Executive Council

Thursday March 18th 1852

Present

His Excellency Governor Runnie
Honorable R. Montagu, and
Honorable C. J. Doublin. —

The Council met pursuant to summons
The minutes of the last preceding meeting
were read and confirmed.

The Governor stated to the Council "I have
"now to lay before you the reply of W. Moody
"to my letter of the 15th instant, and I think it
"would be better to read it and compare it
"with the paragraphs of my letter to which
"he therein refers."

The Clerk then read the following letter
from the Reverend W. Moody to the Governor
dated Stanley, 17th March 1852.

Sir, I have the honour to acknowledge
the receipt of your Excellency's letter of the
15th instant.

2. With respect to the charges contained in
your letter, 1 and 2 sections viz, that portions
of my sermons are calculated to promote
disaffection &c, and lead the Prisoners to
suppose they are oppressed, I beg most
clearly and positively to assert the charge is
false.

3. I think it right to say that the sermon
of which Gillespie and Sanders speak so confi-
-dently was a printed sermon on the Epis-
-tle for the day, to prevent any mistakes
I plainly stated the occasion on which

it was written and the justifiable resistance to which he alluded namely the revolution of 1688. I proved that a case calling for similar resistance could not again occur while the Constitution of England remained what it now is. I then read the sermon or rather abridged the sermon as I went on, reading the seventh section entire. The sermon, to which Lieut. Smith alludes, was he says preached the Sunday after Christmas day (Innocents Day) as this day was Sacrament Sunday, my sermon would be a short one, and, therefore, I think many of my hearers would be able to disprove his statements. My impression is that the greater part of this sermon was against drunkenness, but this I can say fearlessly, and every honest man who has ever attended my church will agree with me, that I have never taught or preached the doctrine ascribed to me by that man. No provocation, real or imaginary, no oppression, legal or illegal, will ever cause me to swerve from the cause of loyalty and order, especially while I have an appeal to a Secretary of State who has shown himself so desirous to right the wronged as Earl Grey has.

4. My education and habits from childhood to the present moment have taught me to fear God, honour the Queen, and obey those in authority under her in all things lawful, that, Sir, is my answer to the charges contained in the 1st and 2nd sections of your letter, and I think I

think the honest, straightforward evidence of Sergeant-major Fillon bears me out in what I have stated.

5. – In the third section of your letter you state that "certain parties have made certain statements against my character," I trust that your Excellency will give me the names of the parties.

6. – In section 4, you state one of the "charges, of minor importance indeed in a judicial view of the case, is the Rubric of the Visitation of the sick, but the most serious and painful one to me as a clergyman, viz. that "John Graham died in October 1849, without receiving any visit from me during a sickness of six weeks." The poor man was one in whom I took a peculiar interest in consequence of having been told that he was the son of a Presbyterian clergyman; unfortunately he was a confirmed drunkard. I spoke to him often and seriously, as did Ogrenor Moody and others, but all without success. Several times when he lived at M. Jones's and I think at other places I had heard to see him, hearing that he was dangerously ill, almost invariably I found it was from liquor. I think on one occasion he complained of a sort of oppression in the chest: he often changed his lodgings and was often out of sight for weeks, at length he removed to M'Gowns, where he died without my receiving any intelligence of his illness. I had heard a report of his being ill, but not of his danger. So often had I been deceived I considered he was again suffering from drink, feeling confident that M'Gowne or one of his lodgers would have called in case of danger. In this I was disappointed. One day I received with pain and surprise the intelligence

intelligence that he was no more. I repeat, had Inquiries or me of his lodgers given me the slightest intelligence or hint of his danger I should immediately have hastened to render him those attentions both Spiritual and temporal, which I had just been paying to poor Perkes also a Presbyterian during a lingering illness terminating in death.

7. In the seventh Section of your letter you ask "whether I have any pecuniary interest in the firm of Inº Bº Blackmore & Co- I reply that I have no interest whatsoever pecuniary nature in any mercantile speculation in this Colony, whether for the sale of beef or anything else. I have sold duck Eggs from a wish to introduce that bird into the Colony, when I tell you that the original birds cost me 20/ a couple and that I sold the Eggs at 2/ a dozen to those who engaged to hatch and rear them & to no others you may judge whether I took to Duck rearing as a profitable trade, or from a desire to benefit the colony.

8. In sect. 3 and 7 you state that a certain party has informed you that I am actively engaged in the sale of beef to the neglect of my clerical duties, as this statement is incorrect, I trust you will give me the name of the party who made it.

9. In the 6th Section you call my attention to what you yourself witnessed, viz; my "walking down the road with a Captain of "a Merchant vessel" &c &c my answer to this will perhaps account for the &c. just alluded to in the third Section of your letter. When I am not otherwise engaged

J

I generally try to meet Captains of vessels either at the Jetty or when they return from the Government Office in order to secure a newspaper before they are all promised. On the occasion on which I met you, after I had asked for papers, the Captain asked me about getting two papers he wanted some immediately I told him that two parties sold beef and advised him to see what they both had and take the best: he asked me where it was to be seen - as I wanted a neck for my dogs I told him I would show him and I showed him first Mess^rs Cannon & Co's store, because it was the nearest, and called Butler twice or thrice. I then pointed to Mr Whitington's place and told him he had better see Mr Whitington's and look at the other on his way back if the store was open. 10^th Your Excellency states you saw me smoking a clay pipe at the beef house door a few days since. I think your Excellency is mistaken. If you will favour me with the day or the occasion, perhaps I might be able to satisfy you on the point - to the best of my recollection I have not been to the beef house for about a month Exception two or three occasions. I am sure only about twice, one at the time of the wood sale which I believe was last Monday week, and the occasion was after I had been with Captain Langley to look at the land he was thinking of buying on our return we met you, and when you spoke to him, I walked on to the beef house to wait for him; after waiting a short time I think I went home by myself. My chief reason for thinking you are mistaken is that for the last 3 months I have been gradually breaking myself of the habit

of

of smoking, and I don't think I have smoked a pipe even in my house for nearly two months, at present I seldom exceed one cigar a day.

11. In answer to the 9th section of your letter I agree with your Excellency that I have something more expected of me than to preach on Sundays: and notwithstanding what has been asserted behind my back by Smith, Sawers, and Gillespie, I can prove that I am in the habit of visiting at those houses where my presence can do good, and this without respect of creed. I have this day declined to visit a Roman Catholic from a fear that in addition to what has been already said behind my back I might be accused of tampering with witnesses.

12 – Your Excellency in your 9th section has thrown out some observations about my dress. I quite agree with you in what you say on that head: perhaps you are not aware that I have been 11 years absent from England, and am therefore in a great measure dependent on Mr. Dean's store for my clothes – you may have observed that since the arrival of Mr. Deans stores by the Pearl in August last I have almost always, except when riding, worn black trowsers, but with respect to the rest of my dress even this objection will be removed as soon as I can procure some large and small black silk buttons, and get the cloth I bought at the wreck made up.

13. I believe, Sir, I have now answered every point raised in your letter of the 15th

and/

and I request you will do me the justice to have the whole matter thoroughly sifted in my presence. I cannot conclude without stating my firm belief that the chief grounds of the objection to my teaching on the part of Smith, Davies, and Gillespie is that from my first arrival in the Colony, I have been the uncompromising enemy of drunkenness. In addition to this I believe Smith and Gillespie have from the very first been endeavouring to avoid going to church. Sergeant-major Felton's case is different. He belongs to a sect most widely differing from the Church of England: this I have only lately learnt and therefore many things that I have taught must have been very offensive to him. — I have &c, (Signed). —

The Governor then observed — "you have now heard Mr. Moody's reply and I should propose that we compare it with my letter to him and see how he has met my letter and what evidence it may be considered necessary to produce"

The Governor's letter and Mr. Moody's reply were then compared paragraph by paragraph; and after some discussion, the Governor proposed that the Council should meet to-morrow morning, at ten o'clock, in compliance with Mr. Moody's request to hear the Evidence he wished to bring forward. The members acquiesced in this and the Governor prepared the following draft of letter to Mr. Moody, which was approved of —

Sir, I have the honour to acknowledge your letter of yesterday's date in reply to mine of the 15th. instant and as you express a

desire

desire to have the evidence of the petitioners already laid before you & filed in your possession, ~~as~~ the Executive Council will sit here tomorrow when those witnesses shall be in attendance, and the Council will be ready to hear any other testimony you may wish to offer. — I have &c

The Council then adjourned to Friday the 19th instant. —

J. Shaughter
Clerk to the Councils.

Important
Executive Council.

Friday – 19th March 1852.

Present,
His Excellency Governor Rennie
Honorable A. Montagu, and
Honorable H. J. Hamblin.

The Council having met pursuant to adjournment,

The minutes of the last preceding meeting were read and confirmed.–

The Council then conferred as to the points to which it would be desirable to limit the evidence to be adduced by the Reverend Mr. Moody, and after some discussion it was agreed that the evidence should be confined as much as possible to the sermons alluded to by the petitioners,–having it however to Mr. Moody, in the event of his desiring it, to offer any other testimony that he might think necessary to exculpate himself.

The Reverend Mr. Moody was then introduced and the Governor informed him that the Council were ready to hear any evidence he might wish to bring forward to invalidate the testimony of Captain Reid, Serjeant Magrath Colton, Serjeant Smith and the three petitioners; and asked whom he wished to examine first.

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Mr. Moody stated that he wished to have those four petitioners examined, and then the rest of the Protestants in the force, and also Captain Parke, as to the general nature of his preaching: that he should like to examine Captain Parke (who was in attendance)

first,

first, and afterwards retain him to take notes for him.

Mr. Moody having retired, the Governor submitted his request for the consideration of the Council -

Mr. Montagu stated he thought Mr. Moody should be allowed to examine Captain Parke as a witness if he wished to do so, but that the Enquiry should be limited (as far as possible) to the matter of the Sermons objected to by Captain Reid and the prisoners; - but he considered that Captain Parke could not be permitted to remain and take notes.

In this opinion the Council acquiesced, and Mr. Moody being re-introduced, the Governor said "it would be desirable "to limit the Evidence as far as possible "to the matter impugned in those Sermons; "but the Council are unanimously of opi- "-nion that Captain Parke cannot be ad- "-mitted to be present & whilst during the "time that he may be examined as a wit- "-ness. Mr Longden will take the notes of- "-ficially, and it will be for the consi- "-deration of the Council afterwards whe- "ther a copy shall be furnished to you."

Lieut. Major Felton was then called and examined by Mr. Moody. His statement on the 11th. instant being read over to him he stated that he adhered to it. He was then asked by Mr. Moody —

1. What religious denomination are you?
   A baptist
2. Then are doctrines differ widely?
   Yes -

3. In England were you in the habit of attending the Established church?
Do not since I was 18, except when with the Regiment.
4. Are you aware of the nature of the charges brought against me by Sgt. Smith, Lawes & Gillespie?
No, I am not.
5. Sgt. Smith stated, that I said in my sermon "we are not bound to obey rulers who did not "walk righteously, that we were called upon to "oppose tyrannical Governments who are the same "now that they were in the days of Herod" do you agree with this?
I heard no words to that effect
6. Have you ever heard any remarks made by me "not to obey orders tending to a breach of the Sabbath" or "not to obey rulers who told us to do so?"
No.
7. Gillespie states that "the Sunday after the Leven-side was lost, I preached a sermon (he thought) "against all rulers here generally, and that some "of them were speaking remarks about it afterwards", do you recollect that I did so?
No, sir, the impression on my mind was not so.
8. Lawes states that "I made remarks (about a "month ago) about Governments oppressing people "and keeping them from church, and telling "you not to attend to them if they did so," do you remember it?
If that was said, I was not at church. I never heard anything that could be construed into that.
9. Lawes also states "that Dennis and you spoke about it, and Sgt. Smith and he came to the same conclusion, that I wanted to persuade the men that they were under some oppression?
I recollect Sgt. Smith speaking frequently about not wishing to go to church, he said generally that he did not agree with what Mr. Moody said.

10. Did I not frequently exhort you generally to refer to the Scriptures in proof of what I asserted?
Yes, frequently. –
Sergeant major Felton retired and Sergeant Smith was called and examined by Mr. Moody.
1. Were you at church on Innocents day?
I was
2. What Sunday was it? did any particular service take place?
Nothing particular took place
3. Was it Sacrament Sunday?
I don't remember – not partaking the Sacrament I should not particularly recollect it. –
4. Do you recollect my sermon on that day?
I recollect that Mr. Moody preached from Jeremiah, on the Slaughter of the Innocents. (Witness repeated the text)
5. Did I allude to authorities here?
In my opinion the authorities were alluded to.
6. Personally or generally?
I considered personally. After speaking of the massacre of the Innocents, you then went on to say that tyrannical governors are the same now, that they were in the days of Herod – that some ones head fall-en under them, and perhaps some might fall under them again – that the mark of Cain was on them – that the sour ascetic look was still on them although they might smile blandly – it struck me at the time very much.
7. You stated before, that you thought I became to allude to Addenbrooke who had just before been dismissed from the Force"

Why

why did you think so."
Any reason for thinking that it alluded to Adderley's case was the remark "that perhaps some "one had fallen under tyrannical Governors". Adderley had just before been dismissed from the force by Captain Reid with the sanction of the Governor.

8. When was Adderley dismissed?
About the middle of December, it was generally known on the Sunday before Christmas.

By Mr. Montagu. 9. Was Mr. Moody reading his sermon?
He turned over no pages. I think it was extempore.

By the Governor 10. You stated before that "if you had been in "charge of a detachment of regular soldiers "as a Sergeant you would have marched "them out of Church," was it in consequence of the words you have now repeated that you came to that conclusion?
It was because of the words I have said. We were there like soldiers under arms, when in uniform, and if I heard anything like that and did not report it I should come under the penalty, and perhaps lose my pension.

11. Did you hear any remarks made by the other pensioners, which made you think the words tended to endanger their military discipline?
They were all talking about it, when we came out - some one said "that's hitting hard at somebody" - that man was sandy - the Sergeant Major said "it was going too far" I said to him I thought it was dangerous for our pensions to go there and told him I should not go.

By Mr. Moody 12. When did you report it to the Captain?
The Friday or Saturday following when we were paid our pensions - and I told Captain Reid that on account of the sermons I heard at church

I

I objected to go, and that if I could not have leave I would give my name in as a catholic rather than go.- Captain Reid said, dont talk about that- he has given me leave ever since.- I mentioned what Mr. Moody had brought into his sermon about Tyrannical governors in the presence of the Sergeant-major.—

By Mr. Montagu. 13. What made you think Mr. Moody referred to Addersley?

Because Addersley's case had happened shortly before, and the congregation with one or two exceptions were only pensioners and children.—

14. Did you feel displeased at the way Addersley was treated?

No I felt he was treated with what was just.

15. What made you give a particular application to Mr. Moody's general sermons?

Because they were the same words that I should have used myself to cast reflections on Captain Reid or the Governor.

16. Was there anything particular in Mr. Moody's tone or manner?

No- it was the words used- it was nothing in Mr. Moodys manner

Sergeant Smith retired, and Robert Gillespie was called in and asked by Mr. Moody-

1. Do you attend church?

Yes

2. Have you remarked my preaching particularly?

I noticed no particular words- I thought some words were preaching against authorities. Gillespie was directed to retire and the Governor said he wished to ask Mr. Moodys question —

1. In your reply to my letter you say "with reference to
"the sermon spoken of by Sawers and Gillespie, that
"it was a printed sermon, and that you plain-
"ly stated the occasion on which it was writ-
"ten, and the justifiable resistance to which
"it alluded, namely the revolution of 1688" - was
this plain statement made extempore, and did you
descant, explain your views as to what you
thought was a justifiable resistance?
I spoke extempore, - I prefaced my remarks
by stating from whom I took the sermon,
namely Dean Stanhope, and the circumstan-
ces under which it was written - namely the
justifiable resistance at the Revolution of 1688.

2. You go on in your letter to state that "you
"stated that a case calling for similar re-
"sistance could not again occur while
"the constitution of England remained what
"it now is"?
I did. -

3 In alluding to the constitution, did you
refer to civil authorities, and state
what in your opinion would be a justi-
fiable resistance?
No.

4. ~~Why~~ Was it necessary to lead to that sermon,
and use words by which ignorant men
might be led to think that justifiable resist-
ance to the constituted authorities was
to be learned from the pulpit? -
I made no such statement as that, - but
I first made the explanation I did, in
order to prevent anything inflammatory
being construed out of the sermon. I af-
terwards abridged, & any thing being
misunderstood in it. -
Robert Gillespie was then recalled and

asked by Mr. Moody —

3. Have your children ever been sent from home?
I can't recollect.

4. Did you not bring a book back from your house?
Yes, I remember a book. Mr. Moody was once at my place, but I was not at home. —

By Mr. Montagu. 5 Were you at church on the 1st February?
Yes

6 Were you there the Sunday after Christmas?
I was

7 Do you recollect these words being spoken by Mr. Moody, after preaching of the slaughter of the Innocents that tyrannical "governors are the same now that they "were in the days of Herod, that some of "us had fallen under them, and perhaps "some might fall under them again — "that the mark of Cain was on them "that the sour ascetic look was still on them "although they might smile blandly"?
No

8. Do you recollect any allusion to Addenley being struck off the force?
No Sir.

9. Do you recollect any sermon alluding to oppression and harsh treatment in Addenley's case?
No, Sir. I recollect some of the men making remarks that the preaching was hard against some one.

10. Were you at church that Sunday?
I was

11. Do you recollect the sermon?
I didn't pay any particular attention. The sermon was about charity. I don't recollect any thing about the nature of the sermon. The remarks was made immediately

immediately after he came out.

By the Governor. 12. What men spoke to you about it?
They did not speak to me - they spoke amongst themselves.

By Mr. Montagu. 13 You mentioned a sermon about charity, when was that preached?
The sunday after the Leonside was lost.

14. You stated before "that the sunday after the Leonside was lost, Mr. Moody preached a ser-
"mon - you thought it was against all sailors
"here generally."
I thought the preaching was hard against some one, no names were mentioned.

By Mr. Moody. 15. Have you heard any observations made about my being hard on the men after preaching about Drunkenness?
I can't say

16. Is that a frequent sermon of mine a drunkenness?
Yes

17. Have you ever heard me state that my house is open day and night to answer any question about Religion to any man?
Yes more than one.

By Mr. Montagu. 18. What did Mr. Moody say against sailors?
The words Mr. Moody said were that "no Earthly
"power guided him in preaching, - he took
"it from higher powers."

19. Did you consider that wrong?
No Sir

20. Did you understand Mr. Moody to allude in any way to authorities here?
His whole sermon was about authorities, but I did not think it applied to any authorities here.

21 On the sunday that the men made remarks about Mr. Moody being hard against some one, was the sermon about drunkenness?
I can't say

22. What was the sermon after the Levenside was lost?
About Charity
23. Were you under the impression there was anything wrong in it?
I think it was against some rules. I can't mention anything particular.
24. Was there anything said about the Levenside?
Yes he said it was by Charity that any lives were saved.

By the Governor. 25 Have you any impression in your mind as a soldier that what Mr Moody has said from the pulpit would tend in any way to shake your confidence in the Lightness of any orders you might receive from the authorities here?
I have not as a soldier.
26. Have you as a civilian?
I have not

Robert Gillespie retired, and Captain A. C. Parke was called in and asked by Mr Moody

1. Have I any interest, direct or indirect, pecuniary or otherwise in your firm?
Certainly not.
2. Have you ever heard or seen anything to make you believe that I was acting as an agent in the sale of your craft or actively engaged in it?
Nothing that I have ever seen.
3. Do you remember one occasion my mentioning to you that a merchant-Captain had asked me about craft, and do you remember what I told you?
Yes - you said that you told him to see my craft, and Mr Whitington's and judge which was the best.

By the Governor. 4 May I ask you if a Captain applied to Mr Moody for craft in your absence, has he authority to put the order in execution?
Yes.

Read/

By Mr. Moody 5. Had I any authority from you to have the
Block, that man kissed the harbour one
Sunday, and landed in the town, killed?
You had no authority from me.
Captain Packe was directed to retire, and
Private Davies was called in and asked by Mr. Moody
1. Were you at church on the 1st February?
I was
2. Do you remember any remarks being
made by me, alluding to authorities here?
Not on that day.
3. Were you at church the Sunday after Christmas?
I was
4. Do you remember any thing particular that day?
It was Innocents Sunday.
5. Do you recollect its being different at all?
It was Sacrament Sunday.
6. Did I allude to drunkenness that day?
I am not certain, - yes, - you did speak about it.
7. Do I preach often about drunkenness?
Yes frequently. -
8. Do you recollect any allusion to authorities
here?
There was a thing that occured a little
before that, which made me think you
did allude to authorities. Addenbrooke was
in church in coloured clothes after he had
just been dismissed. The sermon began
about the Slaughter of the Innocents, and
went on about drink, and the Sacrament,
and so on, - till Mr. Moody said (as
nearly as I can remember) "some of you
"have been under oppression and some may
"be but that should not keep you from
"church" - he spoke about "tyrannical Go-
"-vernors" and said "when they walk they
"look down, and if they look up with a smile

"it

"It is only to Catholics and they have the mark
"Plain on their countenance". I said when
I came out of church that it was preach-
-ing against some one in authority. -
9 Did I allude to anyone here?
I thought if there was no one under Sentence
there was no occasion to preach about it. -
(The last two answers being read over, Sawers
said he used the words "tyrannical ru-
-lers" instead of "tyrannical governors")
10 You have stated supra that "I made re-
"-marks about Governors Sheltering Peo-
"-ple and keeping them from Church, and
"told you not to mind if they did so," were
those my words?
As nearly as I can recollect.
By the Governor 11. Have you ever since you have been in the Colony
been induced in any way to stay away
from church, by the authorities?
No.
12. Did any of the persons speak to you in leav-
-ing Church about the words you recollect?
Smith spoke about it; and Gillespie, and the
Lieut. Major, but not to me, - and Morris
Stirk and Simpson.
By Mr. Montagu 13. When did you understand Mr. Hardy to
refer to when he described the person
with the mark of Cain upon him?
The names of individuals were not given.
14. Did you understand it to refer to Capt. Reid?
I considered within myself that Mr.
Hardy referred to Captain Reid or His Excellency.
15. What induced you to think it referred
to Captain Reid or His Excellency?
It was on account of Addderley being at
church either the first or second time
in plain clothes, his arms and accoutre-
-ments

ments having been taken from him.

16 Who was at church besides the pensioners?

I don't Know

By Mr. Moody 17. If Addaley had not been at Church, would you have thought I objected to the same?

Yes I should. my reason for considering so was that there was a great deal of discontent among us, and a deal of them has a way of going about and saying they are oppressed. There is nobody in authority over us but Captain Reid or the Governor, so if must refer to one of them.

Private James then retired, and Captain Reid Staff Officer Commanding Pensioners, was called, and asked by Mr. Moody —

1. When was Addaley superseded?

On the 1st. December

2. You have stated that "you have been present at sermons which appeared to you in certain parts very unsuitable to the pulpit" have you ever heard me use seditious language?

No, I never heard you make use of any language that an ignorant man could construe into sedition, either as a soldier or civilian. —

3. Or disaffection?

No, I would say not amounting to disaffection, that is a strong term.

By the Governor 4. I do not wish my question to wholly to any subject of religious belief or spiritual doctrines, but I may ask what in your opinion was objectionable in Mr. Moody's sermons? were they in any way calculated to give the men reason to suppose that they were oppressed, unjustly treated, or kept from attending Church Service by the authorities here?

I will

I will answer the first part of the question first,- with reference to what I have before stated I considered in Mr Moody's sermons unsuitable to the pulpit,- namely, that he sometimes, I think, descended to personalities. The first time that I heard Mr Moody preach such a sermon (I cannot tell the date) was immediately after one Sunday, that I had not marched the pensioners to church; in his sermon he adverted to his hearers not attending at church, and stated that they made frivolous excuses for not so doing- "if it happened "to blow a puff of wind and Equal to a "top-gallant breeze" (to the best of my recollection this was his expression) they took the opportunity of staying away. I must confess that, at this last Sunday following that on which I had not marched the pensioners to Church (which was a very stormy day and threatened rain if it did not rain), I did think and have ever since thought so, that Mr: Moody preached at me. On another occasion I heard Mr: Moody preach a sermon (I can't say when) about "the bad example set in high places". I must confess I took that also as preaching at a Public Functionary in this Colony, in desecrating the Sabbath by not attending church. I certainly think that he preached at H.E. the Governor on that occasion, it struck me so. I have also heard him upon the last occasion I was there (Advent Sunday I think) descend to personality - the Sermon was in my opinion (except that) a very Excellent one. It dwelt upon the curse of drunkenness

drunkenness, named the last man who died the preceding year, namely a man named Reddy formerly belonging to the pensioner pre. Mr. Moody then went on to say that a man had dropped down dead subsequent to this in a state of drunkenness and never spoke again, - and that the man was the mate of a ship which lay in the harbour. Although I believe it was perfectly just that Reddy had died of drunkenness, I could not as Commanding Officer of the pensioners here, help feeling hurt that his name should be brought forward in a public pulpit after being dead so many months: and I feel very certain that it had the same effect upon the remainder of the detachment, and was the means of confirming if not leading many of the men to object to go to church. As to the latter part of the question I never heard Mr. Moody make any such remarks.

5. Were you at church on Innocents Day, or the first of February?
   Ans I was not

By Mr. Moody 6. Did you hear me (in the case you have alluded to) make use of words to this effect, "although this is an exceedingly healthy colony, "our greatest enemy here both to our health "and happiness is drink - drink it is that "has deprived this little party of two only "member we have lost. I allude to Reddy. "since then there has been another death "but not of a Colonists the Carpenter of the "Melacca".
   As nearly as I can recollect that conveys a just statement of what you said about Reddy's death.

7. Did I in the slightest degree or the object beyond

what I have already stated?
I have already stated that I considered the personality naming the deceased and holding him up to a general audience of colonists and pensioners was (however well meant) offensive and so I have said I am sure his brother pensioners thought it - none of his relatives were present - they being Catholics. -

8. Can you recollect whether the text of the sermon on that Sunday you say I preached about stopping away from church, was taken from that lesson for the day about keeping holy the Sabbath?
I cannot recollect, but the fact made a strong impression on me -

By the Governor 9. Did you, under the supposition that Mr. Moody alluded to me, think that his observations were limited to me?
I think they mainly bore on your Excellency, as you were at the settlement.

10. Were there any other Government officers present?
There was no other officer present except myself, I think. -

By Mr. Moody 11. Did you think that in that sermon I alluded to that Sunday or generally? and not to one person but to the higher classes altogether?
From the fact of Mr. Moody having made use of the words "those in high places" it riveted my attention, and from the Governor being absent I did think and do so that you alluded to him individually. -

By the Governor 12. Did I go out in the boat on that Sunday?
To the best of my recollection you did not.

By Mr. Moody 13 Did you understand it to apply to His

Excy

Excellency individually?
I did because His Excellency is the only person who occupies a high place here. -
Captain Reid then retired, and Private Addersley was called by Mr. Moody and asked -
1. Did you ever hear me preach any sermon which made you think you were oppressed or induced you in any way to disobey those in authority?
No, Sir.
2. Were you in church the Sunday after the Duke de Praslin's death?
Yes
3 Do you recollect what I said that day?
No
Private Addersley was then sworn & retired, and Private William Brown, was called by Mr. Moody and asked
1. Did you ever hear me preach any sermon, which made you think you were oppressed, or induced you in any way to disobey those in authority?
Never Sir.
2. Were you at church on Innocents Day?
I was
3. Do you remember the sermon that day?
I can't remember the words, it was a very fine sermon - we talked about it afterwards, there were no allusions to authorities in it.
4. Were you at church on the 1st of February?
I was
5. What was the sermon that day?
I can't recollect - the sermon was preached with no disrespect of any one. -
By Mr. Montagu. 6. Did you ever hear Mr. Moody say "after alluding to the massacre of the Innocents that "tyrannical governors are the same now "that

" that they were in Fair days of Rain, that
" some of us had fallen under them and
" perhaps some of us might fall under
" them, that the Brand of Cain was on them,
" that they had a Bon mot tic look, al-
" though they might smile blandly"?
No.

By Pltf Counsel 7. Did you ask leave from church last Sunday?
Yes

8. Did you go to Church?
Yes, I asked liberty from parade. I went twice to church.

9. Did Mr. Moody in his sermon last Sunday say that he had been accused of sedition?
I don't recollect such words

10. Did Mr. Moody allude to anything of the kind?
I don't recollect.

By Mr. Montagu 11 Why did you go to church last Sunday Evening?
Because I had no other Employment.

12 Were there many there?
Yes. I feel it very wrong we are not marched to Churches as we used to be.

By the Coroner 13. What do you mean by saying that?
We are paraded at ten o'clock - how can I go afterwards - sometimes there are things that keep us on parade half an hour.

By Mr Montagu. 14 Did Mr. Moody in substance say (to the best of your recollection) that accusations had been made against him?
No.

15 Did Mr. Moody after Dymes not going to Church under arms?
No, not that I recollect.

16. Am I to understand that Mr. Moody did not refer to the Prisoners not going to Church in their uniform?
Yes

Yes.-
17 What did Mr. Moody preach about if?
I can't say what the Sermon was about.
18. Do you consider it your duty to obey Captain Reid or the Governor, and comment upon their orders?
No. I do my orders
19. Did you feel displeased on Sunday last that you were not marched to Church?
Yes
By the Governor 20 Then you think you understand the Secretary of War's instructions better than your commanding officer's?
No
21 Have you ever been mustered at 10 o'clock?
Last Sunday
22. What reason have you to suppose that if the prisoners are mustered at ten o'clock, Captain Reid would not dismiss the men in time to go to Church at the usual hour?
Sometimes we are kept on parade half an hour.
23.* ——
24 Were you present the only time that Captain Reid mustered the men at ten o'clock?
No, Sir, I had leave.
*25 Has Captain Ives prevented you going to Church?
No Sir
By Mr. Montague 25 Can you tell us anything about the Sermon either morning or evening?
No.
26. When did you go to Captain Parke's
In the morning
27. and returned?
About ten o'clock just as the men were going on parade.
28. What clothes did you to church in?
What I have on now except my jacket.
29. Why didn't you dress yourself?
Because

Because I had not time.
William Brown was ordered to retire and Mr. Moody stated "on Sunday last I advertised to charges which I understood had "been made against me, namely, that "I had been teaching what was disloyal "I then stated that I had never done so"
The Governor asked Mr. Moody, —
5. From whom did you learn the charges made against you, of which you had had no official notice?
I must decline to answer beyond the fact that it was not from one of the five men whom we examined. It was after muster on Sunday morning between 10 and 11 o'clock, but I had received notice of it some days previously.-
6. May I ask you, Mr. Moody, whether it would not have been better to have applied to me to know specifically what the charges were, before replying to them from the pulpit?
I had no intention of taking any notice until I got news, after the parade, of the order there promulgated; and then I thought I should lose no time in clearing my character. —
7. Did you think yourself sufficiently informed of the nature of the rumour to reply to it from the pulpit? —
I considered myself called upon to meet the rumour at once. I preached the same sermon that I understood was complained of (perhaps not from the same text, but the same in substance) twice that Sunday, at morning and at evening service.

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Mr Moody was then requested to retire, and Captain Reid was again called and the answers of Private Brown to queries 12 and 13 were read to him, and the Governor asked,
14 What did you say to him on mustering them at ten o'clock last Sunday, and reading the detachment order to them, and what was the nature of that order."
The detachment order was to this effect "I "have to intimate that the detachment will "for the future and until further orders "parade at 10 o'clock (this hour) instead of "half past ten as formerly. I have also to "intimate that the detachment until further "orders will not be marched to church as a "military body." I added "this of course will "not prevent any man attending church if "he thinks proper." The letter went on to say "The men, therefore, after parade will di- "vest themselves of their accoutrements and "go to church in plain clothes". The men were dismissed exactly at 20 minutes after ten. I may mention as to what Brown has stated that on the Saturday, while I was at home (after the men had been warned of the alteration in the hour for parade by the Sergeant major) Brown came to me and asked for leave from the following days pa- -rade. I asked him if he had any busi- -ness so urgent as to require leave from parade, - he said he had. I then said very well, you may have leave, he thanked me. Next morning as I was putting on my uniform Coat I observed Brown from my window about a quarter to ten come up the road with a Pantaloon suit on, and a blue great coat on his arm. I thought it a very

very odd as he had asked leave from
Parade the day before. Upon going upon
Parade Brown was reported absent by
the Sergeant major. I said I had given
him leave. In the course of the day I
was surprised to learn that he had
gone to church. I have not seen
him since to speak to him. —

15. Did I not in my letter, coinciding
as to the inexpediency of the men
being marched to church carefully
request that you would dismiss them
at an hour sufficiently early to allow
them to lay aside their accoutrements,
and go to church?
Yes, and they had ample time. —
The Governor then observed to Captain Reid
"I have reported to you the expression
"used by Brown, respecting the order you
"have promulgated to the men, which
"he has now stated he thinks very wrong.
"I leave it to yourself, this not being
"the proper place, to take any further
"steps you may think necessary in
"a military point of view, and I shall
"therefore call in Brown, and read the
"questions put to him and his an-
"swers in your presence"
Private William Brown was recalled,
and the queries 12 and 13, and his an-
swers to them were then read by the
clerk, - and the Governor asked him,
30. Were you at Parade last Sunday?
Yes
31. How can you say you had not time to
change your dress?
I didn't say so. I said it might have been
that

that we were detained
32 Do you not know as an old soldier that it is wrong to comment upon any orders that you may receive?
I always obey my orders.
33 Do you mean to say that you cannot go to church without being marched there?
Yes, I know I can go.-
34. You consider it your duty to go to church every Sunday?
Yes, I was always brought up to go.
35. Did you ask leave to take a permanent engagement at Luton, a few days ago?
Yes sir.-
36. If you had taken that employment could you have gone to church?
No, sir.-
The Council-room was then cleared and the council adjourned for an hour. Upon its reassembling Mr. Moody was introduced, and called Private James Brown and asked him;-
1. Have you ever heard me preach any sermon which made you think you were impressed, or induced you in any way to disobey those in authority?
No, Sir.
2. Were you at church last Sunday?
Yes.
3 Were you at church on Sunday when I preached a sermon like that I preached last Sunday?
Yes
By the Governor. 4 Did you make any observations or were any made to you on coming out of church about Mr. Moody's sermon?
Not that I recollect.-

5 Dec/

5. Did you say that you wished to be excused from Church?
I said I wished to be excused because when Fleming was in prison, Mr. Moody alluded to him, I don't remember Edwards.

By Mr. Moody 6. Was it not what put him in prison?
I don't remember
Private James Brown was ordered to retire, and Private Bowers was called by Mr. Moody and asked —
1. Have you ever heard me preach any sermon, which made you think you were oppressed or induced you in any way to disobey those in authority?
I never heard Mr. Moody preach disrespectfully of any person.
2 Were you in Church last Sunday?
Yes, in the morning
3. Did the sermon remind you of one I preached before?
I remember the text.
4 Have you heard the sermon before?
I don't recollect.

By Mr. Montagu. 5 Do you recollect Mr. Moody saying that he had preached that sermon before?
— I don't recollect
Private Bowers retired, and Private Bennell was called and asked by Mr. Moody
1. Have you ever heard me preach any sermon, which made you think you were oppressed or induced you in any way to disobey those in authority?
No, Sir, never
2. Were you in church last Sunday?
Yes
3 Have you heard the same sermon before?
Not that I recollect

4 Dyn remember a sermon the 1st February?
Yes
5. Was they alike?
Yes in regard to being subject to authorities.
Private McDonell returned, and Private McMurray was called in and examined by Mr. Moody.-
1. Have you ever heard me preach any sermon, which made you think you were oppressed or induced you in any way to disobey those in authority?
No Sir
2. Have you ever heard it in private?
No
3. Were you at church last Sunday?
Yes, in the evening
4 Have you ever heard me preach a sermon like that before?
Yes, I understood it that we were to be obedient to our superiors.
5. Do you remember a sermon on the same subject on the 1st February?
As I understood, they were both about being subject to ~~authorities~~ the higher powers.
By the Grand Juror 6. Were you at Church on Innocents' day
I don't recollect.
7. Were you there on the 1st February?
Yes
8. Did Mr. Moody make any remarks about sisters oppressing people and keeping them from church?
No Sir.-
By Mr. Moody 9. Have you ever heard me do so?
No Sir.
By Mr. Montague 10. You say the sermon last Sunday was like one Mr. Moody had preached before?
Yes
11. Did Mr. Moody say why he preached that sermon?

Sermon again?
No Sir.
Private Mac Murray retired and Privat Short was called and examined,

By Mr. Moody 1. Were you ever heard one preaching any sermon ~~sermon~~, which made you think you were oppressed or induced you in any way to desist by those in authority?
No Sir

2. Have I ever said so in private?
No Sir

3 Were you at church on Innocents' Day the 1st February?
Yes, both days.

4. Do you remember any preaching a Sermon about overcoming supreme powers?
Yes.

By Mr. Montagu 5 Did you on that Sunday hear anything that Mr. Moody said about duties of oppressing people?
No Sir

6. Did you ever hear him say any thing of this kind "that (after speaking of "the slaughter of the Innocents) tyrannical governors are the same now as "they were in the days of Herod, that some of "us had fallen under them, and perhaps "some might fall under them, that the "mark of Cain was on them, that the "ascetic look was still on them, "although they might smile blandly."
Not that I recollect.

7. Was any thing of that kind said last Sunday?
I was not there.

Private Short then retired, and Private Varney was called and examined

By

By Mr. Moody 1. Have you ever heard me preach any sermon, which made you think you was offended or induced you in any way to disobey those in authority?
No, Sir, never.
2. Were you in church last Sunday?
Yes Sir.
3. Have you heard me preach that sermon before?
I think I have
4. Were you at church on the 1st February?
I believe I was.
5. Do you remember the sermon that day?
About reverencing authorities.
By the Governor 6 On coming out of the church was anything said about the sermon?
Words were spoken on coming out by two persons, but I paid no attention to them.
7. Did you hear Mr. Moody make any remarks upon those in authority breaking the Sabbath?
Not that I recollect.
Private Varney was directed to retire, and the Governor asked Mr. Moody if he wished to call any further evidence.
Mr. Moody replied that he did not, but he should wish, if permitted to ask a member of the Clinical, Mr. Stanton, a question —
Have you not frequently met me while visiting the sick?
Yes I have often.
The Governor then stated "Mr. Moody hav-
"-ing requested the names of the parties who
"had alluded to what they considered
"a slackness in his religious duties and
"their belief that he was acting as a
"partner in the firm of Messrs Mackinnon

and

"and Company, I refrained intentionally
"from giving their names for this reason,
"that had I done so, I feared the dissen-
"-sions, ~~obstacles~~ which are too widely
"spread already in the Colony, might
"be increased; and I still think it
"would be very injudicious to give them.
"I stated at the same time that I would
"confine my desire for Explanation
"to certain cases which I specified,
"giving Mr. Moody the opportunity
"to refute or Explain them; and as
"I mean to ask the advice of the
"Council on those points alone which
"I have specified, I am still of
"opinion that it would tend to pre-
"-vent discussion, and that I therefore
"conceive it is my duty not to
"comply with Mr. Moody's ~~Request~~
with respect to the tenth paragraph
of Mr. Moody's letter, relative to the
~~Mr~~ smoking of a clay pipe the Governor
stated "The day on which I thought
"I saw you smoking a clay pipe (and
"I may remark that I did not bring
"this forward as a serious charge
"but merely as an illustration of
"what might have been an erroneous
"supposition on my part) was last
"Monday, when in company with
"Captain Smyly close to the door of
"Captain Parke's tuckshop - (to the best
"of my recollection) you passed your
"hand across your mouth to remove
"a pipe - it might have been a cigar
"it might have been neither, but as
"I have frequently on former occasions

seen

" Do you smoking a short clay pipe I certainly
" was under the impression that you were
" doing so then. As I have said however, I
" mentioned this incidentally in connection
" with your proximity to the Orphanage, and
" the reports which were current in the Settlement
" at the time as to your interest in the sale of beef.
" You gave as a reason for the non-attend-
" ance of Davies, Gillespie, and Smith,
" that you think their wish not to attend
" Church arose from your being an unem-
" -ployed enemy of Drunkenness, do you
" attribute the same reason to the non-at-
" -tendance of the Government officers, and
" Colonists of the Upper and Lower classes,
" to which I drew attention in my letter of
" the 15th. instant?

Mr. Moody. 8 No, certainly not, except perhaps as regards some of the lower classes.—

9 Is the accommodation you have now in your present temporary Church in-
sufficient?
No, not for number, but it is not convenient.

Sergeant Morris, being in attendance was called in and asked by Mr. Moody—

1 Were you at Church on Innocents Day?
No Sir

2. Were you at Church on the 1st of February Scabitday.

Sergeant Morris having been ordered to retire, Mr. Moody stated—

" Captain Reid in his evidence states he consi-
" -dered I preached at him one Sunday for
" not having brought the pensioners to Church
" the previous week. I preached often on the
" previous grounds on which people justify
them

"their absence from church and to as much
"as possible avoid the charge of personali-
"-ty I have almost invariably taken the
"lesson from either the Lesson Epistle
"or gospel of the day. I did not preach
"on that occasion with reference to Captain
"Reid. With respect to what Captain Reid
"says about my preaching about the Go-
"vernor, I can only say that I have never
"done so, and if Captain Reid is cor-
"-rect herein I do not say he is or is not)
"that I made use of the term "those in
"high places," that more partly speaking
"in that language would show
"that I did not allude to any individual.
"With respect to Captain Reid's asser-
"-tion that I preached personally a-
"-gainst Your Excellency on account
"of Your Excellency going to Volunteer
"Lagoon, I can only say that I cannot
"remember the words I used; but this
"I may say that a man may hear me
"preach, and take it to himself, or
"give it to another, without any
"being guilty of any indiscretion.
"With respect to the two personal ser-
"-mons about Reddy and Fleming, whether
"I acted with judgement or not, every
"man will be left to decide for himself;
"but my object and intention was to
"illustrate as forcibly as possible the
"fatal consequences of drink. —
"With respect to Sergeant Smith's charg-
"-es, which in my opinion are unsup-
"-ported by any evidence except his own,
"my idea is that I spoke as follows:
"I took the text as he stated from Jeremiah.

J.

"I showed the absurdity of attempting to fight
"against God as instanced in Herod's murder-
"ing the Innocents, and the case of Jonah's fai-
"lure - and after dwelling on the greatness of
"the sin, I said he perished miserably under
"the curse of God within two years. I then call-
"ed upon the people to follow the innocence of
"those children who had been put to death.
"With respect to preaching extempore sermons,
"I have only practised this since the arrival
"of the pensioners, and it was on account of
"several of them being Presbyterians, who
"object to written sermons."

10. In reply to Mr. Montagu, Mr. Moody ob-
served "There is no part of the sermon
"which I recollect on which Smith could
"build up such a story"

With reference to the pensioners having
been ordered not to be marched to
church, the Governor directed the clerk of
the Council to read the following letter to Captain
Reid containing the orders referred to:-
see below *.

"Mr. Moody thereupon retired, and
The Council adjourned to Wednesday
the 24th instant, and afterwards further ad-
journed to Thursday the 25 instant.

J. Bingham
Clerk of the Councils

* Sir, Coinciding with you as to the inexpedience (un-
der existing circumstances) of exacting compulsory
attendance of the Pensioners under your command
at church on Sundays in their military capacity, I
request that you will as usual muster your men under
arms at an hour sufficiently early to allow them to be
dismissed and lay aside their accoutrements before
the commencement of public worship in order that