also a piece of land in a convenient situation for the future construction of a rest-house and for the grazing of the horses of travellers stopping there. This road will, of course, be in continuation with the road through "Latonia" reserved in the agreements of the Company with the Crown.

4. I learn with pleasure that it is your intention to graze sheep on the land outside Latonia" as it promises to avoid much of the difficulty that might arise from the mingling of tame Cattle with the wild Herds.

5. With respect to the island in Mare Harbour called Seal Island I must observe that it is not and never has been included in the grant made

made by the Crown to Mr. Lefroy. The subject was fully discussed in the year 1853 between your predecessor Mr. Dale and the then Governor Mr. Rennie, and the letters dated 9th 11th and 13th of May 1853, are on letters of record in your office. The case was referred to the Duke of Newcastle then Secretary of State who decided that the claim then put forward by the Company was inadmissible. I enclose an extract from his Graces despatch. That decision was communicated five years after the Company's Agents, and the receipt of it was acknowledged in a letter from Mr. Dale to Governor Rennie dated November 16th 1853.

I have
&c. &c. &c.

(Signed) Hy Holmes.
Governor

James Lane Esqre
Colonial Manager
Falkland Island Company.

171

Colonial Secretary's Office
Stanley 8th November 1878.

Sir,

I- being a matter of grave suspicion that cattle were feloniously killed, a brought into the Settlement- last- night-, His Excellency the Governor would feel obliged if you would enquire whether any of the sentries on guard o are any person or horse a foot pass near the Guardhouse during the night, and let- him know. —

I have
&c. &c. &c.
Signed. Johnston
Colonial Secty.

Captain Abbott.
Comdg. F. I. Garrison
&c &c &c

No 172

Government House
Stanley. Falkland Islands,
10th November 1878.

Sir,

I beg to acknowledge your letters of the 6th and 8th instants relative to the Peninsula Farm from which I gather that you do not think yourself justified in accepting on behalf of the Company you represent the terms contained in my letter (No. 158) for the future tenancy of the Farm.

2 The terms you propose in lieu are that a lease of the farm should be granted for

y a 14 years - that one years rent of the house (61£) should be expended to place it in repair, that £107 "19 "9 should be spent in building a rancho near the gate of which Government should contribute 95£, and that the rent should be reduced from £130 to 50£ a year.

3. I have no wish to exact from the company a higher rent than the farm is worth, and if the rent paid by the Company for the last 4 years has been felt by them to be "very excessive" I must remind you that it was in your predecessors power to terminate his tenancy at any time during that period on one months notice.

4. It will I think be better that a months notice should be given to terminate the present lease, and to draw up an entirely new agreement.

5. The gradual subsidence of the road has been accelerated during the last two months by the dry weather and it will require to be almost entirely rebuilt to make it last for a long lease. This expense I am not prepared to incur any more than I am to build a house near the gate. The small wooden Rancho which was built before a mount William road to which I alluded before in my letter (No 155) costs less than 15£, compared with which I must deem your estimate excessive.

6. I propose that if the Company desire to continue the occupation of the land they should do so on paying a rent of 10£ a year - that for the occupation of the Slaughter house if required they should continue to pay the present rent of twenty three pounds. that the Stone Corral should be occupied

10£

23£

33£

at

as at present fell for rent - and that of the Dairy and other buildings on the Isthmus if unoccupied no rent to be charged of course. — The boundary of the land to be the same as described in the present agreement except that the northern boundary shall be a line "from Mount William to Coppers Hill & "thence Eastward to the sea", excluding the Peninsula and Hawkins Point, and the ten-acre allotments of the Pensioners which last are already excluded from the farm by the exception of "alienated" land. —

7. If the tenure be on the terms of the present lease - namely - occupation at will with power on either side to end the agreement at one months notice, no further condition will be necessary.

8. But if, wishing to construct a rancho, you should wish to secure the interests of the Company by procuring a lease - condition must be inserted that during the continuance of the lease the Lessee shall sell for salt beef fit for human food at a price not exceeding threepence per pound. The motives of such a condition are evident. The power which the Governor has heretofore possessed of resuming the farm at a months notice would enable him to protect the interests of the Public, by assembling Cattle for consumption on the farm and selling them on Government account as was done from 1845 to 1847. But if the farm is leased this power would be surrendered and I must not fail to guard the interests of the Public, which are confided to my care, while I endeavour to promote in every way the well being of the Company.

I have the &c

James Love Esq
Colonial Manager
F. I. Company

No. 173.

Government House Stanley
November 18th 1848.

Sir,

His Excellency the Governor is communicating with Her Majesty's Government by the present mail on the subject of a claim revived by the Agent of the Falkland Island Company to "Seal Island" in Mare Harbour. The Government have already decided against the admission of the Company's claim - but I am to request that you will furnish for Sir E. B. Lytton's information a tracing of Choiseul Sound showing the line of demarcation as defined by Governor Moody in 1846

I have &c — &c — &c —

(Signed) J. R. Longden
Colonial Secretary

Arthur Bailey Esquire
Surveyor General
Stanley

No. 174

Government House
Stanley November 11th 1887

Sir,

I beg to acknowledge your letter in reply to mine of yesterdays date & I am sorry that the terms on which I therein offered to lease the Land near Stanley should not appear to you moderate, since, I cannot as Justice to the interests of the public propose any further concessions.

2. You remark that you cannot suppose I should desire to take from the Company the only part of their present holding which after it should have been cleared for two years would provide anything like proper food for a few animals & cattle." I would only remind you that in your letters of the 16th October & 6th November you represented the Land "to be worthless" and that in a short time the House Island would be useless and vacated". Therefore it was that I proposed to except this from the lease and to let it up. I should have no objection whatever to insert a clause in a new lease permitting the Company to reoccupy the Peninsula and Horseless Point with the dairy sheds & on payment of the rent thereof.

3. I cannot alter the condition on which alone I should think myself justified in granting you a lease of the Land. The condition is not a new one. I enclose a copy of the 18th clause of the lease under which the farm was held by Mr. Mathieson

and

Captain Pache. When the lease was renewed in 1874 the Company were still under the obligation of supplying beef for public purposes at 2½ per pound and cattle for consumption at Fort Wrangel. It was not therefore necessary to insert in the lease to the Hunters any restrictive condition as to price.

4. As to the rancho Dawson I said in my letter No 158. willingness to contribute towards its erection the same sum as the Government paid for that on Mt. Wrangel namely 15£. Beyond that I am not prepared to go. No funds are available for such a work as you appear to contemplate, nor does experience lead me to believe that such a work under any circumstances be advisable, a hunter for a boy to shoot in occasionally when he is left in driving cattle or during the winter might at all times have hitherto been required and all that I understood you to wish to work for.

5. You refer to the Lands leased to Captain Pache & his predecessors without any condition as to the price & mode those lands are leased to him under the Public regulations of 1869 and the homesteads in virtue of which he became entitled to a lease were purchased at Public auction. It is impossible for the Government to be responsible for any inconvenience which may result to the Company from the fact that your predecessors did not consider it advisable to compete for those Lands.

I have &c

(Signed) Thos E Wynne.
Secy.

I. Land Corr.
C. M.
7 I. C.

No. 175.

Colonial Secretary's Office
Falkland Islands
12 November 1873.

Sir,

I have had the pleasure of receiving your letters of the 8th June & 31st July last covering copies of the colonization Circulars and requesting information for the use of intending emigrants.

2. In a country like this almost exclusively adapted for grazing farms on a considerable scale, little labour is required in proportion to the extent of land occupied. The repairs of shipping regarding the Port of Stanley would often employ many more artificers than are resident here but that employment is by its nature very precarious. and in the intervals it would be difficult to find work. Three or four Shipcarpenters and a blacksmith or two with fair knowledge of their trade would I think find employment at wages varying 6 or 7 shillings a day to 15 or 16 shillings, when there is a press of work.

3. It is probable that the stimulus given to the trade round Cape Horn by the Colonization of British Columbia will much increase the number of ships that seek in this "Harbour of Refuge" the repairs and refreshment so often needed in navigating these latitudes.

3 I enclose a copy of the regulations in force for the last nine years as to grazing leases. It will be seen that they are almost exclusively adopted for large farmers.

4 The trade cultivation round Stanley is much increased, and the surplus garden produce is easily disposed of—

The

6. The colony being however established and held solely for its geographical position in regard to the command of England with her colonies in Australasia and on the North west coast of America, emigrants cannot be recommended to come and settle here with the view of providing for themselves from the soil, as in the case of our other growing colonies having a territorial value of their own and a soil and climate which give the cultivator a safe hope of success.

I have
&c — &c &c

(Signed) H Thomas den
Colonial Secretary.

Stephen Woolcott Esq
Secretary to
The Govern.t Emp.t Board.

No. 176.

Government House
12 November 1856

Sir,

I had hoped that in my interview with you yesterday morning the future tenure of the farm was satisfactorily arranged, but from the letter I have received this morning I gather that you are anxious to refer the subject to the directors.

2. I therefore lose no time in sending you a short abstract of the terms on which alone I should feel justified in letting the farm.

3. The limitation of the price of meat has always been (as I informed you in my letter yesterday) a condition always annexed to the lease. In fixing the price at 3d. per pound I had regard to the voluntary offer of the Company made through Mr. Hawes in his letter of the 16th January 1855, stating that "it appears to the Directors that just "now from this time forward the price of ordinary "grass fed beef for the market be raised to 3d per "pound and of superior or artificially fed beef to "four pence per pound".

4. In giving up the entire rent of the Wood, 61£
61£ per annum, in agreeing to shut up the
Peninsula and suspending its rents namely 35£ 35£
a year, and giving up the privilege of cutting fuel- 96£
wood on Hookers point, I have conceded as much
as much as I possibly could, and you must con-
sider the enclosed terms to be the final basis
of the arrangement.

5.

5. I must observe that the present building of the farm is under the agreement of September 1834 which can only be abrogated by a months notice, unless it is superseded by a new agreement.

I have
&c &c

(Sgd) Thos H Moore
for.

James Lowe Esquire
Colonial Manager
Falkland Island Company.

Enclosure
to No. 176.

Terms finally agreed for the Lease of the Land known as the "Peninsula Farm".

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1. The Lessee to have the right of pasturing cattle on the Land between the Government wall, and the sea south of a line drawn Eastward from Mount William over Loppers Hill towards the sea.
2. The rent to be £10 a year payable every 6 months
3. The Lessee to have the use of the Government Slaughter House in Stanley at the rate of £25 a year.
4. The Lessee to have power to erect any wooden hut or ranche that he may require for his husbandry and to take the same away at any time. If a stone ranche be built the

Government

Government to contribute 15£ towards its erection but in that case it is to become the Property of the Crown on the determination of the Tenancy.

5. The premises to be thus let for two years and at the end of that time the Lessee to have the right of entering upon possession thereof and of the dairy 9c. on payment of a rent of 25£ a year.

6. This agreement shall be voidable by either party on one months notice, and the Lessee to have no claim for compensation.

7. It is to be understood that so long as the Lands are not sufficiently fenced the Lessee shall have power to graze his cattle on the "Common" and that persons entitled to graze on the "Common" shall be allowed to graze their animals on the Lands hereby leased.

If a lease for seven years is required it is to be a condition that the Lessee shall offer for sale in the market once a week a sufficient quantity of sheep fit for human food at a price not exceeding 3 Pen pound. Schedule A to this Article

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No. 177.

C. S. C.
12 November.

To Sergeant John Smith
Keeper of Stanley Gaol

You will release from your custody Antonio Rooke for the purpose of joining on board the "Mail Packet" "Victoria" he having received from me a pardon conditional upon his leaving the Colony.

Signed, Sholto Douglas
Gov.

No. 178.

Colonial Secretary's Office
12 November 1838.

Dear Sir,

In consequence of your letter of the 10th. wishing for a speedy survey of the land near Darwin Harbour the Governor has instructed the Surveyor General to proceed thence on Monday. The difficulty will be the want of horses. Can you supply him with what he may require to transport his tents chainmen &c from Darwin Harbour to the Cantonment Stores and to carry him to Darwin Harbour. Say three horses in all. The Government boat will convey the tents, instruments &c. to Darwin Harbour.

Your humy

Sgd, J. Thompson
Colonial Secty

James Lane Esq.
Cole Regt.
F. I. Camp.

No. 179.

Government House
Stanley November 13th 1858.

Sir,

I enclose for your information a copy of a letter I have received from Mr. Lowe asking for the survey of two plots of 160 acres each which the Falkland Islands Company have authority to purchase by private contract, and of the rights to be leased to them under the regulations of 1849.

2. As Mr. Lowe is anxious to enter upon immediate possession of these Lands I have to instruct you to proceed further next week for the purpose of defining them.

3. In ascertaining the extent of the lands you will of course allow for the Lagoons & Lakes referred to by Mr. Lowe. The stations to be leased to him must of course include 10,000 acres each of pasture as nearly as can be, and I think he should be required (conformable to the regulations authorising an aggregate amount of water frontage as prescribed by the Commissioners) to concede Mr. Lowes wishes in respect to the boundaries he has selected.

4. You will be kind enough to put upon the best line of road round Port Louis down the isthmus passing through the Forte down Lafonia as far as the Head of Moore Creek and enter in the Chart. It will also be a convenience to reserve a site of 600 or 700 acres near the Wall for the future construction of a rest-house for travellers and as a feeding ground

for

for their horses. This reserve will of course be taken into consideration in appointing the grazing district.

5. The road and land to be selected must be coloured like the other Crown reserves and I shall communicate them to Mr. Lord.

I have &c. &c. &c.

(Sgd) Thos Elmore.

Arthur Bailey Esq.
Surveyor General
Stanley.

No. 180.

Government House
Stanley 13 November 1858.

To Sergeant Smith
Keeper of Stanley Gaol.

Whereas the convict Christopher Murry made yesterday an attempt to escape, you are hereby ordered to keep the said Murry in prison, and not to allow him out to Hard Labour until you receive further orders from me. He is to be kept strictly in his cell, — in irons. —

Thos Elmore
(Signed) Governor

No. 181.

Government House
Stanley 18th November 58.

Sir,

I request you will furnish me with a report on the circumstances attending the attempted escape yesterday of the convict Christopher Murray, and the means that you would suggest for ensuring in future the safety of the Gaol and security of the Prisoners.

I have
&c. &c. &c.

Lieut. Governor.

For - -

No. 182.

Government House
Stanley Falkland Islands
13th November 1854

Sir,

The convict Christopher Murry, made an attempt to escape from the Jail in broad daylight. He succeeded in passing the Sentry and was apprehended in his own house. I am bound to request that you will enquire into such an extraordinary proceeding, and let me know the result of your investigations, in order that I may be enabled to take such steps as shall most effectually secure the safe custody of Prisoners.

I am

Sir,

Your obedient humble Servant
Thos Edmond
for.

Captain C. C. Abbott.
Commdg.
Falkland Islands Company
Stanley.

No. 183.

Government House
Stanley. 15th November 1858.

To Sergeant Smith
Keeper of Stanley Gaol.

I hereby recall my letter of the 13th Instant. With regard to the Convict Christopher Murry who on the afternoon of the 12th Instant made an attempt to escape I hereby order you to keep the said Murry in irons only from the hour of six o'clock in the morning until your visit for finally locking him up for the night. He is to be kept strictly in his cell.

I signed, Thos. Moore
Governor.

Government house
Stanley. 19th November

No. 184.

To Mrs Aldridge -

I have received your petition of the 18th Instant - after fully investigating and deliberating on the case I am sorry it is of such a nature that a remission of the fine cannot be granted.

I am Mrs Aldridge
Yours
Thos Ethurne
Governor

Government House
Stanley. 19th November 1858.

No. 185.

Sir,

I have this morning received a petition from Mrs Aldridge soliciting the remission of a fine imposed by you on Tuesday last. I beg to inform you that I entirely concur with your decision, and that I have therefore rejected the petition.

I have
&c. &c. &c.

(signed) Thos Chilcott
Govr.

Warwick Brooke Esqr.
Stipendiary Magistrate
Stanley.

No. 186.

Government House
Stanley 25th November

Sir,

I have the honour to acknowledge the receipt of your letter of the 22nd Instant announcing your arrival at this Port and informing me of your having given bond Penal to the amount of Two thousand pounds destined to the Colonial Treasury of the Falkland Islands.

£. s - d
2,000 - 0 - 0

2. I beg to enclose for your information and guidance the copies of two Ordinances for the protection of the property & the inhabitants of this Colony.

I have
&c - &c - &c

Lewis Ralfon Esq. Jnr.
Commander H.M.S. Torch
&c &c &c.

Thos E Moore
for..

Enclosure.
Clause 17 - I.C.O. — Seamen. Merchant S. Act.

No. 187.

Government House.
25th November

Sir,

With regard to your letter of yesterday's date, I have to inform you that the requisition for clothing required for the Constable should be at once attended to, — I have authorized Carroll the tailor to purchase from the Company's Store a sufficient quantity of blue serge cloth as shall be necessary to enable him to make a frock coat and a pair of trousers, when they are ready they will be issued from the Government Store to the Constable —

I have
&c &c &c

Warwick Brooks Esq
Fort Mary

Thos E Wood
Jun

No. 185.

Government House
25th November

Sir,

I have the honour to solicit your attention to a requisition of the undermentioned articles for the use of the Colonial Government, I request that they may be supplied from Her Majesty's Ship under your command.

1 Cask Pork
10 Gallons of Rum
50 fathoms 3 inch Rope
40 do 2½ " do
40 do 1½ " do
2 Bolts of Canvas Nos 6-7
1 Ensign

Captain Bolton
Hawk's Nest

I have
&c &c
Thos Chilcott
Gov.

No 189

Colonial Secretary's Office
Stanley November 30th 1854

Sir,

I am directed by H.E. the Governor to acknowledge your letter of this days date and in reply to inform you that the land just surveyed by the Surveyor general will not be put up to auction.

Should you wish to purchase any more land His Excellency will be happy to take advantage of the present fine weather for surveying the district you may require.

I have
&c &c
J Thompson
Hon'd Colonial Secretary

R.C. Packe Esq.
&c &c

Cancelled and the
Action written
Ch.190.
Falkland Islands.

Sir,

In reply to your Record letter of [illegible] days date relative to the purchase of rural land, I am directed to inform you that the Royal instructions of 1843 prescribe that all rural lands shall be put up to auction, and, if not sold, may be afterwards bought at the upset price without auction; — and that lots of 20,000 acres each may be bought without auction. These instructions and the Proclamation of 1849, under which you hold the Port Stanley and other districts, regulate the Permanent disposal of Crown lands in the Falkland Islands.

I have.
&c &c
J. R. Longden
Colonial Secretary

Sir,

R. C. Sachs. Esquire
&c &c.

No. 190.

Colonial Secretary's Office
Stanley. Falkland Islands.
December 1st 1848.

Sir,

In reply to your second letter of yesterday's date relative to the purchase of rural Lands I am directed by H.E. the Governor to inform you that the Royal instructions of 1843 prescribe that all rural Lands shall be put up to Public Auction and if not then sold, they may be afterwards bought at the upset price without Auction; and that lots of 20,000 acres each may be bought without auction at the upset price.

These instructions and the Proclamations of 2nd July 1849 and 31st July 1849 regulate the disposal of Crown Lands in the Falkland Islands, and it is out of the Governors power to interfere with them, or to deviate from them.

The Secretary of State alone, by a power reserved to him, can vary the mode of sale, and by his warrants the Falkland Islands Company have, in consideration of certain advantages relinquished by them to the Crown, been permitted to buy a certain quantity of rural Land without auction at the usual upset price.

I have the honor to be
Sir,
Your most obedient
humble Servant
R. Hamilton
Colonial Secretary

R. C. Sachs Esqr. J.P.
&c &c &c

No 191

Government House
Stanley 2nd December 1878.

Sir,

With reference to my letter No. 170 I have to inform you that the Surveyor General has marked out the two lots of Rural Land therein named and shown the boundaries to your Field Manager. The Crown Grants can be issued as soon as you complete the purchase. Mr Bailey will also mark out the grazing districts attached to the homesteads so as to meet your views as far as possible consistently with the regulations and with the reservation it is necessary to make

I have &c. &c.

James Lane Esq.
Col. Mgr.
F. I. Company.

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No. 192.

Government house
3rd December 1858

Sir

I beg to request that you will place yourself in communication with Capt. Packe who has requested that one of the lots of land in his temporary occupation may be put up to auction

I will advertise the Land for Sale and request you to make arrangements to survey it within four weeks - taking advantage of the most convenient opportunity. -

I have &c
(Signed) T. Gore Browne
for

Arthur Bailey Esq
Surveyor General

No. 193.

Colonial Secretary's Office
Stanley 3 Dec. 58

Sir

I beg to Enclose a Commission from the Magistrates' Court authorizing you to take the sworn Evidence of Antonina Rosa a naturalized British subject residing at Rangequillidade in the County of Caronia. Should it be necessary to Employ an Interpreter you will take care that he is sworn "to interpret faithfully"

Any Expenses you may be subjected to in Executing this Commission will be paid, with the usual fee on the return of the

The Commissioner of my Office —

I have &c
J Thompson
Col Secretary

Henry Hamblin Esq. J.P.
Stanley

No. 194.

Colonial Secretary's Office
Stanley December 18th 1858 —

Sir,

I. The Governor has received an application from a Colonist to be permitted to appoint an individual to sell his property by auction as there is no licensed auctioneer in the Colony. —

This application has led the Governor to enquire whether you intend to renew the licence which you held up to the 17th of October last? —

I have the honour to be
Sir
Your obedient Servant —

J Thompson
Colonial Secretary

Hamilton Esq.
Member of L.C.
Stanley —

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Colonial Secretary's Office
Stanley. December 6th 1875.

No. 194.

Sir,

The Governor has received an application from a Colonist to be "permitted to appoint an individual to sell his property by auction as there is no licensed auctioneer in the Colony."

This application has led the Governor to enquire whether you intend to renew the licence which your predecessor held on behalf of the Falkland Islands Company up to the 23rd October last?

I have the honour to be

Sir,

Your obedient Servant

James Lowe Esquire
Col. Maj. F.I. Corps.
Stanley.

R. Thongley
Colonial Secretary

No. 196.

Government House
Falkland Islands
10. December 1858.

My Lords,

I have the honour to report that I received on the 22nd ultimo from Captain Balfour of H.M.S. Brisk the four boxes of silver coin containing

2,000 £ Two Thousand Pounds which were sent from England by the Brazilian Mail Packet of the 9th of May 1858. consigned to the Senior Naval Officer at Rio-de Janeyro.

I have also to report that I have drawn the following bill on Her Majesty's Treasury by direction of the Secretary of State.

Number One hundred and fifteen dated 10th December 858 The sum of Five hundred and fifty pounds drawn (at par) in favour of Mr Dean.

£ - 1 - d
550 - 0 - 0

This sum is a part of the compensation awarded to Mr. Lewis Vernet in respect of certain property left by him in these Islands and now left at the disposal of the Colonial Department to be applied to the discharge of the counter claims against Mr Vernet. These counter claims have been discharged by the payment of the above sum of £550. according to the account converted to me in Dr C.S. by Mr Dean dated No. 5. dated 7 September 1858.

The Right Hon'ble Thos Comyn Of H.M. Treasury London.

I have the honour to be
My Lords Your Lordships Most Obedient Humble
Servant Fehrwood Lor

No 197.

Government House
Falkland Islands
11 December 1878.

Sir,

I have the honour to acknowledge your letters of the 18th of October last brought by Captain Bolfour of H.M.S. "Drew", and the Specie sent in that vessel.

I beg to thank you for the service you have thus rendered to this Government and for your promises for such aid to the Colony as it may be in your power to afford. Such aid will now be more valuable as the Mail contract terminates on the 5th of next month, and we shall be entirely dependant on the vessels of your Squadron for the Mails which are sent from England monthly to the care of H.B.M.'s Consul at Monte Video.

I would, therefore, ask that any vessel which you may detach to visit the Colony may have orders to call at Monte Video and bring from thence the mails which may be waiting in Mr. Thornton's hands for transmission.

Captain Bolfour will have no doubt pointed to the favourable opportunity of this climate, notwithstanding its boisterousness, on the health of a

ships

Company long exposed to the heat and sicklinesses of the Brazilian Coast: The experience of many years and several visits down in I believe unanimous on this point.

I have &c &c &c

Rear Admiral Sir Stephen Lushington K.C.B
Commander in Chief
&c &c &c
Brazil Station.

Government House
Stanley. 18th December 1838.

No. 198.

Sir,

I have to acknowledge your letter of the 18th ultimo in reply to mine, No. 182, relative to the Convict Christopher Murry posting the sentry of the guard and escaping.

2. I have delayed my reply in order that I might know the result of the Stipendiary Magistrate's investigation, and devise the most effectual mode of securing the person of the prisoners.

3. It is clear to me as well from your letter as from the Magistrate's report that neither the sentry nor ~~any~~ the guard considered that they had any charge of the prisoner or any duty to perform on his escaping, although they followed the prisoner and were present at his recapture, therein according to your letter "far exceeding any instructions they had ever received." Indeed the only instruction in reference to the fact appears to have been the memorandum issued by you in consequence of a conversation I had with you, from after Murry's application.

4. Hitherto the small number of prisoners, the frequent vacancy of the Gaol and the generally light character of the crimes of the prisoners have enabled the service of the prison to be properly ~~carried~~ carried

on by the Warder abroad. I regret that the conviction and imprisonment of C. Mann obliges me to rely upon the militia being to support the Civil authority of the Warder.

5. I therefore request that the non-commissioned Officer of the Guard may be instructed to go to the assistance of the Warder whenever the Warder may be called to call for such assistance. That the Sentry should not permit any convict a prisoner to pass the Guard house unless accompanied by the Warder, such convicts a prisoners being known by their dress. And in the event of any prisoner effecting an escape that the Sentry alarm the Guard who should at once pursue and capture him.

6. In rendering this assistance you will I think agree with me that it is decidedly and wholly unnecessary that any fire arms should be used by the soldiers. It will be sufficient to authorize the use of loaded muskets when the convicts considerably outnumber the Guard, while the reverse is the case it can be neither requisite to possible to do so.

I have &c &c

Sign Thos Ethelwood
for

Captain C.C. Abbott
Comy F.I. Forces
Stanley

Colonial Secretary's Office
18th December 1858.

Sir,

I am directed by H.E. the Governor to acknowledge your letter of the 9th instant requesting to be permitted to appoint a person not licensed as an Auctioneer to sell your effects for you at Public Auction, as there is no licensed Auctioneer in the Colony.

2. The existing state of the Law would not in the Governor's opinion permit him to comply with your request but as his Excellency fully recognizes the inconvenience of the state of things described in your letter he intends to bring the ordinance under the consideration of the Legislative Council at its next sitting which will be held in a very few days and he does not doubt that he will be able without any serious delay to appoint an Auctioneer.

I have
&c. &c. &c.

J. Rhonfden
Colonial Secretary.

Lieut
&c. &c.

No. 200

Government House
Stanley - 14th December 1857.

Sir,

I have the honour to inform you that the Contract for carrying the Mails between Monte Video and the Falkland Islands which has been in force for the last two years will expire on the 5th of January next in pursuance to notice given to that effect by the Falkland Islands Company.

2. We shall therefore have to rely entirely on chance vessels for our Mails and I am sure that you will continue your kind offices in sending them down by every opportunity.

3. I am in hopes of being able shortly to renew the Contract. In the mean while I have written to Lieut. Stephen Lushington by the Swan to acquaint him with our position and to beg that any vessel that may be sent to visit the Colony may also be ordered to call on Monte Video, and bring the mails that may be in your Consulate.

I have the honour to be
Sir,
Your most obedient
humble Servant
Thos. C. Wm. Moore

E. Hunter Esq
&c &c &c
M. Video.

No. 201.

Government Office Stanley
16 December 1858.

Sir,

I am directed by H.E. the Governor to request your attendance at a meeting of the Legislative Council to be held here on Monday the 20th instant at 11 O'clock A.M. when His Excellency will propose the first reading of a bill to regulate the rights of Commonage a copy of which I am desired to enclose for your use.

I have &c &c

Warwick Brookes Esq: W.R. Cyne
The Dean Cayne. Chiles Esq: Col.

No 202.

Government house
Stanley, 16th December 1858.

Sir,

In my letter, No 139, I acknowledged your letters of the 19th and 21st of August relative to alterations in the existing law of the Colony, but was compelled to defer the discussion of the points you had raised for some time. —

2. In the presence of your attendance that "since you have been in the Island "no case has occurred which would suggest "a necessity for" investing the Police Courts with the power of Naval Courts. — I shall not at present deem it my duty to submit to the Council the bill enclosed in your letter of the 19th August, — although (since Her Majesty's Government have concurred in my suggestion) I cannot admit it to be "inconsonant with the "principles of the English Act." —

3. I now pass on to the letter of the 21st August, and have to thank you for the care with which you have pointed out the working of the Ordinance, for the Registration of Land, Births, and Deaths. In the fifth clause of your letter you say "that the Registrar is legally qualified to "make the entry in the Registry which "however is not complete unless signed "by the proper informant, in which words "a Registry not signed by certain informants

is

"is nevertheless good enough as far as the
"Public interests and the Registrars duty
"are concerned but it is not good as a
"matter of private convenience that is to
"say as evidence in a Court or elsewhere."

4. I apprehend that the first direct object of a Registration Law is to protect the interests of the Public individually, and that a system of Registry which should permit facts to be registered "in "a Court or elsewhere" would be useless and mischievous. — The interests of the Public collectively can only in my opinion be promoted by a system which ensures to each the security of a legal system of Registration. I have, therefore caused a short draft of an ordinance to be prepared, simply extending the time for Registration (the narrow limits of which caused the inconveniences complained of) to the same as that allowed by the Law of England (6 and 7 Vict.ia 4th c.86). I enclose a copy of it for your use, by which you will see that the amendments I propose will be strictly confined to the assimilation of the Colonial, to the English law. —

5. Since I received your letter of the 2nd November last enclosing a draft of the "Cattle bill" the subject of Commonage has been continually under my consideration in connection with the Land required to graze Cattle for the Market. I have found it impossible to carry out your suggestion as to throwing up the Government Farm, and compounding with Cattle owners for the grazing of their animals. In the present circumstances of the Colony I felt that I should not be justified in trusting

to

to the limited competition which exists for the daily supply of the main article of the subsistence of the Colonists. I have therefore concluded a new agreement with Mr Lowe leasing for seven years to the Falkland Islands Company the land heretofore in their occupation on condition that he shall supply weekly for the Market sufficient quantities of beef at three pence per pound.

6. I have accordingly altered the bill to suit the altered circumstances of the case.— abolishing the fee for registering householders' rights, distinguishing between the Government Farms and the Common Land and placing both under the protection of the Ordinance. I should add that a clause is inserted in the lease to Mr Lowe, giving to the Company and to the Colonists reciprocal rights of grazing over the Common Lands and over the Government farms so long as they are not sufficiently fenced.

(Enclosed in letter of the Clerk of Council.)

I have &c &c

Thos. L. Moore

Governor.

(Signed)

Warwick Brooke Esq.

Colonial Secretary.

No. 203.

Colonial Secretary's Office, Stanley,
18 Decr. 1858

Sir

In accordance with your letter of Yesterdays date I have received His Excellency's directions to supply for your use the Copy of the Lease from the Crown to Mr. Lane of the Government Farm prepared for the Legislative Committee

I have &c

J. Thongden
Col. Secretary

Warwick Brooke Esqr. M.L.
&c &c
Stanley

No. 204.

Govt. House Stanley 20 Decr. 1858

Sir

I beg to enclose herewith for your use a Manuscript of the Charter of the Colony of the instructions referred to in the same and of the Letters Patent under the Sign Manual and of the Governor's Commission.

2. I would draw your particular attention to article 17, pages 38 & 39, of the instructions & request your opinion as to whether the amendment proposed in the Customs Ordinance levying a differential duty on the sale of goods from Ships as distinguished from Colonial goods sold by auction be not virtually provided thereby.

I have &c
F. L. Grove
Lt.

Warwick Brooke Esq.
&c &c

No. 205.

Colonial Secretary's Office
Hobart 21st December 1853.

Dear Sir,

I have been looking over the records of my office and have found as I anticipated yesterday that your predecessor Mr. Dalle did select for the Company the suburban Land to which they are entitled under the indenture of January 1830. –

2. You will find Mr. Dalle's application in a letter to Governor Bennie of 22nd November 1832, applying for "lots 35 and 36 lying on the South shore of Port William Maryborough." that is a portion of the allotment described in the Crown grant to Whittington which you hold

3 Mr. Dalle desired to have both the allotments "purchasing whatever extent of Land they may measure over and above the "25 acres stipulated to Mr. Lapoint."

Gov. Bennie acquiesced and Mr Bailey surveyed the Land. His letter to the Governor accurately describes the boundaries. I enclose a copy of it. The Gov. replied to Mr Dalle on the 28th December 1832.

4 Doubtless you have Mr. Dalles letter and the answer. If not they are on your service in my office.

5 The two allotments measured 29 acres 2 roods & 8 perches. – Mr. Dalle paid for the excess on the 26th May 1833. and a receipt was given in the following terms.

"Land Sale:

"Land Sale

"Received of J. C. Dale Esqre Colonial
"Manager for the F. I. Company nine pounds
"two shillings being the price of four acres
"two roods and eight perches at £2 an acre
"contained in allotments 35 and 36, ma-
"exacts of 25 acres which the said Company
"are entitled to select without payment un-
"der the conditions of an agreement between
"Her Majesty and Mr. Labone dated 9th January
"1850.

"Dated at Govt House F. I. this 26th day of May
"1853.

Signed, George Rennie
Govr.

Would it not be well to procure pro forma grants on parchment in exchange for the above receipt?

Even pro forma.

Signed, H. Thompson
Colonial Secretary

C. S. I enclose the six Parchment Deeds as you requested. The price of them is 2/- each.

Jones Land Copy
Col. Sec.
F. I. Copy

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Colonial Secretary's Office.
23rd December 1848.

My dear Sir,

I send as requested in your note of this day copies of Mr. Dale's letter and the Governor's answer as to your Suburban Land, and of the provisional grant to Mr. Lopez of Lot 4.

On looking over the Agreement of January 1839 and of the Charter of the Company I find it is expressly stipulated and recited in the Charter that "Her Majesty" should make a proper grant & conveyance unto the said S. & Lopez &c "upon payment of the stipulated purchase money" & that "in the meantime the said Lopez &c should be entitled to the possession and property of & in the said tract and" from the wording of the third article of the terms proposed & accepted by the Company, last August - it is plain that the Govt. intend to make an unconditional grant of Lot No 4 to Lopez &c and as the possession cannot possibly be affected by the delay I would suggest that we wait for the Mail lest we should find that the same land has been granted & conveyed by the Crown to the Company.

Yrs &c
Thos Hodgkinson
Colonial Secretary

James Bonwick Esq
Colonial Surveyor
&c &c &c

183.

No. 207.

Government House
Stanley 24th December 1858.

Sir,

In reply to your letter of yesterdays date enquiring my intentions with regard to the Commonage bill, I beg to inform you that my intention is, as stated at the Council Table, not to propose a second reading of the bill at present.

2. In the present circumstances of the Colony, I think it right that the Settlers should be made acquainted with any measures affecting their interest that may be brought forward, and I therefore followed the precedent of last year and directed the Colonial Secretary to publish the notice you refer to.

I have
&c &c &c

Signed, Thos Edmonstone
Gov.

Warwick Brooke Esq.
Sup. Mag. M.L.C.

No. 208.

Govt House Stanley
24 December 1858.

Sir,

I beg to acknowledge your letter of yesterday's date returning the Manuscripts of the Charter of the Colony, Governor's Commission and Royal Instructions and complaining that "you had up to this "time been kept in ignorance of Her Majesty's Regulations for the guidance of "the Legislative Council of which you are "a member."

As Stipendiary Magistrate, acting at present also as Legal adviser to the Crown, these documents have been ready and open for your use at any time — but I am not aware that you have ever applied for them.

3. As a member of the L. C. I beg to state that the Standing Rules framed in accordance with the Royal Instructions and approved by Her Majesty's Government, are at your service, and if you have not already a copy I will cause one to be transmitted to you as soon as possible: — but it has not been found convenient or necessary to furnish to every member of the L. Council successively convened a copy of the Instructions addressed specially to the Governor.

4. I now, therefore, send you again

185.

again copies of the Charter the Governor Commission and the Royal Instructions, and take the opportunity to assure you of my desire to place you in possession of every document and source of information which can be of service to you in your important office.

I have &c &c &c

Signed, Thos Ekins

Warwick Brooke Esq
Chief Secy. &c. &c.

209.

Colonial Secretary's Office,
28 December 1858. Tuesday.

Sir

In reply to your note dated the 25th instant I am directed by H.E. the Governor to say that an Ordinance was yesterday passed by the Legislative Council reducing the Fee on Auctioneers licence and that a licence has been already applied for under the new Law, and will be forthwith granted which will enable your Sale to take place at the time you wish.

I have &c

J Thompson
C.S.

Thomas Harris Esq
&c &c

Confidential

210.

Government House Stanley
27th December 1858.

Sir,

I enclose for your information a circular I have received from Sir E. B. Lytton by the Mail of yesterday which contains the opinion of the Law advisers of the Crown on points which have frequently been raised here, as to the Jurisdiction of Colonial Courts of Justice in disputes occurring on board foreign Ships.

You will see that while Sir E. B. Lytton thinks it advisable to place the Colonial Officers in possession of an opinion "so clear and generally instructive" he communicates it confidentially - and I must therefore request that you will return the enclosed paper, and observe the requisite precaution with regard to any copy you may take for your use.

I have &c.--

Sig. Hy. Ed. Moore
Governor.

Warwick Brooke Esq.
Colonial Secretary
Stanley

No. 211.

Government House.
Falkland Islands.
9th December 1858.

Sir

I have the honour to inform you that I received by the Mail a despatch from Sir E. B. Lytton enclosing a copy of a letter from the Belgian Minister of Foreign Affairs to the Queens ambassador at Brussels acknowledging my report of the wreck of the Leopold.

I enclose a copy of Chr. de Vrière's letter in which he says that "the Govern-"ment of the King cannot fail to appre-"ciate the conduct of Captain Hamley in "full of humanity—

I have &c—

Signed, Thos. Erskine.
Gov.

Thos. H. Hamley Esq.
Com. Agent R. N.
Hamley—

1859

No 1

Government House
Stanley. 3 January 1859.

Sir,

Referring to my letter No 143 — I have to request that you will make arrangements to proceed on Thursday with the commissary for the purpose of completing your report upon the number of Cattle left in the Northern part of the Island.

2. Your report dated 9th November last will be read that I now require will enable H.M. Government to decide upon the suggestions I shall lay before them as to the future disposal of the Cattle.

3. The Colonial Secretary will accompany you & I have directed him to engage the services of Andrez Pitalugo and another man, making the party four in number, & the five horses.

4. I wish with you particularly to observe any indications of metallic ore, and to examine the deposits left by the winter floods in the mountain streams, bringing home any specimens you may find with a view to their analysis at the Museum of Economic Geology in Jermyn Street — —

4. It would be desirable that in returning up the San Carlos you should cross the pass, and thus have an opportunity of enumerating the Cattle on this side of the mountains, and examining the streams which flow down to the Southward. I shall proceed to Swan inlet about the 22nd Instant and

shall

Shore expect to meet you there unless the fatigue of the horses or other accident should prevent you.

5. Shore directed Mr Longden to hire horses for the journey and to communicate with you as to the necessary supplies, and I must authorize you to hire such animals as you may require for your party.

I am &c &c

(Signed) Thos Chapman.
Gov.

A. Bailey Esq.
Bunny Park.

No. 2.

Colonial Secretary's Office
14th January 1839.

Sir,

Pursuant to the 4 Section of the Justices Ordinance, I have the honour to enclose the Auctioneers Amendment Ordinance No. 2. passed by the Legislature on the 27th ultimo.

I have &c &c

J. M. Longden
Colonial Secretary

To Thomas Rhodes Esq.
Bathurst

No. 3.

Government House
Stanley, January 4th 1859.

Sir,

I beg to acknowledge your letter dated 4th January tendering on the part of the Falkland Islands Company, to carry Two Mails to and from Monte Video for the sum of £250.

2. The terms you propose are nearly 50 per cent higher than the contract just ended & only for one Two mails at that high rate. I do not think I should be justified in making a contract on such terms.

3. I propose in lieu of your offer the following terms.

By any vessel approved by the Governor
To sail from Stanley 14th February, 1st May
1st July 14 " September & 1st December.
To sail from M. Video 48 hours after arrival
of the Steamer.
Company to have power to send vessel away
from Stanley earlier earlier than above dates if
required to bring back cargo.
Reserving power to the Directors at home
to annul the contract immediately - payment
being made at the rate of £100 for each voyage
completed.
Payment of contract on completion of half
yearly by bills or in Specie.

4. The above terms include a long
stay of the vessel in these Islands for your
service between each trip, and (reckoning

the

5 trips 5 weeks each against 6 trips 6 weeks

the gain of time / are not less than 35 per cent more favorable to you than the old contract, and I therefore entertain a hope that you will conclude a contract on this basis.

Yours
T. A. Gen

Yours,
Tho Ewing
pr.

James Lane Esq.
Col. Mess.
T. I Company.

No. 44.

Government House
Stanley. January 8th 1887.

Sir,

I am directed by H.E. the Governor to acknowledge your letter of the 6th instant, and to inform you that the Colonial Government cannot accept the terms you propose for carrying the Mails.

With respect to the February Mail His Excellency thinks it would on any rate be advisable to postpone any arrangements for the present, say until the beginning of next month for during the interim there is a probability of your receiving instructions on the subject.

I have
&c. &c. &c.

William A. Fyne.

James Lane Esq.
c/o Magnus
F.I. Company
Stanley.

No. 5.

Government House Stanley
Falkland Islands January 11th 1854

Sir,

I am directed by H.E. the Governor to request that you will kindly take charge of the enclosed letters directed to Captain Prevost as you are en route to Vancouver

I have
&c — &c — &c
William R Pym

Captain Inard R.N.
"Thames City"

No 6.

Government House
Stanley January 13th 1859.

Sir,

I beg to acknowledge your letter of the 8th instant apprizing me of your having landed nine aliens from Terra-del-Fuego on Keppel Island, and informing me that the former party whom you mentioned in your letter dated 25th June 1858 have been restored to their native land.

2. I send in Captain Fell's charge the letters for Cannes and I regret to say that our mail communication with Monte Video is for the present arrested, but I hope soon to be enabled either to renew the old contract with the Falkland Island Company which has lately been terminated or to enter into some new arrangement.

I have
&c. &c.

Signed, Thos. C. Lavone
Gov.

Revd. F. Fahrenham Despard
Superl. Miss. P. M. S.
Cannes.

No 7.

Government House
Stanley January 14th 1859.

Sir,

I beg to acknowledge your letter of yesterdays date, and I have the honour to inform you that neither of the cases you therein allude to having come under my notice I have not hitherto found it necessary to appoint a Deputy Registrar in the absence of Mr Bailey who is away on public duty. I have to thank you for your suggestion and when I find that such a step would be expedient I shall not fail to adopt it.

2. I would for the future request, when similar applications are made at your Office, that you refer the applicants to me I should then be prepared to take wholesale steps are necessary; but at present I can see no occasion for appointing a Deputy Registrar more especially as the child alluded to was not born in the town of Stanley, and, therefore, needs but be registered "within a reasonable time" under clause 20 of the Registration Ordinance.

3. With respect to clause two of your letter referring to a late case having been reported to you regarding the child of J. McInnis the Government are pleased I hear you have been somewhat misinformed

To
Warrick Brooke Esq
Registrar Supt. of Police
Police Court.

misinformed on that subject — Upon enquiry I have ascertained that the said child was registered by Mr. Bailey in due manner and within the prescribed limits, and that no application was made at the Police Court or anywhere else but at the proper quarter - viz; to the Registrar. —

I have
&c — V. — &c

(Signed) Thos. Chilcott
Gov.

N.° 8.

Government House
Stanley. January 15th 1839.

Sir,

Referring to what transpired during your visit at Government House this morning, I have the honour to inform you that I regret much the delay incident to you obtaining a horse for the purpose of visiting Mr. Liced at Cape Pembroke Lighthouse

2. I have made enquiries on the subject and it appears to me to be entirely a misunderstanding between yourself and Pinto the Government Storekeeper whose duty it is when any horse is required for the Public Service immediately to make the requisition known to me — I have admonished him for thus failing in his duty in not reporting your demand at the proper quarter, and I trust that so serious a delay may never occur again.

3. I need hardly tell you my surprise at the uncourteous behaviour to me this morning; but to avoid such proceedings for the future I request that when you have any complaint to make yourself, or to prefer such against any Government Servant, that you do so in writing; for it is requisite

Henry I Hamblin Esq.
Colonial Surgeon J.P.
Stanley —

that all official business be done in an official manner. —

4. The mention you made of intending to visit Port Louis is hardly consistent with the announcement you have made regarding Mrs Creed's very serious indisposition, I cannot therefore sanction your leaving this Settlement until you report to me in writing that the Lord so far recovered as no longer to require your services, for I fear that I should not be adhering to my duty were I to countenance the probability of that woman being left without any professional medical aid; for Mr Ellis the gentleman you purpose to do your duty in your absence, sails for Coomera Kepple Island on Monday next the 17th instant. — And thus could the Settlement be left without any qualified aid in case of sickness —

I have the honor &c

Signed, Thos E. Moore

Govr.

No. 9.

Government House
January 18th 1859.

Sir,

I hope to request that you will furnish a "Guard of honour" to meet Rear Admiral Sir Stephen Lushington K.C.B at the Dockyard. I expect him to land about 10. a.m.

I have
&c. &c. &c.
Thos Ekenmore
Lt Gr

Captain C. Abbott,
Comd't. R.M. Garrison.

No. 10

Government House
January 18th 59.

Sir,

I am directed by His Excellency
I enclose for your information a list of Stores now on board H.M.S. "Cumberland" for the use of the Garrison under your Command. — If you will make me acquainted with which of the undermentioned Stores you require for immediate use, they shall be landed tomorrow morning. The remainder will be landed when the Ship comes into harbour.

I have
&c. &c. &c.
W. R. Pine

Capt. Abbott
Com. R.M.

No. 11.

Government House
Stanley - January 19th 1889.

Sir,

I have the honour to acknowledge your letter of yesterdays date, enclosing an extract from the annals of the Police Court.

Allow me to remark that when Mr. Reed was very properly referred to you it was for his individual information & not the Magistrate's, in my opinion the proper person to apply to in cases of legal difficulty.

From the latter part of clause 4 of your letter I am pleased to learn that you gave Mr. Reed the necessary advice: but it appears he did not act up to it.

You have altogether misinterpreted the 2nd paragraph of my letter dated 11th inst: if you infer from the instructions therein conveyed to you that I wish to deprive you of any duty heretofore exercised by you.

I am not aware of your having ever offending the necessary advice as to the steps most proper to be taken by any applicant for registering his child, completed the registration of that child without reference to me, in the absence of the Registrar:- if such a case has ever happened occurred I can only say that you have hitherto exercised a power neither compulsory as a duty nor within your jurisdiction.-

I am,

Sir,

Your obedt Servt

Thos Ethrone

Colonial Secretary

No. 12.

Government House
Stanley, Falkland Islands
January 20th 1857.

Sir,

I have the honour to acknowledge your letter dated the 18th instant enclosing a list of Provisions and Light-Ordnance Stores for the use of this Government, now on board H.M.S. Cumberland.

I must thank you for the timely arrival of these Stores and your kindness in landing them

Sir I. Lushington K.C.B. &c. &c.
Rear Admiral &c. &c.

I have &c.
Thos. Erskine
Lieut.

No 13.

Government House
January 21. 1859.

Sir,

I am directed by His Excellency to enclose a draft of an ordinance which he requests you will cause ready for the Legislative Council as soon as is convenient.

H.E. will be very happy to receive any suggestions you may think proper to make

I have &c
William Rogue

The Colonial Secretary
Port Victoria
&c &c

No. 14

Government House
Stanley. Falkland Isles.
January 21st 1869.

Sir,

I have delayed until the present date to acknowledge the receipt of your letter of the 18th instant, because I have been in hopes that you would have embraced some opportunity for apologizing to me for your uncourteous behaviour on the morning of the 15th instant to which I called your attention in my letter of that date.

2. I am now obliged to call your attention to the fact that you have taken no notice of the charge I have made against you.

3. I still hope that you will see the impropriety of your conduct on that occasion and I take this opportunity of assuring you it would afford me great pleasure to receive any communication from you to that effect.

I have &c &c &c

Henry J. Hamblin Esq
Colonial Surgeon &c.
Stanley

by Thos. Ed. Moore
Gov.

No. 15

Government House
Stanley January 22nd 1889.

Sir,

I beg to acknowledge the receipt of your letter of this days date. In the 1st page of which you express yourself quite at a loss to know to what I refer in my letter of January 21st but as in the third page of your letter you state that you regret my having attributed to your words a meaning which it was evidently not your wish to convey. I cannot suppose you really ignorant of the behaviour designated as unbecoming to me, should I however be in error, I beg to refer you to my letter of the 16th instant as I have no wish to enter into a continuing a correspondence of this nature.

2. I beg to state that unless an apology for this conduct is at once forwarded to me I shall deem it my duty to forward a complaint, with this correspondence, to the Secretary for the Colonies a proceeding which will I hope be rendered unnecessary by your complying with my demand.

I have
&c. &c. &c.

H. I. Hamblin Esq. J.P.
Colonial Surgeon.

Thos E. Moore
Gov.

16.

Government House
Falkland Islands
1st February 1859.

Sir

I have the honor to enclose a list of some stores which I can rarely procure in the Colony and the want of which often hinders the Public Service here and I shall feel obliged if you would cause such of them as can be conveniently spared from your Flagship to be supplied to the Col. Govt.

I have &c
J. L. Lee
Governor

Rear Admiral
Sir Stephen Lushington K.C.B.
&c &c &c

List of Stores required for the use of the Colonial Govt.
F.I.

2 Bolts of No. 6 Canvas
2 " " 7 "
2 " " Duck
50 Fathoms 3" rope
50 " 2½" "
50 " 2" "
1 Coil 1½" "
1 " 1" "
6 Block Hooks
6 4 inch "

600 lbs Salt Pork
16 Yards red Bunting
16 " blue "
16 " white "
1 Govt. flag 6×3
2 Union Jacks 12×16

J. L. Lee
C.S.

Govt. Store F.I.
1 Feb 59

17

3rd February

Dear Sir

Will you permit Mr Creed to examine the Hawk and oil in the Company's warehouse and ascertain its fitness for the Service of the Lighthouse. If fit, Mr Creed is authorized to purchase 50 gallons or such quantity as may be required with reference to the packages

Mr Creed is also authorized to purchase 2 drop Mortar bricks. Please to place the whole to acct. of the Government.

Yours
J Thwaites

James Lane Esq.

18

Govt. House F.I. 4th Feb 1857

Sir

I have the honor to acknowledge yr letter of yesterdays date relative to the Stores supplied to this Govt from HMS Cumberland, & beg to thank you for the attention you have given to my request

I shall be obliged if you can spare the Mill Iron & Canvas and the 2 union jacks each 4 feet by 8 mentioned in yr letter.

The Pilot has been ordered to give the Govt flag to the Sailmaker for a pattern

I have &c
H Worsley
for

Rear Admiral
Sir Stephen Lushington K.C.B
&c &c &c
Commander in Chief
Brazil Station

Duplicate

No. 19

Govt House, Stanley, F.I.
4. February 1859.

My Lords,

I have the honour to report that I have drawn the undermentioned bills on Hon. Treasury.

No. 116 dated 31st January 1859. The sum of £250 drawn in favour of Jones Lane, being the amount due for the conveyance of mails between M. Video & the Falklands during the 6 months ending 5th January 1859 - according to contract authorized by Mr. Secretary Labouchere's despatch No. 18 dated dated 25th May 1857. Exchanged at par.

I have &c. &c.
(Signed) Thos Erskine
Gov.

The Right Hon.ble
The Lords Comm.rs
of Hm. Treasury.
London.

No 20.

Govt House
4th February 1859.

Sir,

I beg to acknowledge your letter of the 16th October last calling my attention to the circumstance that certain accounts for the Months ended 31st June 1858 had not up to that time been received at the Audit Office & desiring to know on what day they may be expected.

In reply I have to state for the information of the Commissioners that the accounts in question were completed on the 27th day of July (within one month after the termination of the Months) but that no opportunity occurred for despatching them until the Packet of the 16th September. This packet a colonial schooner did not reach St. Vincent in time to catch the homeward Brazilian mail steamer, — and the Falkland mails were delayed a month in consequence. The accounts in question should, therefore, have been received at the Audit Office about the 2nd or 4th December last.

3. I may add that while the Mail contract was in force our communications were three monthly, — but they are now monthly. —

4. I take advantage of the present opportunity to transmit the Cash accounts and Balance Sheet for the Quarter ended 31st December 1858, with the necessary accounts & vouchers. I also enclose the return of new appointments for the same period.

5.

5. I also transmit for the information of the Commissioners the cash book & Journal of this Government for the year 1858 with Deposit account attached. The accounts & Vouchers have been already sent home with the Quarterly abstracts.

6. It is impossible to prepare the three accounts and vouchers for transmission by this opportunity: the Colonial Secretary, (in whose charge the Stores have temporarily been) having been absent from the Settlement during the past months on Public service in the country, - & been engaged since his return in business which I have deemed of a more pressing nature. They will be prepared however immediately after the departure of this "Commerlond" in order that they may be ready for sending home by the first Opportunity which may offer.

I have &c
Thos Ethelwood
Lieut

Rcpd.

C. Macaulay Esq.
Sec. to Commissr.
for sorting Pub: a/c
London.

A Return of new appointments, Changes in and allowances at the Falkland Islands made as also of all payments of an unusual or special are not sufficiently described in the Estimate

Office	Name and Salary of the person who formerly held the appointment	Name and Salary of person now appointed	Date when the former holder ceased to hold his appointment
Creation of new Offices &c			
Nil	nil	nil	nil
Changes in the holders of exist			
Additional Constable	John Hart 5/- a day	Vacant	18. October 58
Dispensary Keeper —	B. Wilson 6£ a year	M. Pratt 6£ a year	30 September
Alterations in Pay & allow-			
nil	nil	nil	nil
Payments above 100£ not Mentioned & sanctioned			
nil	nil	nil	nil

Govt House. 4 Febry 1859.

The holders of Appointments, alterations in any character made during the Quarter ended 31st December 1838. for the Years 1838-9.

Date of the appointment of the present holder of the Office.	Date and description of the alteration from his Emoluments consequent upon the appointment or change made	Date of the Governors direction thereon in case the Emoluments or Duties may have been varied	Remarks.
Appointments			
nil	nil	nil	nil
ing Offices			
Vacant	"	"	That was only enjoyed as a temporary emergency & his services ceased with the occasion for them.
1 October 1838	"	"	Hall was the former dispensary keeper and was re-appointed
ances			
nil	nil	nil	nil
tions by the Governor			
nil	nil	nil	nil

21.

Govt. House.
4. February 1859.

Sir,

I am desired by H.E. the Governor to inform you that he will not for the present resume the employment of any of the Garrison under your command on the Public works from which they have been lately withdrawn; the Treasurer General has been informed of this resolution and instructed to pay any balance due to the soldiers as soon as the departure of the mail gives him leisure to do so.

I have
&c. &c. &c.
(Signed) T. Holroyd Secretary

Capt. Abbott
Com. F. I. R.
Hong.

7.59.

12

Colonial Secretary's Office
4th February 1859.

Sir,

I am desired by H.E. the Governor to inform you that he does not think it desirable for the present to resume the employment of the Garrison on the Public works from which they have been withdrawn by their commanding Officer.

You will, therefore, be kind enough to pay any balances which may be due to them as soon as the departure of the Mail gives you sufficient leisure.

I have.
&c &c
J. Rhodes
Colonial Secretary

To
Major Ely R.E.
Commg Royal Engrs.
Natty.

215

Duplicate

By H.M.S. Cumberland 5 February 1859.

23.

Govt. House Stanley F.I.
5th February 1859

Sir

I have the honour to report that I have drawn the following bill on H.M.'s Paymaster General.

No Four dated 5th February 1859. For the sum of Four hundred and forty four pounds eight Shillings drawn in favour of Purser in payment of advances made for Army Stores to Captain Abbott Commanding the Falkland Island Mission Company by the Colonial Government during the Quarter Ended December 31st 1858.

This bill has been negotiated at one per cent discount the demand for Specie arising from the presence of two men of war in the harbour having risen the Exchange at that rate.

I have &c

Jno Wilson

Purser

The Right Honorable
The Under Secretary of State
for the War Department
London

24

Govt. House, Hanley
5 February 1859.

Sir,

I have the honour to request that I may draw the following bill on Her Majesty's Paymaster General.

L.Stg.
4461-8-0 No 4 dated 5th February 1859. For the sum of Four hundred & forty four pounds eight shillings drawn in favour of Mr. Dean in repayment of advances made for Army services to Capt. Abbott commanding the F.I.F.C. by this Govt. during the month ending 31st December 1858.

This bill has been negotiated at 1 per cent discount, the demand for specie arising from the presence of two men of war in the harbour having kept up the rate of exchange.

I have the necessary authority to draw further advances in a letter from the War Office enclosed to me in Mr. Secretary Labouchere's despatch No 32 dated 21st October 1857.

I have &c

The Right Honble
Her Majesty's Paymaster Genl.
&c &c &c.

217

By H.M.S. Cumberland 8 February 1859.

25.

Govt. House Stanley F.I.
6 February 1859.

Sir

I have the honor to Enclose herewith the Account Current of this Govt. with the Board of Trade on account of Lighthouses for the Quarter Ending 31st December 1858. The balance in favour of this Government is £60..14..0, which I have carried forward to the credit of the Govt. in the Acct. opened for the Quarter now current.

I Enclose the Wages list in support of the account. The other Vouchers are sent to the Audit Office by this mail in support of my Cash Account with the Treasury.

I also Enclose the Lightkeepers monthly Returns of Oil and Stores received and Expended at Cape Pembroke during the Quarter and I have to request that a supply say 36 of the forms LH 1 and LH 3 and 12 of the forms LH 11 may be sent by the Mail. I have already asked for a few blank forms of Bills when the Accountant to the Board of Trade for Lighthouse Services

I am &c

J. Thomas
for

J. H. Farrer Esq.
Secretary
Marine Department
Board of Trade
London

Enclosure No 25. See Form LH 13.

Night Guard of the F.I. in acct current with the Board of Trade for the Qr Ended 31st December 1858. -

Dr

Cr

Receipts	Sterling £	s	d	Payments	Sterling £	s	d
				Wages as per Statement LH 11,	52	14	0
				Fuel			
				Coals 1 ton at 55/- *	2	15	0
				Carriage of ditto	..	13	6
				Carriage of Stores			
				Hire of horse when Govt Stores were all away to carry meat — — —	..	6	0
				Repairs and Tradesmen's bills.			
				Paid for Iron Coal hod 7/6	..	16	6
				12 lbs Soap @ 1s 6d Soda 3/- ⊙			
				Incidentals			
				Water-conveyance of 2 Lights			
To balance due to Colt Govt carried forward to next Qrs account	60	14	0	# house - Plane -1.. 10.0 Chubville 1.. 14..0	3	4	0
£	60	14	0	Total £	60	14	0

Charles certify Qr
Dated at Stanley F.I. this 6th Feby 1859

J Thompson
Colonial Secy

* Supplied from Govt Meat Stores

⊙ Vouchers sent to Audit Office with Col: Govt Accts

In a very dry season. - Vouchers sent to Audit Office

26

Govt House, Stanley
6. February 1869.

Sir,

I have the honour to acknowledge your letter of the 4th Instant informing me of your intended departure on Tuesday morning and I beg to thank you for your offer to convey the mails to England, & Mr. Rideout would certainly avail myself of it most welcome. At present no other means of communication and to avoid any delay the Colonial Secretary, Mr. Langdon, will be prepared at 2 p.m. tomorrow afternoon to deliver the Mails to the Officer who may be appointed to receive them.

I take this opportunity of expressing the satisfaction I feel that you have so ably been able to visit this part of the Station. I am sure that the personal knowledge you have thus acquired of the Colony cannot fail to be advantageous to you especially at the present time for the mail contract by which we maintained our communication with England by way of Mr. Rideout just expired & no one here is at present able to undertake it consequently we are altogether dependent for our mails on any ships of your squadron that you may think it right to send here under the circumstances. I hope soon to enclose a contract for the mail service & should I do so I shall immediately apprise you of it.

I have

Rear admiral
Sir S. Lushington
K.C.B.
S.E.A. Station

27.

Government House
Stanley 6th February 1889.

Sir,

I have the honour to acknowledge your letter of the 11th November last informing me that the Secretary of State for the Colonies had appointed Mr Penrose Julyan Agent General for Crown Colonies in conjunction with yourself.

I have &c
(Signed) J. M. Longden
Colonial Secretary

E. Barnard Esq.
Agent General for Crown Colonies
5. Cannon Row.

28

Colonial Secretary's Office
7th February 1839.

Sir,

I am directed by H.E. the Governor to inform you that he has put on board H.M.S. Cumberland for conveyance to Monte Video and thence by Mail Packet to England a small box containing lamps such as are used in the lighthouse here. They have been returned as unserviceable and are sent home for the purpose of being repaired and to serve as patterns for a new set. His Excellency has communicated fully with through the Colonial Office with the Board of Trade (who have the entire management of the lighthouse service) and has informed them that the box with the lamps may be obtained on application to you.

I am, therefore, directed to request that you will cause this box to be received from the Mail Packet and to handed over to the Trades-man appointed by the Board of Trade to receive it, charging the expenses of it in your account with this Government.

I have
&c. &c. &c.

J. Montgomery
Colonial Secretary

E. Barnard Esq.
Agent &c.
5 Cannon Row.

No 29.

Colonial Secretary's Office
8th February 1859.

Sir,

I am directed by HE. the Governor to acknowledge your letters of January 28th and February 5th relative to the lamps now in use at Cape Columbine: and to inform you that His Excellency has according to your request sent by this mail to England for a set of new lamps.

I have also called the Governors attention to your letter dated 1st September last & to the several requisitions made in your monthly accounts, and the articles therein demanded have been written for except of course such as are now on their way here from England.

I add for your information a copy of the list of the Stores ordered by the "Cumberland"

I am
Sir
Your
Obt Servt

(Signed) J Rhoades
Colonial Secretary

Mr. W. Creed
Light Keeper
Cape Columbine.

List

Lamps – 20
Glass Holders – 20
Spirals ——— 40
Wicktubes — 40
Riddle & appendages 1 set.
Brown Holland Curtains 2 do
Copper or measures } 1 set
Pail & Funnel }

Skins & leathers — 12
Spirits of Wine — 2 quarts
Flannel & rubbers — 12 Yds
Cotton waste — 28 lbs
Cylinder Coal — } 1
for 18 Cylinders }

Lamps & Spirals in use at Cape Columbine

80.

Government House
8th February 1859.

Sir,

I have to acknowledge your letter dated 5th February 1859. upon the number and condition of the wild Cattle found in your late expedition upon the Crown lands in the North western part of this Island. — This report is very satisfactory and by the mail which left this morning I have sent it as well as your letter of 9th November last reporting upon the North Camp to the Colonial Office to aid Her Majesty's Govt. in deciding upon the future disposal of the Cattle.

I enclosed also the maps which accompanied your reports, and I must therefore request that you will insert on one of the Nautical Charts a copy of the additions made by you on the maps sent home in order that the same may remain record here for the benefit of the Settlers. — —

I am

Sir

Your most obedient
Servant
H. Thomas
Lieut. Governor

Arthur Bailey Esq.
Surveyor General
Stanley.

Colonial Secretary's Office
11 February 1859.

Sir,

I am directed by H.E. the Governor to say with reference to your proposition for the conveyance of ~~the~~ a mail hence to Mt. Vides and back that he will be glad to enter into an arrangement on these terms.

1. That the Victoria should leave here not later than the 18th of March. On this point H.E. must insist it is of importance that accounts, advices of bills, and important despatches and letters should not run the risk of being detained at Mt. Vides a whole month — and it is impossible to ensure the schooner reaching the Plate before the departure of the English Packet unless she leaves here by the 16th inst.

2. That the Mail remain at Mt. Vides not longer than five clear days —

3. That the master shall deliver the homeward mails to the British Consul, and receive from the Consul the Mails from England.

4. That the Govt. shall pay to the Falkland Islands Company on the return of the Victoria with the mails One hundred pounds Sterling.

I have &c.

[illegible]

Colonial Secretary.

James Lowe Esq.
&c &c &c.
Stanley

32

Stanley. 12 February 1859.

My dear Sir,

Mr. Creed is again in want of several articles for the Lighthouse. Among others is a cask of Rape Seed oil from your store.

Can you make it convenient to allow Butler to take a cargo to Cape Pembroke in the Lily when the weather serves - say Tuesday. The Sophy is away in attendance on the Governor and it is very essential that the oil should be at the Lighthouse early next week.

I enclose an account of the Rents due under the Tenancy of Govt. Farm Spit to 1st December - from which day the Lease commences.

Will you let me know the content of the Cask of Rape Seed oil - because if very unwieldy I must decant it into Jars in order that it may be safely landed. Have you any Pickles ground for sale?

Yrs very truly
R Thompson
Colonial Secretary

Jas. Lowe Esq.

Rents due under special Agreement of September 1854, by the F. I. Company to the Government —

From 1st Oct. to 31st November
Land at £10 per annum — — 1 " 13 " 4
Buildings at £120 — — — 20 " 0 " 0
£21 " 13 " 4

C. S. O.
12/2/59.

93.

Colonial Secretary's Office
14th February 1859.

Sir,

With reference to your requisitions dated 31st January last, I beg to inform you that Mr C. McDouall will convey to Cape Pembroke tomorrow in the Supply (weather permitting)

8½ dozen Cotton Socks
22 bags, containing 18 tons Coals
7 tins — " — 47 Gallons Rape
× Jarrets Seed Oil.
1 Small Spirit Lamp
14 lbs Soda
4 Yds Brown Holland for curtains
(these are sent but cannot be made for want of information as to size &c.)
4 Leathers (it is suggested that these be well washed - none are procurable in the town.)

You will be kind enough to take advantage of this opportunity to send back any Saddles at the Lighthouse.

I am
Sir
Your
Most Obedient
Servant
M Longden
Col. Secy.

Mr Creagh
Cape Pembroke.

84.

Colonial Secretary's Office,
Stanley 15th February 1869.

Sir,

I have the honour to acknowledge your letter of yesterdays date in reply to mine of the 11th as to the mails.—

2. The Governor did expect on working on the 15th for the Victoria's departure was to ensure her arrival in Monte Video before the 30th and the 5 clear days allowed for her stay would in all human probability include 3 days at least after the Mail for England had left. I have therefore felt justified in putthering according to the Governors authority the arrangement concluded with you.—

3. I cannot of course return any answer to the proposition contained in your letter for carrying on the mail service from July to December next; but I will lay your letter before His Excellency for his decision immediately on his return.

I have
&c &c &c

J. M. Longden
Colonial Secretary

James Lowe Esq
C. M. F. D. C.
Stanley

No. 35.

Government House, Stanley,
24 February, 1854.

Sir

I have the honor to acknowledge your letters of the 3rd & 21st instant, the first enclosing a draft of a Commonage Bill prepared on the basis sent to you on the 21st ultimo - the other offering some suggestions on that Bill. -

2 I beg to thank you for the attention you have given to the subject and to assure you that I have given your suggestions my full consideration and as I cannot coincide in all your views I will proceed to state where I differ and in what form I am anxious to lay the Commonage bill on the Council table

3. Your first suggestion is that the Common "land and that only can be considered in regu- "lating the number of rights to pasture." In this I fully agree. In like manner the tenant of the Govt. Farm would in Equity be entitled to place on the farm as many animals as could be grazed thereon if all strange horses and cattle were removed. The 4th clause of this lease merely gives reciprocal rights between the tenant of the farm and the licensees or tenants of the Common so long as their lands are undisturbed undivided

4. If then becomes necessary to enquire who are the persons that may be licenced to graze, - and this brings me at once to the question discussed in the 3rd 4th 5th and 6th paragraphs of your letter. Your suggestion is that the capability of the Common for feeding animals should be gauged from time to time - that if there be room for more animals than are entitled by law the surplus rights to graze should be sold by auction - but that if within that hand

Warwick Brooke Esq
Stipendiary Magistrate
Stanley

found the Extent of Land be insufficient the Commonage Rights should be curtailed accordingly,- this Estimate or gauging being made probably once a year. — The first difficulty that occurs to me is making this Preliminary Estimate. Probably no two Colonists would agree as to the average Extent of Land required to feed a horse or a Cow. The Common comprises mountains, valleys, peatbanks, and stone-runs, and to define the number of animals which could be fed on such a piece of Land would be impossible.- I do not think any rights of pasture ~~once~~ granted could be ascertained without serious inconvenience to all parties;- such a condition would moreover introduce a feeling of insecurity that would operate very prejudicially I think on the advancement of the Colony. Lastly it is notorious that both Cattle and horses establish certain haunts and the greatest practical difficulty would be felt in removing the animals from time to time and Ruping them away from their accustomed feeding places.

5. I think, therefore, it will be best to ascertain and fix the legal rights of the Colonists and then to declare the terms on which additional animals may be permitted to graze on the Common. I trust to some but indirect means to control the number of animals on the Common. No one would pay for a licence to graze a Cow on Land which will not yield her sufficient support or would Rent a piece which for the same reason would be useless. Moreover the proposed licence fees of 10/- and 1£ a year for each animal are Enormous — when compared with the rural districts which are leased at 10£ a year for a block of 10,000 acres. Mr Lane's interests as Tenant of the Government Farm are Expressly and sufficiently

protected

protected by the fifth Clause of his lease which reserves power to grant only 20 licences to forage on his Land. Any more licences would therefore be specially restricted to the Commonland

6. With reference to the suggestion that the "animals at present on the Government Farm "and the Commonland be allowed to remain "in consideration of that sort of right which the "Convict not unnaturally considers he has "acquired by usage" "on a" "clear understanding "that any excess be gradually diminished;" I must say that I am most anxious that the Ordinance should press hardly on no man; but I am afraid your suggestion is scarcely definite enough to be the basis of an Ordinance It might perhaps be well to Enable the Governor with the advice of the Executive Council to declare the amount of the licence fee from time to time fixing by law the Maximum rate of 15/ a year for each animal and ten shillings a year respectively for Each animal. This would Enable the Council to adapt the Ordinance to the circumstances of the Colony as occasion might arise.

7. I fully concur in your last suggestion "that the power of prosecution under the Ordinance "should be confined to the Crown. But in that case it would be necessary to strike out all mention of the Govt. Farm - leaving Mr Lane unrestricted in his right of action for trespass against unauthorized or unlicensed persons having Cattle &c on the Farm. -

8. I return the draft and beg to ask your assistance in altering it in accordance with the views I have expressed and also in reference to the points noted in the margin namely for giving a right (as I think should be)

Every /

Every ten acres of suburban land to one acre-
-rial and for every town allotment not
built upon to ten animals.

9. I think it would be well that the
Royal assent should be given before the Ordi-
-nance comes into operation. Assuming it to
be confirmed there would be time for the
Colonists to become acquainted with the law
before they became amenable to its penalties,
if it should be disallowed for any reason
much inconvenience will be avoided. —

10. The bill will be subject of course to a-
-mendment in the Council-chamber but a
great saving of time will be effected if all the
principal points are settled before hand. —

Thanks &c

J. Clarke

Jr.

No 36.

Colonial Secretary's Office.
26th February 1859.

Sir,

Having laid before H.E. the Governor the proposals made in your letter to me of the 14th instant for the conveyance of mails between Stanley & M. Video during the 6 months from July to December next I am desired to state that H.E. adheres to the opinion expressed in his letter to you of the 4th ultimo, No 3.

The terms you have proposed are identical as to pay with those named in your letter of the 4th January which was rejected.

Should received H.E.'s instructions to advertise publicly for tenders on the terms communicated to you in the Governor's letter before referred to

I have the honour to be
Sir
Your most obedient
humble Servant

(Signed) J.R. Longden
Colonial Secretary

James Lane Esq.
Manager Falkland Islands Company

No 37.

Government House
Stanley Falkland Islands
1st March 1869.

Sir,

I beg to enclose a copy of a letter I have received from the Registrar relative to the Registration of children born here to soldiers of the Garrison under your command.

Having consulted Mr Brooke the legal adviser of the Government, as to the applicability of the Colonial Registration Ordinance to the Troops, I have received from him the following opinion. —

"I have to reply that I am not aware of any "English act whereby the Garrison of the F. Islands "as soldiers on Foreign Service are exempted from "the provisions of the Registration Ordinance. but "in recovering a fine or fee under the Ordinance "execution could be had only against the soldiers "private property not against his person or equip- "ments."

I, therefore, send you a copy of the clauses of the Registration Ordinance now in force in reference to Births and Deaths and I am sure you will see the propriety of making it generally known among the men under your command.

I am &c &c.

(Signed) Thos. L. Moore
Gov.

Capt. C.C. Abbott
Commanding F.I.F. Company
Stanley. Falklands.

No. 38.

Colonial Secretary's Office
2nd March 1859.

Sir,

With reference to your letter of the 28th instant, I have received His Excellency's instructions to furnish you as far as possible with the documents you require.

I accordingly have the honour to enclose Duplicates of Earl Grey's despatches, 90 and 95, to Governor Kennie.

With regard to the Gazettes I am to state that they are all entered consecutively in a book appropriated to that service from which the Clerk of the Courts can at any time, on application at this Office, copy any of the notices you may require.

I have &c &c.

(Signed) J. Bonyden
Colonial Secretary

Fitzarrick Brothe Esquire
Stipendiary Magistrate Hawley.

No 39.

Government House
Stanley Falklands
2nd March 1859.

Sir,

It is my intention to give a new General Commission of the Peace for these islands, and it would give me great satisfaction to add your name to the list of Justices if you are willing to undertake the responsibilities of the office.

I have &c..

(Signed) Thos. H. Moore
Govr.

James Lane Esqr.
Roules.

No 40.

Government House
Stanley Falkland Islands
2nd March 1887.

Sir,

It is my intention to issue a new General Commission of the Peace for these islands and it would give me a satisfaction to me to add your name to the list of Justices if you are willing to undertake the responsibilities of the Office.

I have the honor &c—

(Signed) Hodder Moore
Gov.

Captain C. C. Abbott
Commanding I. I. Garrison
Stanley.

No 41.

Government House
Stanley. Falkland Islands.
3rd March 1869.

Sir,

I beg to inform you that I have directed the Surveyor General to mark out a place where the soldiers living in and round the Barracks may deposit once their ashes dirt broken glass &c.

Mr Bailey will point the place out to you when you will make it convenient to meet him.

Once every fortnight the Government Cart will go round and will remove all such dirt ashes &c which may not have been previously wheeled away into the gardens.

I request that you will enforce on the men the necessity of attending to this regulation for the sake, as much of their families and homes, as of the Public convenience.

I have &c &c &c.

(Signed) Thos Chas Moore
Gov.

Captain C.C. Scott
Commdg. F.I.S.C.
Stanley.

No. 42.

To Lieut. John Smith.
Keeper of Stanley Gaol.

Whereas it has been represented to me that the children of Henry Pettit now in your custody are insufficiently cared for during his imprisonment, and there is no authority responsible for their maintenance I do hereby grant a conditional pardon to the said Henry Pettit and authorize you to release him; on condition that he shall keep the Peace and be of good behaviour; failing in which he will be remanded to Prison for the unexpired period of his Sentence.

Witness my hand &c.
3rd March 1847.

(Signed) Thos Ekins Moore
Gov.

No 43.

Colonial Secretary's Office.
March 4th 1859.

Sir,

I have the honour to acknowledge the receipt of your letter enquiring on what terms you may be allowed to capture animals to fatten for consumption.

2. In reply I am directed by H.E. the Governor to inform you that it is not the intention of the Government to grant any permission to hunt & capture any wild cattle during the short remainder of the summer. Perfect immunity for one season at least is necessary to let the herds increase sufficiently to be advantageously hunted.

3. For the future disposal of the cattle, the Governor has submitted a plan for the decision of Her Majesty's Government. The principle of that plan is to throw open the wild cattle to all Land holders in the colony, on payment of such a royalty as shall effectually prohibit the immediate slaughter of the animals for their hides.

4. It is impossible to reply more definitely to your letter until the decision of the Home Govt has been received, & seeing the near approach of the winter season H.E. does not think the delay can be prejudicial; — but if you require the animals to carry on your supplies he will endeavour to meet your wishes. —

I have &c

J R Longden
Colonial Secty

(per)

R. C. Packe Esq.
&c &c &c

N.° 44.

Colonial Secretary's Office
5. March 1847.

Sir,

I beg to acknowledge your letter of yesterday referring to the Advertisement for tenders for the Mail service and asking the day of the month proposed for the several departures of the Packet in the present year.

2. In reply I am to state that the Packet must leave here in sufficient time to ship any cargo required at Monte Video before the arrival there of the Packets from England due on the 11.th of August, 11.th of October and 11.th December, so as to prevent any delay in her return with the mails.

Subject to this proviso the actual days of sailing may be settled for each voyage by the Contractor with the Col.l Sec.y & H.E. will always be glad to aid in shortening the stay of the Packet at M.te Video. to the great expense of which you allude.

3. To your 2.nd question I am to answer that the Governor wish it to confine the contract to the Mail service, - except a reservation for the carriage of Govt. Stores to the extent of 1 ton on each trip at a specified rate.

4. In case of any delay in the arrival in the River of the English Packet the Colonial Packet is to remain 6 days & then be at liberty to return without the Mails.

I have &c. &c.

(Signed) J. R. Longden
Col. Sec.y

James Lane Esq.
&c. &c. &c.

No. 45.

Government House
5th March 1859.

Sir,

I beg to acknowledge your letter of the 26th February 1859, relative to the liability of the Garrison to the Provisions of the Registration Ordinance.

I have transmitted a copy of your letter to the Commanding Officer of the Garrison accompanied by an extract from the opinion of the legal adviser of this Govt. on the subject, and by a transcript of those clauses of the Reg. Ord which refer to the registry of Births and Deaths.

Mr Brooke's opinion I need hardly add is that the Soldiers are not exempted from the provisions of the Ordinance.

I am
Sir,
Your obt Servt
Thos. L. Moore
Govr.

A. Bailey Esq
Registrar.

No. 46.

Government House
5th March 1859.

Sir,

In reply to your letter of yesterday's date I beg to inform you that I have caused enquiries to be made as to the number of animals within the wall of the Ex. Town & that I shall probably be able to lay the returns you moved for on the Table of the Legislative Council at their next meeting.

In the meanwhile I send you a copy of a report made to me by Mr. Pye on the subject.

I have &c.

(Signed) Thos. Ch. Moore
Gov.

The Honble Colonial Secretary &c. &c.