Stanley June 15th 1846

Sir,

A few days ago I called on Mr Moore requesting him to apply to your Ex.y for the protection of the Union Jack to enable me to proceed to Port Pas with the schooner Flower which he did on the 12th Inst. He has since informed me that you wished all my communications with your Ex.y to be direct from myself. In any matter however requiring the assistance of a broker I must have recourse to that Gentleman I not being sufficiently acquainted with the matter to conduct it without the advice of a broker. As there is no other person in this Colony except Mr Moore to whom I could refer capable of directing me in the disposal of the vessel and cargo for the benefit of all concerned I therefore called on him for the assistance I required, and it was to him your Ex.y referred me for advice on my first arrival in the Colony in February last. I have been waiting for the last five days at an inconvenience and expence, and cannot wait longer, as Capt. Bowlys of the Despatch, whom I have freighted with a cargo of Sal la Rae

last

has left the harbour, and my presence is absolutely necessary at Fox Bay to deliver the cargo to him. As I have received no answer to my application thro's Mr Moore, my broker, for protection from the British Govt under the circumstances I have been under which I was shipwrecked. I must leave my property, the Schooner "Alonzo", purchased from British subjects, here in charge of a part of my crew, and under your Ex^y's protection until my return. Should your Ex^y however not grant me this protection I must only refer the entire matter to the Consul of the United States at Rio de Janeiro for his information as to how I am to act. I shall want also to send copies of all the documents connected with the "Alonzo" home to my Co partners in Warren for which I shall wish your Ex^y to let me have copies of them when I return.

I have &c.

To His Ex^y
Governor Moody

(Sig^d) Jonathan Bowen

Stanley East Falklands June 13 1845

Governor Moody

Sir,

I require the Register of the Schooner Aburzo Lately as entering a suit in a foreign port or at home In the first place to show that I was owner of the vessel and in the next to cancel my bonds at home. You are well aware that no one has anything to do with the Register of an American vessel but owner, Master or Consul of the United States.

I am &c. &c.

(Sig.d) W. H. Smyley

His Excellency
Governor Moody

P. S.

I must further add that as the Magistrate informs me that the Depositions of the Crew is to be taken before yourself as he is not an Officer of that Court.

Yours with respect

(Sig.d) W. H. Smyley

To His Excellency
Governor Moody

Government House
Stanley
June 11th 1865

Sir,

I have to request you will afford me your legal opinion as to whether under existing circumstances I am justified in any longer detaining the condemned ~~Schooner~~ American vessel "Olivia" upon the requisition of Capt. Smyley as contained in his letter.

If it be your opinion that she can and ought to be detained you are hereby required by me to take the necessary steps for so doing.

I am Sir,
&c
(Sig.d) R. G. Moody
Govr

To
W. H. Moore Esq.
Stipendiary Magistrate

Sullivans Cottage
Stanley
11th June 1865

Answers by the Stipendiary Magistrate

Sir,

This question being at present sub judice before the Court it would not be me for me to interfere with the Courts Jurisdiction altho' I am thus illegally and prematurely called upon to do so by the Judge.

I cannot interfere with a Vexata Questio sub judice before the legal constituted authority

I have &c &c
(Sig.d) W. H. Moore

His Excellency
Governor Moody

Government House
Stanley
11th June 1866

Sir

Your letter of yesterday's date not appearing to me sufficiently explicit, I deem it my duty to require from you distinct answers to the following plain questions—

1st— Have you or have you not acted as Mr. Bowers Broker in reference to his Shipwrecked Vessel the Galen and her Cargo?

2nd. Did you or did you not as Mr. Bowers Broker purchase for him the condemned American vessel schooner Charles?

3rd. Did you or did you not act as his paid Legal adviser in all matters, independently of the Protest, in reference to his Shipwrecked vessel and Cargo?

4th. Have you not been acting as Mr. Bowers Legal adviser in respect to the matter now pending regarding the condemned schooner Charles?

Sullivans Cottage
Stanley
11th June 1866

Sir

I send your Excellcy the answers to your queries

I have

I did not

I did not

I have not

The matter being subjudice of a Court I would not interfere.

2

Q. Have you acted as his Broker in any and what way Concerning the same Vessel since her purchase.

I am &c.
(Sigd.)
R. C. Moody
Goior

I have acted as Broker in directing the Master to do the best he could to forward the cargo saved from Shipwreck to its place of destination for the benefit of all concerned.

I have &c &c.
(Sigd.)
W. H. Moody

Stanley June 15th 1845
Falklands

Sir/

The alteration in the system of rations rendering it necessary for Colonial Officers to lay in at least six months provisions on account of the irregular manner in which the market is supplied - I trust your Ex.y will be pleased to allow me to draw the allowance for passage money to a Colonial Chaplain under the Colonial regulations without waiting for instructions from England

I respectfully beg to inform your Excellency that it is now nine months since I took and paid my passage in the Schooner Despatch from Rio de Janeiro in accordance with the instructions of the Right Hon.ble the Secretary of State for the Colonies.

I have &c &c

(Sig.d) James Smith Moody
Colonial Chaplain

His Excellency
The Governor

Sullivans Cottage
Stanley
16th June 1845

Sir /

I prepared the Charter Party between Govt and Captain Bayley of the Schooner Despatch with such expedition, that I did not delay to keep a copy of it or I have now occasion to prepare another one I shall feel obliged by your directing Mr Slaughter to let me have a copy of it, to get the words of course from.

I have &c &c

To His Excellency (Sigd) W H Moore
Governor Moody

19

Stanley June 18th 1845

Sir/

Intending to call a court of enquiry on the Ship "Galen" now lying aground at Fox Bay, West Falkland, I should be obliged to your Excellency to take measures to swear in the undermentioned persons viz!

Captain Francis John Johns
" Melville
Mr George Watson
" Thomas B. Clymo
" James Haigh, Ship Carpenter
" Francis H. Parry
" James Hamlet
" Alexander Burgess
" James Cranby
" William Peil
" Griffiths Williams
" William Smith

as a jury of enquiry on the said Ship or to the condition she is now in.

I have &c.

(Sig[d])

Jonathan Bowers

To His Excellency
Governor Moody

Stanley June 15th 1846

Sir,

I have to acknowledge the receipt of your letter of this days' date, and in answer I beg leave to state, that in regard to the "Atlanta" I purchased her from Messrs Dilby Silby and Colquhoun upon the faith of her being sold to them at Public auction and as I have always understood from the first to the last, by your Excellency's sanction which if it is so I cannot conceive what claims Mr Smyley has upon her. He has repeatedly told me if I leave the harbour with her that he will take her from me by force, or sink her from under me, how far he may be justified in so doing with a vessel that has no protection I cannot say, and for that reason I requested the protection of the British flag and a British Master for the schooner well knowing that your could not grant me that protection while I myself held charge of the vessel. And as your Ex^y declines affording any such protection of the British Gov^t during my absence, the schooner "Atlanta" must lay here, unless she is taken out by force, until something has been done to settle the matter in question however disadvantageous it might be to me. I also beg leave to state, as far as I can see, that the point at issue lies not between Mr Smyley and myself as to the rights of ownership

ownership but between him and British Govt as to the legality of the condemnation and sale of the Schoor "Alonzo" the whole transaction of which he Smyley declares publicly to be illegal. This question once settled I can then proceed with my claims on the Schooner for if as he says the condemnation and sale of her was illegal then the sale of her came by the parties from whom I purchased her was illegal also, and I shall look to them to refund the purchase money I paid them for her. And on the other side if the legality of the condemnation and sale is proved I shall consider the Schooner my rightful property, and if Mr Smyley or any one else molests me in any way concerning her it will be at their own peril.

I have &c &c

(Sigd) Jonathan Bowers

To His Excellency
Governor Moody

Stanley June 18 1845

Sir /

We James Colquhoun & Thomas Silly and James Dethoff bought the Schooner "Abouko" at a public auction from Mr Dean in James Dethoffs name, for five hundred Dollars and sold her again to Captain Bowers of the Ishak-Shuja Gabon for the sum of Five Hundred and fifty Dollars and was paid the money by Mr Moore the same day of the delivering over of the Schooner Abouko to Mr Moore.

We are &c &c

(Sigd)

James Colquhoun

Thomas Silly

Sullivans Cottage
Stanley June 11th
1846

(Copy) of Governor Moody's Letter
of 8 June 1846

Sir,

Some time since (long before 8th June 1846) in conversation with me you made some allusion to your acting as Mr Bowers Agent on matters concerning his Ship and Cargo but at that time I paid no attention to the circumstance, because it did not enter my mind that you meant anything more than what you considered your duty to an individual in distress

Sir,

In answer to the above quotation and in reply to your Ltr letter of this date copied in juxta position, I beg to state as heretofore I did in my letter of the 10th Inst that on the application of the individual Captain Bowers subject tho' he be of a foreign nation in bonds of amity with our nation according to the Law of Nations as laid down in Vattel, I at his request and solicitation, in the absence of other aid acted as his Notary and Vatt on the terms of my being paid for my services the accustomed fees as in such cases usual not considering or allowing that any question that might arise could or would I allow it to clash or interfere (

Govt House
Stanley
June 11th 1846

Sir,

In your letter of yesterdays date you state I had fallen into an error, in the construction I have given to the communication I had received from Mr Bowers Master of the American Whaler Galen the words I used were literally those addressed to me by that individual, in the presence of my Secretary, and the whole of his remarks on that, on previous, and on subsequent occasions were to the same effect with that you were his paid legal adviser and agent.

interfere with my duties in a judicial capacity. beyond this nothing more than my letter of the 10th Inst on this subject and further I have to request that your Exc will in common justice to any character call Captain Bowers publicly before you and state in my presence the entire transaction and afford him an opportunity of explaining himself in presence of his crew and all concerned and cause the document so ingeniously concocted by your Exc and signed unread by him and let him then and there sign a document consistent with the fact and truth.

So seriously it appears, as to induce your Exc, with a view of cunningly entrapping me were it possible, without explaining the effect of the communication, (in an act of indiscretion, as to induce your Exc with your own hand, and behind my back and without my knowledge, and without having the candour to explain what you were asking me was to sign, where one word from me would have explained all and put the matter in its true and

His statements particularly that alluded to in my letter of the 8th Inst having reference to the wages of his crew attracted my attention so seriously that to prevent mistakes arising from verbal communications alike in the presence of witnesses I required Mr Bowers to certify to his statement by signing his name to a Proper setting forth the exact signification of what he uttered.

and proper light as to induce your Ed.r with your own hand to take down what you like and hand it to Capt. Bowers to sign without even his reading it, and so seriously as to induce your Ed.r to put your own construction on it to the prejudice of my character and say now I've caught him - and to put it down in your own hand writing and get him innocently to sign it as if they were only his general directions to me to act as his broker quite independent of any judicial decision I might have to make as between him and his crew. I beg to be informed who were the witnesses in whose presence he signed the document so prepared by your Ed.r which he now repudiates and states that he signed it quite under an erroneous impression as if extraneous into it, by the superior tact of your Ed.r why not honestly and fairly adopt my reasonable suggestion in my letter of yesterday and call the crew before you Ed.r before my face and let them one and all say where they /

Any satisfied or dissatisfied by my decision on any case that came officially before me?

Quotation from my letter of Yesterday.

"I must add however "that I did not believe your "Ex^y capable of inducing a gentle- "-man without my knowledge "and behind my back to sign "a document which might "affect my character tho' he "did so as he now says under "an erroneous impression "of the construction of it I "consider this was laying a "trap to endeavour to catch me "in some indiscretion if it "could be accomplished but "truth and justice and plain "straightforward ~~conduct~~ honest "dealing generally counteract "whatever private insidious "attempts may be made to "wound a mans private "or public character."

I say Sir this is the language of an honest man smarting under an unjust and what he considers a vindictive accusation trumped up behind his back by your Ex^y and with your Ex^ys own pen written down and

"Your statement of the motives you have attached to my proceedings in this matter and the violent and intemperate language in which you have chosen to add comments to your explanation I intend to make the subject of a despatch to the Secretary of State"

I am &c.

(Sig^d)

R. C. Moody

Gov^r

and handed to the Captain of an American Whaler unread - and further putting all this aside, why not accede to my honest and Constitutional appeal for common justice by calling all and every of the Crew before your Ex.y in my presence and asking them as suggested in my letter of the 10.th Inst. where they each individually and collectively satisfied and dissatisfied with my adjudication on their case or the case of such of them as came before me and were they or were they not satisfied and contented that they got their rights as much as if they were brought before a tribunal de justice of their own Country. This Sir, is all I ask, and I am sure any honest or conscientious man will declare it is what I am justly and legally entitled to - Do this and send the result to the Secretary of State and I do trust he will also be satisfied with it. Your Ex.y anticipates my determination of making this matter part and parcel of a series of late communications connected with the administration of the affairs of this Colonial Govt the subject of a despatch to the Secretary of State.

I have &c &c.

To His Ex.y
Gov.r Moody

(Sig.d)
W. H. Moore

Portsay 24th October 1846

Sir,

I would feel obliged if you could inform me if James Millar who was wrecked in the "Nanny" Brig Captain Young on her voyage from Liverpool to Peru in South America, be still in the Falkland Islands - I was informed he was employed as under Steeler to the principal one in your employ but am in some doubts about it as I have had different reports regarding it - I am the Brother of the said James Millar and being very anxious to hear of him it would be doing me a great favour if you would send a reply and say whether he be on the Island or if left and by what ship - I trust you will excuse the liberty I have thus taken on the present occasion.

I remain &c.

(Sig.a) Wm Miller
North Britain
Banffshire

To
The Lieut Gov.r R. C. Moody
Governor
Falkland Islands

Stanley East Falklands June 6th
1845

Governor Moody

Sir,

I am duly informed since I wrote you last of the proceedings of Mr Johnson which I consider to be scandalous, in the way he, the said Johnson proceeded to procure evidence to have the vessel condemned.
First I am prepared to prove his performances to be illegal and that he the said Johnson said if he could but get charge of a vessel of mine he would make away with her. In the 2nd place I am ready to prove that he the said Johnson has seduced his crew by the most vile acts in so much as after some of the crew refused to sign an Instrument made out by Mr Johnson he the said Johnson then went on shore and getting four bottles of Rum more, got the men to sign a paper which he read to them as suited his own purpose The men are here, and as I think it will be necessary for the benefit of all concerned to have proper Depositions is taken concerning them. I therefore request of your Ex.y to furnish me with the Instrument drawn out by Johnson and also a

Copy

copy, or the original of the Survey The original would be far more preferable. I will give proper security for the return of the same to your Ex.cy. I hope your Ex.cy will take it into consideration that I have to act my own attorney while Captain Bowers who now owns the Schooner has got a legal adviser which gives him a far better chance than my self. As his adviser is a Magistrate and the one whom I presume will be as judge. In this case therefore I request it as a right and not as a favour to be furnished with all necessary papers regarding the vessels Survey. &c. &c.

Believe me Sir &c. &c.

(Signed) W. H. Smyley

His Excellency
Governor Moody

Stanley June 20th 1845

Sir/

It is with the greatest pain, and presuming on your Ex.cy kindness I take the liberty of thus intruding my private affairs upon your attention and respectfully assure you that nothing but absolute necessity induces me to take such a course.

Your Ex.cy is doubtless fully aware of the great expense of all necessaries of life in this Colony, as also the amount of my Income (£100) I can assure your Ex.cy that nothing but the great advantages derived from my being allowed rations at 2/ a day has enable me to struggle against the many embarrassments of my position and rendered if possible more difficult from there being no other individual with whom I could mess and thereby divide the expense of house rent. servant and fuel.

I must here state that a person in my situation labours under greater difficulties in this Colony than he would in any other or even in this should the population increase. At present as perhaps your Ex.cy is aware there is no Inn or Lodging at which I could board, or from which I could procure my meals ready cooked. This compells me to hire a Cottage and keep a servant. The house/

His Ex.cy
The Governor

house I have engaged contains one room with a fire, in which I shall live and have my meals and a small sleeping closet.

From their being no women or boys in the Colony I am obliged to hire a man which materially increases my expenses of which I respectfully subjoin an extract.

Abstract of Expenses

		£	s.	d.	
#1	House Rent	8	..	8	per week
#2	Servant	10	..	6	" "
#3	Fuel (Coal)	3	..	6	" "
	Candles (Mb)	1	..	0	" "
#4	Rations for 2 (2-6)	17	..	6	" "
#5	Washing one Doz.	4	..	4	" "
#6	Clothing	12	..	6	" "
		£3	..	18	.. 0

#1 The only Cottage which I can hire.

#2 I cannot reckon on a servant remaining any time with me as the wages in the Colony is 4.4 a day.

#3 Coals average from £2.10 to 3..10..0 at the Stores but I cannot have them delivered at my Cottage under the sum I have stated 3..10..0

#4 Calculating the Rations at the rate of Provisions at the Stores in the Colony.

#5 Washing is 4.4 a dozen and as there are only four women in the Colony who like in washing they consider it a great favour one Woman charges 6..6.

#6

*6 I have calculated my clothing at £30 a year which on account of the great expense of warm clothing is I fear too low an estimate.

By the above your Ex.y will perceive that under existing circumstances my difficulties are insurmountable, my salary being £100 my expenses £165.. 16.. 0 I beg therefore most respectfully to acquaint your Ex.y that it is my wish, and should your Ex.y see no objection my intention to write to my friends in England and endeavour through their agency to get removed to some larger Colony where even supposing my salary should not be increased at any rate my expenditure will be much diminished.

Trusting that your Ex.y will accept my apology for trespassing on your time in bringing the peculiarity of my position under your Ex.ys notice.

I have &c. &c.

Sgd

J. H. Slaughter

Clerk

Sullivan's Cottage Stanley
1st June 1843

Sir,

In reply to your Excellency's letter of the 30th Ult. acknowledging receipt of a Journal of the cruise in search of the three men who absconded from the Colony, kept by the Master of the Despatch schooner, as Special Constable and also by Francis H. Parry the Head Constable and requiring me to give a report of my own proceedings from the day of my leaving the Harbour until my return, in the form of a daily journal. I have to state that as I have already questioned your Excellency's Jurisdiction in Seizure to send me on the late cruise at all - I must respectfully decline doing any act consequent thereon which might be considered a waiver of my protest, until I have the honor of a communication from the Secretary of State on the subject.

I have &c. &c.

(Sig.d) W. H. Moore
Stipendiary Magistrate.

To
His Excellency
Governor Moody

Sulivans Cottage
Stanley
1st June 1846.

Sir,

In reply to your Excellency's letter of the 30th Ult. I recollect your Ex.y stating that you wished me to consider of a scheme for the working of the Judicial Branch of this Govt. which should accord with the spirit of the Constitution and Laws of England, and it is probable this may have been about four months since and your Excellency had a conversation with me on the same subject about September 1845 on both of which occasions I mentioned to your Ex.y that from the paucity of Gentlemen in the Colony I greatly feared it would be a bar to your Ex.y then composing the machinery of a Judicial Establishment according with the spirit of the constitution and laws of England in which opinion your Ex.y concurred and stated that you should be obliged to defer it till the Colony got more numerous and there arrived more people from England of sufficient education and respectability to be entrusted with the management of the responsible offices connected with courts of Justice and there the matter dropped. There being then at

now in the Colony no person but your Exc.y, your Ex.y Brother the Revd James E. Moody our Colonial Chaplain your Ex.y Aide-de-Camp, our Colonial Surgeon Mr. Hamblin and myself and the two young Gentlemen your Ex.y Private Secretary, who is also Clerk to the Colonial Government, and acting Storekeeper Mr. Congdon and Brother in law to Mr. Hamblin and Mr. Slaughter of Gov.t Offic Clerk to the Colonial Government These parties are I presume so much occupied by their duties that I fear they could not attend to it besides these individuals there are no others in the Colony who would have time to attend to the duties to be imposed on them in a legal department. There are only Mr. John Scully and Mr. John Dean the former of whom is Gov.t Steward and has the care of the Castle and horses besides keeping a Store and Mr. Dean is so occupied with his Store that I anticipate he could not be counted on to afford leisure besides these individuals and about forty or fifty Labourers which comprise the entire Colony I dont know of any person else to refer to your Excellency's notice The latter class of persons your Excellency will perceive are only fit to fill the subordinate Offices in Courts of Law

However

However that your Excellency should have no occasion to carry your threats into execution That-unless I afforded you without delay the requisite assistance it would become necessary for you to draw up a plan from your own unaided judgment and forward it to the Secretary of State for the Colonies accompanied by the statement that I had withheld from your Excellency the assistance which you considered necessary and which you state you had required from me three several times. I have recently given your Ex^y the particulars of the Parties and measures necessary to form a Vice Admiralty Court here and yet after all the information I had in my power to give- Your Ex^y states, that circumstances precludes you now from forming that Court, may it not be the same with respect to the others?- However I here supply your Ex^y with all the information in my power on the subject— First- A Court of Civil Jurisdiction analogous to our Courts of Queens Bench, Common Pleas and exchequer in England. Officers necessary The Judge, The Register, The Sheriff, The Crier Deputy- Constables & processes order Required for the above A roomy Court house with Galleries, Box at one side of bench for Grand Jury with retiring room attached Judges Chamber behind Bench- Petit Jury Box and retiring Room on the other side of the Bench. Second a Court of Criminal Jurisdiction

tion analogous to our Crown Courts in England, Officers necessary the Judge the Clerk of the Peace, the Sheriff, the Crier Tipstaffs Constables to preserve order A Court of equity in which your Excellency presides as Chancellor assisted by an assessor of requisite The Registrar Clerk of Rules decrees &c the Crier, Tipstaffs and if necessary Constables to preserve order A Court of Quarter Sessions at which the Stipendiary and other Magistrates attend Officers necessary Clerk of the Peace Sheriff, Crier, and Constables A bench of Magistrates at Petty Sessions of which three generally form a Quorum Clerk and Constables Neither Counsel, Solicitors or Attorneys are mentioned there being Resident persons in the Colony.

Your Ex.y States that "you deem "it a fortunate circumstance that "the peculiar state of the community "has not yet called for any ordinances "of pressing importance". No ordinances of any kind soever have yet been submitted to the Legislative Council and I flatter myself this peculiar state of happy stillness and absence of all litigation arises from my constant exertions to prevent it and encouraging a good and friendly feeling among the people which has given such satisfaction that they are quite contented and happy with my decisions and

leave

have no desire for litigation or the Commission of Crime It seems quite to have escaped your Ex^y^ memory that in the first instance it would be necessary to have a Common Police Office to send a man to for safe Custody who might be noisy or drunk and disturbing the peace. No such place exists as yet, nor is there a Court House for any of the foregoing Courts yet built. Nor even a common Jail where a Convicted felon could be kept in safe Custody nor is there a Jailor appointed. Now I would humbly suggest that before the Superior Courts are built or the Machinery for them arranged that the Police Office and Jail should first be erected. They being in my humble opinion quite sufficient for the present wants of the Colony, which now consists of six Government Officers and about Fifty Labourers About Eight Months since your Ex^y^ shewed me the plan of a Small Jail you intended erecting but which has not yet been Commenced. This building with a steady man as Jailor and two or three assistants who should reside on the premises I look on as most pressing at present in the event of Men being wanted the Police Office also is necessary

in the case event. Should your Excellency require any further information on these matters I shall be happy to render it.

I have &c &c

(Sig.d) W. H. Moore

To His Excellency
Governor Moody

Indians Cottage
Stanley
13th June 1846

Sir,

In reply to your Exy's letter of the 3rd Inst. which I was prevented by my late illness and recent pressure of more important public business from replying to ere this inform your Exy that it was not necessary to furnish a written warrant to Captain Bowbyes Master of the Schooner Desirable as well as to the Head Constable, on the late expedition. The Warrant granted being addressed to the Head Constable and his assistants.

I have the honour to be

To His Exy

Governor Moody
&c &c &c

Public Coffee Stanley
13th June 1845.

Sir,

In reply to your Ex.y letter of the 2nd Inst. informing me that a statement had been made to your Ex.y, that on board the Schooner "Despatch," I communicated to the party there assembled, the correspondence that recently transpired between your Ex.y and myself, and requesting me to inform you whether such had been the case. I respectfully submit, it would be more conducive to the welfare of the Public Service, that your Ex.y should not attend to such statements and then write to me to know whether they were true or false. The course I would respectfully point out to be adopted on such occasions would be, when your Ex.y learns or has statements made which your Ex.y considers require explanation, to send for me there and then, and let me hear and see the informer, and I will venture to assert that situated before your Ex.y you shall have the fullest information on the subject in five minutes. In a former communication your Ex.y wrote me stating that you learned I had discharged a man named

Spear,

I hear from the Schooner Despatch? requested to know was it so? and if so by whose authority I acted? to which I replied it was not so vide despatch of 14th April 1846 I now beg leave to request as an act of Justice to me, your Ex.y will grant me the name of your informer, and appoint an interview before your Ex.y when I shall be able to afford your Ex.y the fullest information any information you may require on the subject. Nor I believe your Ex.y has privately received such information from the Constables as would induce your Ex.y to think there was no impropriety in my conduct.

I have &c &c

(Sig.d) W. H. Moore

To

His Excellency

Governor Moody

Sullivan's Cottage
Hanley
June 16th 1846

Sir,

In reply to your Exs letter of yesterday I beg most respectfully to state that your Excellency's approval or disapproval of my acting as Mr Bowers' Broker would be a direct and unconstitutional interference in my private affairs, and an illegal infringement on the liberty of the subject.

I have &c
(Sigd) W. Moore

To,
His Exy
Governor Moody

Sullivans Cottage
Stanley
18th June 1845

Sir /

In reply to your Exc.y letter of the 2nd Inst.t reg.d desiring me to enclose such correspondence to your Ex.y as I wish to forward to the Secretary of State I have to inform your Ex.y that occupied as my time is these short days with Public and Magisterial Business and not having the aid of an individual to assist me, being obliged to write out all my letters and duplicates and official documents myself it would be morally and physically impossible for me to have the correspondence copied for the purpose, owing to its being of so voluminous a character in time for the Despatch Schooner, consistent with the Colonial Regulations, to allow your Ex.y ample time to make such remarks thereon as to your Ex.y should seem meet I hope however by severe application to have them ready for the "Mazeppa" which sails a few days later.

I have &c &c.
Sig.d
H. W. Moody

To
His Excellency
Governor Moody

Sullivans Cottage
Stanley
22nd June 1845

Sir,

In order to enable me to make up the correspondence for the Secretary of State, it will be necessary for me to fill up the blanks in it left for the Copy of the Charter Party of the Despatch on the late Cruise. Having furnished your Excellency with the only copy of it in my possession - & it is my own document prepared by myself and a necessary link in the chain of the correspondence to enable the Sec.y of State clearly to understand it I do not anticipate your Ex.y can have any objection to furnishing it.

I have &c.
(Sig.d) W. Moore

To
His Excellency
Governor Moody

Anson East Falkland Island
3rd July 1845

Sir /

I shall feel obliged by your informing me if your Ex.y has received any Instructions from the Sec.y of State for the Colonies, relative to my purchase of rural land at Anson, as the notice posted on the Govt. Storehouse at Stanley last week referred only to those parties who had purchased Town land at Anson?

Should your Ex.y not be advised in the above matter, I have to request, Sir you will be pleased, either to return me two Hundred and Thirty Three Pounds, Eight Shillings, the money paid for my rural land at Anson, or otherwise give me Town land at Stanley to the amount of Three Hundred and Fifty Pounds, that sum being a little more than the original cost to me of Three Hundred and Eighty acres at 12 Shillings per acre added, which I paid beyond what the price of rural land now is, as appeared by the Circular issued by the Land and Emigration Commissioners in May 1844.

This your Ex.y will admit is but a slight compensation for the serious loss I have sustained in the total destruction of my prospects, establishments, and prospects, by the town and seat of Government being removed from Anson to Stanley, contrary to the statement made to me by your Ex.y and on the faith of which my purchase of rural land at Anson was made.

I may here further be add Sir

that /

That as I have not yet received a legal conveyance of the above named land, the Crown at the time not being in a situation to make a title thereto to a purchaser, I look on the transaction as merely an equitable negociation for a sale not yet finally concluded, and before it is so, I think this a proper time to make my ~~application~~ for after receiving a legal conveyance, I might be liable for doing so, and as I understand the grants from the Home Government have not yet come out to the Colony, I consider your Ex^y is in a situation to grant my request.

I have &c &c

(Sig^d) Silvn B. Whitinglam

To His Excellency

Governor Grey

Stanley . March 1845

To
William Henry Moore Esqr
Stipendiary Magistrate

Sir

We are induced at the expiration of your residence of a year amongst us, from the high opinion we entertain of you, not only in the due impartial and faithful discharge of the various branches of the legal department entrusted to your charge in this Colony, but also from your kind and benevolent feelings as a gentleman to come forward and testify by a Public address that you have by your conduct gained our esteem, confidence and affection. We are able thus to testify to your unwearying exertions on all occasions to prevent strife and litigation among us and you have succeeded to our entire satisfaction. We are certain that all your efforts are directed to carrying out that desirable object that peace and happiness, truth and Justice religion and piety may be established amongst us for all generations. We hail your arrival as a blessing to the Colony as your advice and assistance have been the cause of much happiness amongst us and we sincerely hope that you and your family may be induced to make a long residence in this Colony.

Judicial Cottage

Hanley

15th June 1846.

Sir,

Enclosed I send your Ex.y the copy of the address I have been presented with, as requested by your Ex.y, and respectfully solicit your Ex.y signature to the original thereof provided your Excellency thinks I am fairly and conscientiously entitled thereto.

I have &c.

(Sig.d) W. H. Moore

His Excellency

Governor Moody

Hawley 6th July 1848

Sir,

I beg leave to trouble you for information on the following subject viz Whether the land laid out by your Excellency for a town at "Cunard" will now be sold as suburban or rural land, in the event of any one wishing to make a purchase of such land there.

I have &c &c

(Signd) John B Wellington

His Excellency
Governor Moody
&c &c &c

Sulivans Cottage
Stanley
5th July 1845

Sir

A Sowdan Boy named Frederick George Spear, lately arrived here from Rio de Janeiro in the Schooner Despatch Thomas Walker Bawlings Master, was discharged from her with the consent of Gov.r Moody. I have this day committed him to the temporary Gaol of this Town, for one Calendar Month and have directed him to be kept to hard labour for a larceny committed by him as it will be necessary that he should be provisioned for that period and as no regular Gaol has yet been built in this Colony, or Gaols appointed, or system of diet arranged for Prisoners. I have directed Constable Sapple to wait on you, and see what issue of bread and provisions you could give to him consistent with the quantity now under your charge, and request you will be good enough to inform him what arrangements you can make for his maintenance during the period of his sentence. The Constable will also take your directions as to whether the Cook of the Barracks could supply him with necessary food after he has cooked their dinner for the week.

I remain &c.

T. K. Langdon Esq.r &c &c &c
Acting Storekeeper

W. H. Moore

Vulcans Cottage
Stanley 6th July
1852

Sir,

A Sardan Bay named Frederick George Spear, Cabby arrived here from Rio de Janeiro in the British Schooner "Despatch" Thomas Walker Barclays Master who was discharged from her with your consent, has this day been Committed to the Temporary Gaol of this Town by me, for one Calendar Month from this day, with hard labour on the Public Road for a Larceny committed by him I have applied to the acting Storekeeper as to an issue of provision for him, and now inform your Excellency that he is at the disposal of the Clerk of the Works for hard labour on the Public Road during that period.

Should the "Despatch" Schooner, however, arrive in Harbour before the expiration of his sentence I would recommend that he should again be placed on her articles, and taken back to Rio, as from the disposition he has evinced I consider him anything but a desirable acquisition to the Colony.

The natural presumption is, that Masters of Merchant Vessels having a good Crew, would be anxious to retain their services, while on the other hand those having bad men among their would be desirous of exchanging them

A.

at this Colony in hopes of finding letters from among the disinterested sailors here generally on the look out for a ship by a continuance of this system this Colony would become a refugium Piratarum. It would therefore be well to ascertain the precise cause of a Master of a Merchant Vessel wishing to discharge one of his crew here, before the authorities sanctioned his doing so.

I have &c.

(Sgd) W. H. Moore

Stipendiary Magistrate

To His Excy
Governor Moody

Sulivans College Stanley
7th July 1846

Sir,

Mr Langdon having for the last year acted as Storekeeper, and being so considered by the Public in the absence of any Gazette or other Public Notice withdrawing him from the situation, I naturally concluded, that he was the proper Officer to apply to on the subject contained in my letter of the 6th Inst. but finding from his letter of same date, that he is not the Storekeeper but that your Exy has sent you a copy of my letter to him and his reply thereto, this day enclosed in a letter to your Exy with a request that your Exy would with reference thereto, issue provisions for the maintenance of the prisoner during the period of his sentence, and have this day received a letter from your Exy, stating that you could not receive communications in the manner I had addressed you in my letter of this days date, and you returned me my letter, and desired, that if I had anything to ask of you, I would do so in a proper and respectful manner, by enclosing in my letter the request which I would send and leave it to you to gather from the enclosures therein the reply to which I have to state, that I was not aware till now that you Exy was the Storekeeper and therefore conceiving that Mr Langdon was Statedly officiating as the proper Officer

Jas

for the purpose. On receiving his letter that he could issue no provisions without your orders. I accordingly sent your Ex.y's letter to him and his reply and request to your Ex.y to act in his stead, as I knew that delay would be saved, and the Public Service faithfully attended thereby. But I regret to find, that your Ex.y has thought proper to impute any improper motives to my declining your the letter I wrote your Private Secretary and his reply, and my request that you should act in his stead, by insinuating that I had thereby acted in an improper manner which is not my wish or intention to do, as the made it while I have been accustomed to transact Public Business after perusing the above, I have now to apply to your Ex.y in the words of my letter inclosed this day. That as I yesterday committed a Boy named Frederick George Spear to the temporary Gaol of this Town for one Calendar Month and have directed him to be kept to hard labour for a larceny committed by him, and as it will be necessary he should be provisioned for that period, and has no regular Gaol has yet been built in this Colony, or Gaoler appointed or any provisions yet arranged for prisoners. I have directed Constable Dupre to wait on your Ex.y, and see what issue of Bread and Provisions you could give to him, considering until Magistrates may from your change I request you will be good enough to inform me what arrangements your Ex.y can make for his maintenance during the period of his sentence. The Con-

stable

Mable will also take directions to the proper persons, as to whether the Cook of the Barracks could supply him with necessary food after he had cooked the dinner for the men. As the Prisoner has now remained without food for the last 36 hours caused by some unavoidable delay in procuring this correspondence and as a recurrence of such would be highly prejudicial to the proper administration of Justice. I feel it my duty to take the Instructions of His Ex.y the Governor of State on the subject, based upon the correspondence which has occurred. As I feel I have done my duty in bringing this subject fully before your Ex.y notice. I do not intend to proceed further in the business and should the Prisoner perish of hunger in the Prison I leave your Ex.y to abide the consequence.

I have &c &c

To His Ex.y
Gov.r Moody

(Sign'd) W. H. Moore
Stipendiary Magistrate

Vulcan's Cottage Manby
8th July 1845

Sir,

I yesterday applied to the Chief Clerk to draw the salary due to two of the Constables having been authorized to do so for them per Proclamation but as he stated he had received no directions from your Excy concerning it Means to beg you your Excy will be good enough to give him whatever directions on the subject you may deem necessary.

Have &c
(Sgd) W. H. Moore

His Excy
Governor Manby

Stanley July 8th 1845

Sir,

In reply to your letter of the 4th Inst. it is not for me to dictate to your Ex.y the proper course on exchanging Capt.n Sullivans land but, his verbal instructions have rendered my duty plain and straight forward. As the Government regulations do not admit of his having suburban allotment I have selected for him a Town section in Stanley. Lot which I will immediately take for him if your Ex.y will allow me to do so; should your Ex.y so determine, and a sudden influx of Settlers, or any other cause render it impossible for Capt.n Sullivan to obtain so valuable a section as the one I have chosen, I will in no way hold myself accountable for any loss he may thereby sustain, and as his Agent I protest against being considered a consenting party to any delay which may take place in acting upon the decision of the Sec.y of State in reference to the exchange of his Land here.

I have the honor &c.
(Sig.d)
Alfred Cuby

To His Ex.y
The Governor

Stanley July 9th 1805.

Sir,

I am obliged by your Excellency's kind offer of garden seeds, but two reasons deter me from making a garden at present; in the first place I require the land I now have for other purposes, and I do not feel myself justified in buying more land for a garden at £100 per acre and going to the great expense of buying wood to fence it, simply for my own gratification and convenience.

Allow me to beg to send your Excellency the address of Capt.n B. L. Vulcans Agents

I am &c. &c.

(Sig.d) John Cuby

His Ex.cy
The Governor

Capt.n Vulcans Agents in London
Messrs. Mitchell & Sons, Navy Agents, Crutched Fr.s
Strand

150

Berkeley Sound July 5th 1842

Governor Moody
Honourable Sir

We put in here last night with six of Our Crew unable to get out of their hammocks, and the rest of the Crew so much exhausted that they are scarcely able to do anything, being short of water we got under the Island got a small supply of water, the next day the Wind came dead on the Shore drifted from our anchor stood out to sea and in standing of struck a reef of rocks lines and making a good deal of Water and with our utmost exertions can scarcely keep her. Our sails with [illegible] will bring us round, and we will want 10 or 12 men and a pilot. Our last bread was served out yesterday we have nothing left but a small quantity of Rice and Peas, Sugar, Coffee & Tea and Pork but the men are so bad they cannot eat it, with the Scurvy.

Barque Christiana of Dundee bound from New Castle to Valparaiso loaded with Patent Fuel for the South Pacific Steam Navigation Company out 2 months and odd 2 days. Was as far to the Northward as Cape Pilar, was obliged to bear up on account of the men getting worse and worse every day being short of Bread and water

I am &
(Sgd) James Lyell
Master

P.S. If it was possible to get any fresh Provisions for the sick men a few bottles of Wine or anything your honour may think proper to send.

I am just able to go on deck at time when needed

Stanley
Qu'Appelle July 1846

Sir,

Constable Hearndon informs me that the following articles are indispensably necessary for the temporary Jail

1 Basin and Ewer
2 Towels
1 lb of Soap
1 Bucket of Water
1 Tin Plate
1 Knife and Fork
1 Iron Spoon
1 Tin Pannikin
1 Chamber Night pan

I presume your Ex.y is the proper party to apply to for the above.

I have &c.
Sig.d W. H. Moore

To His Ex.y
Governor Moody

1852

To His Ex.y The Gov.r of the Falkland Islands

Sir,

This is to certify that I Thomas Walker Bowlyes Master of the Schooner Despatch have agreed with Jonathan Bowers Master of the Brig Galen U.S. owned in Fox Bay West Falkland to take on board the said schooner five of his Crew and give them a passage to Rio de Janeiro the Capt.n Bowers finding provisions for the same.

Viz.t Seth M. Saunds
W. T. Smith
Benjamin Wilkerson
James Blair
Jose Joaquim Gomes

Americans
Portuguese

June 6.th 1846 (Sig.d)

Thomas Walker Bowlyes
Master Schr.r Despatch

Julians Cottage Stanley
27th June 1845.

Sir,

Having been presented with an address from the People of this Colony I mailed on your Excy to solicit the favour of your signature thereto, when you requested me to send you a Copy of it, and you would return an answer, accordingly I sent your Excy a Copy of it, and received a reply from Mr Longden your Private Secy, declining to sign it. Forty Eight hours after your Excy received the Copy from me, the following Production appeared, emanating from and the fabrication of some individual in Govt House or Office

" An Address presented by the Inhabitants of Stanley to Jno Phillips Esqr. Harbour Master, Chief Road Contractor

&c &c &c.

" Sir,

We the undersigned Inhabitants of the Town of Stanley beg to present this address to you expressive of our sincere affection for yourself and family we are induced to take this step from an intense anxiety to shew our sense of the many and great services, you have by your influence, as well as by your personal exertions rendered to the Public during your residence in this Colony Sir by those wonderful exertions you have established comfort and cleanliness in place of misery and dirt made straight paths for those who are apt to see double and go zig zag

erected /

created a gigantic jetty, thereby not only adding greatly to the convenience of the inhabitants but materially beautifying the place for all these and the many other services you have rendered the community, we beg to return our heartfelt thanks — Even the small Children are so impressed with the sense of your benumbent exertions that they join in this universal feeling, we sincerely hope Sir that you may live throughout all generations to witness the happy results of your noble and disinterested Conduct — We the Originators of this Address knowing how valuable your time is, and that on that account, you are unable to take this address about soliciting signatures to it, as is usual on these occasions, humbly request that you will have the kindness to place your own name first on the list, feeling assured that you can truly and conscientiously, place your own hand on your own heart and say that you have indeed performed the wonderful works above mentioned and therefore fully entitled to our warmest praise and gratitude. Sir, in conclusion we can only say that we hail your presence with delight, we view your conduct with admiration and we contemplate your works with respect and astonishment

/ Signed /

Rory Gray
Thomas Child
Seth M. Rounds
+ Charles Dusbell
J G. Holway
Stephen Chatfield
+ John Johnson
William Biggs
John Moore & O'Brien
+ John Carpenter
+ John Weedon
Thomas Roland
Madame Roland
W. Barber
J. C. Dewell
+ Robert Warnden
+ H. Robertson
+ John Weber
+ John Campbell
+ Wm Wells
John Kenny
Charles White
Laurence Finnigan
Peter Maguire
James Watson
John Casey
John Murry
Andrew Cave
+ D. Reddie
H. S. Richardson
W. G. Brown
Christopher Murry
Michael Delaney
Gurspin
Jno Lee
C. M. Suffolk

Jones

Your Ex.y will perceive that the Copy of the Address I at your Ex.y request sent you, has surreptitiously been used in Govt. Office, or abstracted therefrom, and converted into a kind of foolish and absurd Parody, on the Address presented to me, the effect of this proceeding must strike every person as being to endeavour to cast an air of ridicule and striving to bring into public contempt the Magistrate sent out by the Queen to administer justice in this Colony and the address presented to him. The handwriting of the document is that of Mr. Slaughter Clerk to the Colonial Government who has access to any papers deposited in that Office and it is written on a peculiar kind of Cartridge paper to be had only in the Colony at Stanley Cottage Your Aide-de-Camp's house in which Mr. Slaughter resides. Your Ex.y will notice a remarkable feature in the above document. it is signed by some individuals who have not signed the address presented me, who alledged as a reason for not signing mine, that they were afraid of the Governor throwing them out of work if they signed any document — they had a presentiment that any document they signed in my favour would militate against your Ex.y as their feelings

parties are all connected with Government
Here furnish their names to illustrate
the cause of their not signing the genuine
document presented to me, and to account
for their signing the spurious one presented to me. Mr Phillips. When I sent
one of your Ex.y's Servants, John Weeden
Servant in Stanley Cottage, where your
Ex.y's Private Secretary. Mr Sergeant and
Mr Slaughter reside. Charles Dunbar
a foreign Sailor in charge of the Go-
vernment Boats. John Carpenter
Servant and Cook to the Barracks
but what surprised me more, was
to find the following names to this
piece of Absurdity

Robert Dearnden	The Sgt.
William Watts	
H. Robinson	2 Corporals
John Forbes	and the Privates
John Campbell	comprising with two
D. Reddie	exceptions the whole

Detachment of Royal Sappers & Miners in the Colony. From Prudential motives of its being contrary to the Regulations of Her Majesty's Army to allow the Military to be mixed up in any way with matters connected with Civilians. Refrained from requesting their signatures to the document presented to me. But when I find an attempt made and got up by an Officer in the Govt Office and from documents in Office at his command by a written in-
timation the glaring absurdity of
a wish /

which appears on its face with the private intention of endeavouring to cast a slur on the Magistrate sent out by the Queen to administer Justice in this Colony and the address presented tending shewing the genuine feelings of the people and find this document to be in the hand writing of the Clerk to the Colonial Government and on paper belonging to the establishment and signed by your Ex.y's servants and Soldiers, I cannot induce myself to think otherwise than that your Ex.y is aware of the Matter and that it has your sanction. However as I intended to make it the subject of a despatch to the Right Hon.ble the Sec.y of State for the Colonies I would respectfully request your Ex.y to desire that Mr. Slaughter and the Non Commissioned Officer in Charge of the Detachment of Royal Sappers and Miners here should give plain answers to the following Questions

Did you or did you not write that address?

Who composed it?

From whence did you get the original of which that is an absurd Parody?

Where did you get the Paper on which it was written?

Is there any of that paper in the Colony but what was at Stanley Cottage?

Was His Ex.y Governor Moody aware that you had copied out that absurd production?

Did

Did Sergeant Hearnden ask his commanding Officer if it was correct for him and the Detachment to sign it?-)

On these questions being answered it will then remain for your Ex.y to consider the prudence of having the Govt. influence in this small Colony so basely prostituted by its servants

I have &c.
Sig.d W. Moore

To His Ex.y
Govr. Moody

Stanley July 11th 1845

Sir /

I have the honor to acknowledge the receipt of a Circular of this days date enclosing a Copy of a letter from Mr Moore the Stipendiary Magistrate in which certain Charges of a serious nature are brought against me, and requesting any information or explanation I may be able to afford both with reference thereto, and with respect to my private reasons for not signing the address written by Mr Moore himself —

I believe from my known character as a man of honor it will be sufficient for me to assure your Ex.y that I had nothing to do either directly or indirectly with the address Mr Moore is endeavouring to farther and me, but I must say with the experience I have had of the quick perception of the Ridiculous possessed by Seamen I was not at all surprised that the extraordinary Circumstance of a Person of Mr Moore's rank in the Colony in the first place drawing up a Fulsome address to himself and then with the most extraordinary want of modesty, carrying it about and prevailing persons to Sign it, even after having been refused more than one should have been burlesqued in a Colony consisting almost entirely of seamen.

~~As the Charges contained~~

Mr Ex.y

sir /

The Governor

As the charges contained in Mr Moore's letter are of so serious a nature I trust your Ex^y will not rest satisfied with my unqualified denial of their truth. But as an act of justice to Mr Moore as well as myself cause a strict and searching investigation to be held for the purpose of fully clearing my character from these false charges.

With respect to my private reasons from motives of delicacy and a wish to avoid giving Mr Moore unnecessary pain when pressed to sign the address I merely declined stating that private reasons prevented me — From Mr Moore not enquiring what my private reasons were? I had hoped a sense of shame would have prevented his ever recurring to this subject with respect to me.

But as this has not been the case and I have been called upon by your Ex^y to state what my private reasons were in order to remove a false impression I shall accordingly do so.

My reason for declining to sign the address setting forth that Mr Moore was a highly moral, religious, and well conducted man was that from all the statements made in that address I regret to say that I knew him to be in a state of beastly intoxication on more occasions than one, I indeed on more occasions have been obliged to render him personal assistance

assistance to enable him to reach the house in which he resided whilst he was in so helpless a state of intoxication as to be continually vomiting, falling and otherwise acting in a most offensive manner On his arrival at the house I have put him to bed with his Clothes on in a beastly state. On one occasion I was the means of saving his life when he fell on the beach below high water mark, the tide making and he totally unable to take care of himself. So great has been my disgust that had it not been for the desire to save the character of an Officer serving under your Co.y, I should assuredly have left him to be picked up and put in the Guard House by the Sentry.

I am also sorry to say that on one occasion Mr Moore did not even wait for darkness to conceal his shame but, on the occasion of a party going down to bayonet the Race Ground, Mr Moore was seen by me and others in broad daylight drunk and exposing his person in an indelicate manner.

These Statements will I think fully account for my declining to sign the address to Mr Moore and show how absurd it is to charge me with endeavouring to bring into contempt

an

an Officer whose true character I have so often, though I regret to say so fruitlessly endeavoured to screen.

With respect to that part of the address which states Mr. Moore has been instrumental in promoting "piety and true religion" I shall merely state that upon Mr Moore's discontinuing a regular attendance at Church generally silly young men followed his example. Of the rest of the Address, I would respectfully take the liberty of stating that the assertions therein made are in my opinion incorrect.

The circumstances of the present case being such that I have been obliged to enter into a long tiresome detail of facts. I trust that Your Ex.y will be pleased accordingly to accept my apology for it.

I have &c.

(Sig.d) J. W. Slaughter

Clerk

Government House
July 13th 1840

Sir,

In Reply to your Ex.y's Letter of this day's date I have the honor to state that on the 31st of May Mr. Moore sent for me, I found him in a low nervous state and labouring under a slight attack of Dyspepsia chiefly produced by habits of intemperance. Mr. Moore was under my care from the 31st of May till the 3rd of June when he was sufficiently recovered for me to take my leave of him.

I have &c.

(Sgd) H. S. Hamblin
Colonial Surgeon

His Ex.y
Governor Moody

Stanley July 13th 1845

Sir,

I have the honor to acknowledge the receipt of your Circular dated July 11th enclosing a letter from Mr Moore Stipendiary Magistrate.

In answer to which I have the honor to inform your Excy that when Mr Moore requested me to sign an address to him I declined, stating that I was sure it must be contrary to the Colonial Regulations. Mr Moore assured me that it was not nevertheless with all due respect to his experience on these points I remained and do still remain in the same opinion I then held.

Mr Moore then asked me whether I did not conscientiously believe all that was therein stated about him to be true to which I replied that personally I knew nothing about him I did not think it at all necessary that I should inform him of the frightful reports of his ungentlemanly and immoral Conduct which had reached my ears and of which I cannot suppose him to be ignorant.

These reports untold fully and satisfactorily explained must prevent any thing like any thing like any intimacy with Mr Moore. I believe after I had told him that I knew nothing

His Excy

The Governor

anything of him personally I added a few words of courtesy and kindness to terminate an unpleasant Conversation as smoothly as possible.

I have &c, &c,

(Sig.d)

James Leith Moody

Colonial Surgeon

P. S. Of the other address

I know nothing

(Sig.d)

J. L. M.

Sir,

Government House
Stanley July 13th
1845

I have the honour to acknowledge the receipt of your Ex.y Circular of the 11th Inst. enclosing me a copy of a letter from Mr Moore in which he asserts that a Parody on his own address presented to Mr Phillips with a view of holding up Mr Moore to ridicule emanated from one of the Govt Officers, so far as I am concerned I beg to assure your Ex.y that his assertion is untrue.

With respect to my reasons for not signing the address to Mr Moore I am astonished he should have the boldness to say that your Ex.y influenced me in any way in such a matter of the impropriety of this charge your Ex.y is however perfectly aware.

It was impossible for me to sign such an address as that which Mr Moore shewed me, when in consequence of his ungentlemanly like conduct and disgusting habits I had for some time been obliged to avoid his society. Mr Moore pressed me to sign the address so urgently that I had some difficulty to avoid expressing to him my real sentiments.

I have &c &c.

Signed
W. S. Saunders
Colonial Surgeon

His Ex.y
Governor Moody
&c &c &c

Stanley Cottage Stanley
July 13th 1845

Sir,

In reply to your Ex^y Circular of the 11th Inst, enclosing a copy of a letter from Mr Moore to you and requiring an explanation of some charges of a serious nature made by him against me, I have the honor to submit the following remarks—

Mr Moore in his letter states "the copy of the address [illegible] your Ex^y request sent you has been surreptitiously in Genl Office or abstracted therefrom"—As the documents deposited in that office have been placed by your Ex^y in my charge it is my duty to state that the above assertion is a false and unjust accusation made by Mr Moore regardless of truth and without any enquiry into the circumstances.

Mr Moore also states the address to Mr Phillips "is written on a peculiar kind of Cartridge paper "to be had only at Stanley Cottage" this assertion is likewise untrue as there neither is, nor has been any paper of the kind in the house

With regard to Mr Moores remark "when I find an attempt "made and got up by an officer

Hon Col
The Governor

" an officer in the Govt Office and
" from documents therein at his com.
" by a written instrument the glaring
" absurdity of which appears on its face
" with the private intention of endeavour
" ing to cast a slur on the Magistrates
" sent out by the Queen to administer
" Justice in the Colony" I have the
honor to state as one of the only
two officers in the Govt Office that
I did not write or compose the
address to Mr Phillips or make
any improper use of documents
in that office at my command
and I am surprised that Mr Moore
should without any foundation
bring such grave accusations
against a public officer.

With respect to my signing
the Address to Mr Moore and the
assertions made by him as to the
reasons for my refusal I take
the liberty of making the following
statement.

Mr Moore informed me in
the Govt Office on the 19th Inst he
had received an address from the
Colonists to himself and would
read it having done so he request
me to sign it I replied "I had
rather not" Mr Moore and im-
mediately left the room.

Mr Moore's unwarranted
assertions that I was dissuaded
from signing the address that

S/

I admitted he was entitled to the character given him in it, and that I told him I had private reasons for not signing it, I unhesitatingly deny.

It was impossible for me "to entertain a high opinion" of an individual whom I had frequently seen in a State of intoxication or" of his kind and benevolent feelings as a Gentleman" after he had grossly insulted a member of my family, nor could I subscribe a document stating that Mr Moores "efforts "had always been devoted to "the establishment of peace and "happiness, truth and justice, "religion and piety among the "Settlers for all generations and "that his arrival was hailed "as a blessing to the Colony and "a cause of happiness to the Colonists" His actions on the contrary had always appeared to me calculated to produce the very opposite effects.

These, Sir, I regret to say were the reasons which prevented and would under any circumstances prevent my signing the address written by the Magistrate to himself

I have &c &c.

(Sigd) J K Longden

Chief Clerk

Sullivans Cottage Stanley
10th July 1845

Sir,

Herewith I send five despatches and correspondence annexed thereto which I have to request your Excellency will be good enough to forward with your Despatches to the Right Honble the Secretary of State for the Colonies

I have &c &c

To His Excellency
Governor Moody

Sgd W. H. Moore

Sulivans Cottage
Stanley
1st June 1845

Sir,

In reply to your Exc.y letter of the 30th Ult.o requesting a copy of the Instructions "which I received from the Minister" I beg to refer your Exc.y to pages 29, 30, & 31 of my letter to your Exc.y of the 25th Ult.o

And have &c. &c.

(Sig.d) W. H. Moore

To
His Excellency
Governor Moody

Copy of Gov^r Moody's letter of the 8th July to M. Moore Stipendiary Magistrate

Sir

I have to desire you will attend to the following Instructions

In the absence of Head Constable Parry, you will call upon Constable Thomas Hearnden Butcher to act in his Stead his services being permanently engaged by the Government and he can be occasionally spared from those services at a very little inconvenience and trifling cost.

You will at once discharge Constable Suffyle whom you have appointed without any reference to me and deliver over the charge of the Prisoner Frederick G. Spearto to Thos Hearnden you will swear in John Carpenter as a Constable and for the future when you sentence any prisoner to confinement with or without hard labour you will place such prisoner under his charge and Care so far as regards his diet the Custody still remaining with Thomas Hearnden in the absence of H. Parry

Lubiers Cottage
Stanley
14th July 1845

Sir,

In reply to your late Instructions of the 8th Inst which resemble more the directions of a Military Commissariat Officer to a non commissioned one of his Corps than the Instructions of a Government to a Magistrate, I have to state that I have on obedience thereto called on the Constable Thomas Hearnden to act in the absence of Francis Parry.

As Constable Hearnden can only be occasionally spared from his duties as Butcher and as Constable Suffyle was appointed by Gov^r Moody on 10th April last to that office I cannot dispense with his services as I require a Constable constantly near the Jetties and the Public Houses to see that the Boats going to Sea, leave at a proper hour, and that the Crews are sober, the want of such an arrangement as this has been before cost the Colony several lives /

John Carpenter will receive Instructions from me with respect to the Prisoner's diet &c. and I will cause a copy of those Instructions to be furnished to you

When in the performance of your duties, you deem it advisable to take any measures involving expense to Govt you will first report same in order to obtain my sanction for the expense, but should the case be one of an urgent nature and admitting of no delay you will report same as soon after as possible - stating fully the nature of the service and the expense incurred, as you have shown yourself indifferent to this duty which might naturally have suggested itself to you I consider it necessary to add that should you omit it in future I shall probably recommend that the expense incurred be deducted from your salary.

+ You will on no account give orders or directions of any kind from yourself to Govt Officers serving under me in departments connected with your own but you will report to me the substance of the communication you may wish to have made to them and I will take the steps I think necessary

Your

The prisoner J.G. Spear has been handed over to the Custody of Constable Reamden.

John Carpenter the Cook at the Barracks has this day been sworn in by me as a Constable and Shaw explained to him that the prisoner in Said is under his charge while receiving diet &c.

In what respect?

I was not informed of Constable Supple having been discharged or prosecuting having been taken under the 3 & 4 Vic Cap 88 Sec 24 to effect his discontinuance I therefore deny that Shaw shown myself indifferent to this duty - I directed him in the discharge of my duty as a Magistrate to attend to the boats and stopping and prevent any improper persons leaving Shore after 8 or any boats whose crew were not sober, or who had not a pass from me to stop on shore till 9 or 10 & and on many dark Stormy cold nights

lives by men being drawn at night-leaving Mare in the endeavour to catch their Mates - I have applied to the Secretary of State on the subject of the Constables and should the Colonial Govt refuse to pay Constable Supple for his services I shall pay him out of my own pocket sooner than risk the loss of more lives by a neglect of this service.

He has been at this duty and should the Colonial Government not pay him for it, I shall pay him myself.

Your report must be in form of information suggestion or request anything in the shape of directions to me you must be aware is highly improper

I regret that my repeated desire and instructions have been so totally disregarded as to render it necessary for me to address this letter to you.

I am Sir
(Sgd) W. C. Moody
Govt

W. H. Moore Esqre
Stipendiary Magistrate

I have never given your Ex any directions

I asked respects on any one and which reasons I only ask as I am not aware of having ever disregarded any instructions coming from your Ex

I have &c &c
(Sgd) W. H. Moore
J.P.
His Ex
Gov Moody

† I have not done so I have made known the fact of the Boys want of food while in jail and stated that the Constable should take the Storekeepers directions on it and reported to the Colonial Surgeon on the state of his health and requesting him to visit him and prescribe such food or medicine as he might require I did not order or direct any Govt Officer whatever

Sullivans Cottage
Stanley 14th July 1845

Sir /

To enable me to comply with Your Ex.cy request contained in your letter of yesterday received by me this afternoon I will require from the Govt Office all the Drafts of the documents which I have prepared for the service of the Colonial Government since my arrival in March 1845.

I have &c &c
(Sigd) W. H. Moore

To /
His Exy
Governor Moody

Sulivans Cottage
Stanley 14th July 1846.

Sir,

In reply to the letter of Mr Longdon the Chief Clerk of the 8th Inst., I have to inform your Exy that the men McLeod and Robinson were, when about to proceed in search of the whalebone informed that unless they paid or gave security for the debts they owed, they could not leave the Settlement without being brought before the Magistrate. Whereupon they waited on me and gave me an authority to receive their money and signed a receipt to Govt for it, and directed it to be paid to the parties who were their Creditors. These damnums I hold and I do not therefore understand on what grounds your Exy cannot recognise me as agent to receive pay for men in the employ of Govt.

I have &c &c,

(Sigd) W. H. Moore

To

His Excellency
Governor Moody

Sullivans Cottage Manly
14th July 1840

Sir,

In reply to your letter of the 8th Inst. I have to State that on reference to my letter to your Exc. of the 6th Inst. you will find I there stated that I had applied to the acting Storekeeper as to an issue of provision for him, respecting the Boy committed to prison as mentioned in the preceding part of said letter, and at the time your Exc. received said letter. The acting Storekeeper who is also your Exc. Private Secretary received my letter relative to the subject of provisions for the Prisoner and no doubt showed it to your Exc. The statement made that the Boy remained 36 hours without food was from Constable Supples communication to me who was informed by the Boy that he had not tasted food for that period Although I informed your Exc. and the Storekeeper on the 6th that the boy would require a supply of food from the Gaol up to the hour of nine O'Clock P.M. on the 8th no arrangement had been made to supply him knowing the delay that always takes place in official communications with the Gaol I directed Constable Supple to supply him with some food from my kitchen so that the statement is not without foundation

foundation of what the boy told Constable Supple be true — which I have no reason to doubt as he states he found the head unbandied I deny that the boy got any more provisions from Govt House from the time he was committed on Saturday the 4th July to 6 o'clock P.M. on the 8th Inst and had it not been for the supply I sent him from my kitchen he might have perished — Your Ex.y states in your letter of the 8th Inst "That the statement "that the Prisoner was without tasting "food for 36 hours was without foundation "the prisoner having been amply supplied "with provisions from the commencement "of his confinement" Amply supplied by whom? By Govt? No, by the Magistrate who told the Constable to take him some biscuit and a bottle of water for his sustenance till I could have his future food regulated and the Constable reporting same that the Boy did not appear to have tasted food for three days and a half after then remained I sent him some meats and other food from my kitchen and wrote to the Doctor mentioning the Boys state of health. I will thank Your Ex.y to let me know what are the matters in my letter of the 8th Inst you are pleased to call misrepresentations as that is rather a harsh terme to apply to a Gentleman who during his life has not been accustomed to make them

I have &c
W. Moore

To His Excellency
Governor Moody (Sigd)

180

Sulivans College
Stanley
14th July 1840.

Sir,

From the conversation I had the honor of having with the Right Honble the Secy of State previous to my arrival here I understood him to say that each Officer holding a Colonial situation under the Crown was entrusted with and responsible for the due performance of that office quite independent of your Excy in a similar manner as persons holding offices under the Home Govt in England are accustomed to the free and unshackled exercise of the duties of their offices without the interference of Govt I understood also that it was only in the event of improper Conduct or neglect of the duty of such office that his proceedings would be brought before your Excy by the party affected thereby However from the recent correspondence it appears that your Excy takes a different view of the case from what I understood the Secretary of State to inform me as it appears your Excy thinks proper that every Gentleman holding a situation in a Civil Capacity under the Crown in this Colony should not perform the duties of that office "per se" but should do so through your Excy by applying to your Excy on every the most trifling occasion to ascertain if your Excy considered it fit and proper for him to

to do so what such occasion requires thereby making the individual Civil officer holding such situation a mere cypher and more than that minimising an incompetency of action without your Excy's directions and intentions.

No doubt your Excy may consider yourself and may be quite competent to perform all and every the Civil offices connected with the machinery of a Colonial Govt. But Her Majesty's Govt have thought proper to entrust the different branches of the Civil Departments of this Colonial Govt to certain Gentlemen who I am sure are quite Competent to fill the offices they were appointed to by the Home Govt and I submit it is only in Case of their incompetency or misconduct that their acts should occupy your Excy's attention.

I have &c &c
(Sgd) H. H. Moore

To His Excellency
Governor Woody

Sullivans Cottage
Manby
15th July 1846

Sir,

I have recently made an application to the Right Honble the Secretary of State for the Colonies respecting a Lady of Constables being appointed placed on permanent duty clothed fed housed and paid out of the Parliamentary Grant to this Colony and during the period which must elapse before I receive his reply thereto and as the matter will cause some expense to the Colony I have to request that Head Constable Perry, Constable Sutfyle, and Constable Thos Learnden may from this day be placed upon permanent duty Head Constable Perry receiving five shillings and the two others three shillings pay a day to each with rations I request this arrangement to be made, as I require two Constables to be always on duty in case of his services being required by me and as Constable Perry will be usually engaged in pilotting and boating his boats and as Constable Learnden is frequently absent from the town at Butcher to bring in beef and also acts as Jailor, I can only occasionally have their services but not in so regular a manner as that each could take a consecutive turn of duty in relief of each other as Constable Sutfyle has been doing

doing duty for the Head Constable since the 5th June he considers himself entitled to his pay until his return

Maine Pr.
(Sgd.) W. H. Moore

To His Excellency
Governor Moody

Sulivan's Cottage
Stanley
17th July 1845.

Sir,

I have this day received your letter, enclosing one part of the documents I applied for by my letter of the 11th Letters A. B. C. D. E. F. G. H. I. J. K. L. and O. I. on receipt of the remainder I shall set about preparing the Report.

I remain &c.
Sgd W. H. Moore

J. R. Longden Esqr
Colo Secty

Julian's Cottage
Stanley
18th July 1840

Sir,

The documents mentioned in your Ex.
letter of this day are indispensably necessary
to enable me to fill up the report you
have required from me by your Ex.
of the 13th Inst. and in addition thereto
the following documents in Govt Office
Case and opinion relative to marriages.
Draft notice pursuant to the Queens
Instructions relative to the sale of
Colonial Lands in the Falkland Islands
Draft Grant of Lands in the Falklands
from the Crown if there be a copy of it
in Govt Office

Examinations of Miss Dean, Scully
and Learmonth before the Executive Council
relative to the subject of Cattle, and any
other of my drafts which may be found
in Govt Office. As your Ex. states in
your letter of the 13th Inst that you require
this report in time to send by the "Mauney"
and as she is expected in Harbour every day
the sooner I am furnished with these
documents the more expeditiously I can
set about preparing the report.

I have &c. &c.
Sigd W. H. Moore

To
His Ex.
Governor Moody

Sullivans' Cottage
Stanley
18th July 1845

Sir,

Herewith I send your despatch
No 5 with Correspondence annexed
which I have to request your Ex.
will be good enough to forward with
your despatches to the Right Honble
the Secretary of State for the Colonies—

I have &c.

To His Ex.
Governor Moody

(Sgd) W. A. Moore

Sullivans Cottage
Stanley
10th April 1846

Sir,

In reply to your Excellencys letter of the 13th of February in which you state that your Ex.y imagines I could have availed myself of the same means with other purchasers at the sale to take down the small building I purchased - I beg leave to state that your Ex.y is misinformed on the subject as the only two Carpenters employed on the occasion were Messrs Selly and Chapsto who remained but a day or two after the sale, and were fully occupied during that time in taking down the houses purchased by Messrs Melville & Sully and so much was their assistance the "Revirw" taken up by their own materials and Government Stores that they could not bring down to this place the entire of their own Materials purchased at the sale and even now the old Govt Store purchased by these parties remains as usual as mean as some of the Govt Stores till empty it and they could not comply with the terms of removing the Building in six months, after the sale off the present site without leaving the Govt Stores exposed to the weather. I frequently applied to them to bring down the house I purchased, but my answer was, that they were so much occupied in carrying things for Govt that they could not

even

even being there and Your Ex^y also appears to be misinformed on the subject of the size of the house I purchased, which your Ex^y denominates "the small building I purchased" but which I find on enquiry is the largest building in the Town of Anson, with the exception of the Barracks, Store, and old Govt House. Your Ex^y is kind enough to suggest that I should lose no time in taking down the building so as to be prepared for any chance of a convoy arriving that may present itself but as the time is not to short Your Ex^y is pleased to extend the time for the purpose to the first of next June. Your Ex^y is no doubt aware of the extreme difficulty of procuring the services of a Carpenter for the purpose, the only two Civilians ones being at present and likely to be for some time engaged in work for the Colonists, and the Govt workmen not being permitted to work for Civilians I cannot possibly procure a person to take down the premises. As the distance from this place by land is 25 miles no road, and a wild tract of country to cross, with arms of the sea intervening no accommodation when persons have arrived at Anson, which is now reduced to one house, inhabited by the only Colonist there. And even had I the required assistance of Carpenters to take it down the difficulty and

expence

expense of inducing them to leave the Settlement in winter, in the severe climate which the Colonial Land and Emigration Commissioners very justly, from your Ex^y's own report on it deem "healthy the Hyperion" and to remain there for a week, while engaged in the work, would be very difficult if not impossible as their time is so much sacrificed that they cannot be spared. Your Ex^y is also pleased to state in answer to my Memorial that there are many and great objections to protracted delays in transacting of this kind, and what is of more importance the granting me the permission to leave it in its present state for 12 months longer would be an injustice to those who at the time of sale, were similarly circumstanced to myself. As I humbly presume it is but the desire and intention of the Home and Colonial Govt to foster and encourage the Colonists at present here, to settle and make this a British Colony. I would feel obliged if your Ex^y would inform me of any one of the many and great objections to my Request; which after all is simply to let a house Spurdan six months since remain where it is for 12 months more as your Ex^y is aware it was a moral impossibility for me to bring it here during the last six months

/ in /

/in order that Bright understand them and obviate them if in my power. As to its being an injustice to those similarly circumstanced at the Sale that appears to have occurred to your Ex^y^ mind for want of information. Messrs Mcbille and Scully and I were the only purchasers of buildings at the sale with the exception of Mr Agustin Ruba, who purchased Gales's house and the oven, and he was only able to bring down the shingle of the roof, the wood work and rest of the house remains there still, he having given it to Lee. Messrs Mcbille and Scully owing to their ships being ~~so full~~ much engaged with Government Stores, have been able during the last six months only to bring part of what they purchased here - and they have yet the Store at Anson in which are Govt Goods, so that it will not be rendering an injustice to any one but on the contrary, as Messrs Mcbille and Scully are similarly circumstanced to myself and it would be as great a convenience ~~to them~~ to be allowed 12 months time to remove the Store as far me to remove my house here. I trust that this additional information received by me since the receipt of your Ex^y^

Excellency

answer to my memorial will induce your Ex.y to grant me and Mess.rs Nicholls and Scully the 12 months additional time to remove our houses. Should your Ex.y however, be of opinion that you would serve the interests of the Colonial Govt better by refusing to grant this permission to the Settlers and that you would thereby be encouraging and promoting a disposition to remain in this rigorous Climate. I must respectfully request Your Ex.y to forward a Petition to the Sec.y of State from me on the subject, grounded on my memorial and Correspondence and that pending the reception of his reply thereto. that things may remain in Statu Quo. Your Ex.y will also please take into consideration that had I been able to avail myself of the extension of the 2 months granted by your letter of the 18.th of February, I was prevented from so doing, by my absence of nearly six weeks on the late Cruise round the Islands

I have &c &c.

(Sig.d) W. H. Moore

To His Ex.y
Governor Moody

Stanley 22nd July 1845

Sir,

Herewith I transmit a despatch left open for your perusal for the Right Honble The Secretary of State for the Colonies, which I will thank you to forward by the first opportunity, and I will also trouble you to acknowledge having received the same.

I have &c. &c.

(Sgd) John B. Whittington

To His Excellency
Governor Moody

Sulivans Cottage
Stanley
22nd July 1840

Sir,

Herewith I send despatch No 7 with a list of Seal Backs annexed thereto which I have to request your Ex.y will be good enough to forward with your despatches to the Right Honble the Secretary of State for the Colonies

I have &c &c.

To His Ex.y (Sig.d) W. D. Moore
Governor Moody