

Stanley 23rd Oct 1851

Sir
I have to acknowledge
receipt of your Wednesday Letter
of this days date.

I feel reluctant at
present to offer any comments
thereon. further than express my
utmost regret; that a simple
conversation held with you in
a friendly way should give
rise to surmise such as set
forth in your said Communi-
-cation

I have the honor
to be

Yours &c
John Halleney
Aberturk M.

J. Halleney

John Halleney
Wm. Purvis
p.p. p.p.

His Excellency
Governor Rennie
Fort Howe
Haverly



130

Si
of an
hand
if the
me to
in d
of
forty
his Co
for

Stanley 21st June
 Detail of Carston and for
 Const. C. Cary on duty
 — C. McAlister for duty
 His Excellency John M.
 The Governor Chas. C.

Stanley 31st October 1851

Sir

I beg to take this opportunity
of thanking your Excellency for the favour
of allowing my material to remain on Crown
land; and should feel exceedingly obliged
if the same indulgence will be granted
me to the Caravan for Enza & Harriet, with
understand to remove it at any time
from your Excellency will please to order it within
forty eight hours

I have the honor to remain

Yr Excellency's Obedt Servant

J. M. Deane

His Excellency

Governor Rennie

Excellency
Governor Rennie
re. Stanley

Stanley
3^d November 1851.

Sir,

With reference to your Excellency's Letter of the 7th of August last, relative to the Cows & Sows due to the Pensioners from the Agent of Mr. Lafone, I have the honor to state, that having read said Letter to the Detachment at two successive parades, I advised the men as to the proper measures to be taken for the care of the Stock, I called upon them to declare their wishes regarding it, when Eight of them only, those named in the margin expressed their readiness to reclaim their Cows at this time; - the remainder requesting to be allowed to postpone the receipt of theirs for another year when they expected to be better prepared to take care of them. Mr. Williams, (Mr. Lafone's Agent) having offered a second Cow any of the Pensioners who wish

- Serjt. Major Felton
- Copt. Gilmore
- Pts. Nocking
- " Killibick
- " Mr. Murray
- " Simpson
- " Stokes
- " Varney

Widow of Pensioner Bredy

His Excellency
Governor Pemmie
per Stanley

instead of

Instead of the Tons promised in their
 Conditions of Service, I beg to state
 that every one of the Eight men
 before named in the margin
 accepted the same, and this proposal
 having received your Excellency's
 sanction, I request that Mr. Williams
 may be instructed to deliver these
Eighteen Tons at his earliest convenience

And your Excellency having
 also approved of Mrs. King, the widow
 of the deceased Pensioner Jas. Reddy,
 having the stock which would
 have come to her late husband,
 and who arrived upwards of a
 year after his arrival in the Colony)
 request of your Excellency with direct
 orders to be delivered to her also.
 This will make the whole
 number of Tons to be delivered by
 Mr. Williams at this time amount
Eighteen.

I beg to be permitted to add,
 in reference to the postponement
 of ^{some of} the Pensioners of the
 sale of their stock for another
 year, that Mr. Williams has
 reported to me that he is quite

agreeable to this arrangement,
that it will not in the least
inconvenience him. —

I have the honor to be

Sir

Your obedient servant

V. Reid

Captain & Staff Officer
Company Pensioners

Police Office - Stanley

5th November 1851

Sir,

I have the honor to acknowledge the receipt of Your Excellency's Letter of yesterday, enclosing a Draft for a Public Notice, commanding my early consideration of the same, and requiring me to make such alterations as I may deem expedient to render it more explicit or intelligible, or, in the event of my dissenting from any of its provisions, directing me to call on your Excellency that the errors may be rectified.

I have the honor to enclose a Draft which I trust Your Excellency will deem more explicit and intelligible. But in the event of Your Excellency deeming any of its provisions at variance with the original Draft or your Excellency's Wishes, I shall attend to your commands and explain

To His Excellency
Governor Rennie

Yc. Yc. Yc.

rather, as may, upon reflection, be deem-
ed expedient.

I have the honor, To be,
Sir

Your Most Obedt

Humble Servt.

Amos

Public Notice.

Notice is hereby given, that if any person, after the date hereof shall dig Holes, or erect Posts, in any Thoro-fare in the Town of Stanley, or shall lay on any such Thoro-fare any Coals, Stones, Timber, Boats, Merchandise or other Materials, or shall in any manner obstruct such Thoro-fare longer than may be necessary, (whether such Thoro-fare shall be open to the Public, or under repairs or construction by the Government) or shall enter or pass over, or drag any Material across, or commit any Trespass upon any portion of any such Thoro-fare or other public place in the Town of Stanley, during the progress of any work by Government, contrary to the direction of the Person in charge of such work, Or if any person shall, in any Public place

in town

in the Town of Stanley, other than
 a place situated ~~by the side of the street~~ ⁺ in a line with and near
 a throw or lay or cause to be thrown or laid ⁺ span marked off by
 any dirt, ashes, litter, Carrion, fish, birds,
 offal rubbish, broken glass, delf or bottles &c.
 every such person will be prosecuted according
 to Law.

By order of the Town of Stanley

God house 8th November
 Stanley 1857

a line with and near to the West end of John St. and within
is marked off by four posts erected there.

over

JR

Audit Office, Somerset House,

25th July 1851

Sir,

I am directed by the Commissioners for Auditing
the Public Accounts, to transmit to you the enclosed Query
that has arisen on your Account, as Governor of
the Falkland Islands, from the
1st July to 31st December 1848

and to call your early attention thereto.

I am

Sir,

Your most obedient humble Servant

W. M. M.

Secret

George Reville Esq

Audit Office, Somerset House,
17th April 1857.

Sir,

16. I am directed by the Commissioners for Auditing
the Public Accounts, to transmit to you the enclosed Queries
that have arisen on your Account, as Governor of the
Falkland Islands from 1st January to 31st
December 1849.

and to call your early attention thereto.

I am

Sir,

Your most obedient humble Servant

Secretary

Rennie Esq
Governor of the
Falkland Islands

Stanley
18th November 1851. -

Sir,

With reference to my Letter
addressed to your Excellency dated
the 3^d Instant, I have from the
Honor to report, that the Agent of
Mr Lafone having sent in the
Cows therein alluded to, some
thereof, in conformity to your
request, yesterday delivered to
the Pensioners who applied to
have them, — & whose names are
stated in said I have the honor to be
Letter. -

Sir

Your Obedient Servant

J. Reid
Capt. & Staff of
Company Pension

His Excellency
Governor Rennie
do do
Stanley. -

Post of Stanley 19th Nov 1851

139

Stroms Damin
Nedra 14 Nov. 1851

Sir. I have the honor to inform you that I reciev'd of Messrs Inverness Messrs the lightest Coats for Prisoners. Some of them have things to them and have been well handled - the skins without things not quite so much handled at home - I have preferred sending them with out Coats thinking it better for them to Color at Stanley as I have been them to be with Coats - trusting that they may be approved of by your Excellency and useful to the Prisoners

I remain

Sir
Your Obedt Servant

J. P. Williams

His Excellency
Gov. Service
Stanley -

Your Excellency

Stanley and
Room & Co.
else where,
Excellency to
the Governm

W. L. Murray
W. L. Murray
Stanley

To His Excellency
the Governour
the Falkland

Port of Stanley 19th Nov^r 1851

Your Excellency

being now in the Port of Stanley and in immediate want of a Jib Boom & not being able to obtain one else where, I most respectfully solicit your Excellency to supply me with one from the Government dock yard,

I am your Excellency's
Most Obed^t Serv^t

John Winchester
present Master
of Barque "Lusitania"
of Liverpool

To His Excellency
the Governor of
the Falkland Isles

*of the Falkland
Isles*



£1586.2.2

To George

17

Audit Office, Somerset House.
31st March 1851.

Sir,

I am directed by the Commissioners for Auditing the Public Accounts, to inform you that your Account, as Governor of the Falkland Islands from 1st July 1848 to 31st December 1848.

has been audited and stated to

the Lords Commissioners of Her Majesty's Treasury, with a Balance due to the Public thereon of One thousand, five hundred and eighty six pounds, two shillings and two pence, the particulars of which are herewith transmitted

£1586. 2. 2

I am,

Sir,

Your most obedient humble Servant,

Wm. Murray

Secretary.

To George Rennie Esq.
Governor of the
Falkland Islands.

Statement of the Balance due on the
Account of George Rennie Esquire as Governor
of the Falkland Islands from 1 July to
31 December 1848.

	£. s. d.
Auditor's Balance Indebted	1,586. 2. 2
Accountants Balance Indebted	1,568. 17. 4
Difference	£ 17. 4. 3

Subject
of Entry

arises as follows:-

Disallowances in the present Account:-		
	Repayment to the Colonial Chaplain, of the	
3.	Schoolmaster's Salary from 1 October 1847 to 30 th	£. s. d.
	June 1848, for want of the receipt of the Schoolmaster	15. " "
4.	Pay of J. Lee for 52 days in June 1848, the	
	receipt for which is signed by J. Sculley without	
	authority	" 16. 6
5.	For work done by C. Hill, the receipt being	
	given by Barry without authority	" 6
6.	Difference between £13. 17. 6 for 55 days	
	employment of a foreman at 5% per diem and	
	£13. 15. -- the correct amount	" 2 6
10.	Pay of William Jacobs, the receipt for	
	which is given by Johnson, without authority	" 18 "
12.	Balance of Pay of Ribens receipted by the	
	Magistrates Clerk without authority	. 3. 9
11.	Pay of W. Bedford receipted by Barry	
	without authority	" 3 "

Audit Office, Somerset House.

17th April 1851.

Sir,

I am directed by the Commissioners for
Auditing the Public Accounts, to inform you that your
Account, as Governor of the Falkland Islands,
from 1st January 1849. to 31 December 1849.

has been audited and stated to

the Lords Commissioners of Her Majesty's Treasury, with
a Balance due to the Public thereon of one
thousand two hundred and sixty seven pounds
fifteen shillings and nine pence halfpenny
the particulars of which are herewith transmitted

267. 15. 9½

I am,

Sir,

Your most obedient humble Servant,

John Munro

Secretary.

George Rennie Esq
Governor of the
Falkland Islands

Statement of the Balance of the Account
of George Rennie Esq Governor of the
Falkland Islands from 1st January to 31
December 1849.

	£.	s.	d.
Auditors Balance Indebted	1,267.	15.	9½
Accountants Balance Indebted	1,246.	4.	6½
Difference —	£	21.	11. 3

arises as follows:—

Disallowed on previous account as detailed in a former Statement.	£	s.	d.
Disallowed on the present account:—	17.	4.	3
Subject of Query 15:— Extra pay to the Sailor and Night Constable at the respective rates of 1 ^s and of 6 ^d per diem, — Vouchers 180, (October) and 212 (November) for want of authority	4.	7.	-
	£	s.	d.
	21.	11.	3

Audit Office - 17th April 1851.

Charles Mackay, pro-Superintendent.

Staley Nov 21. 1851.

Sir I regret to be obliged to call your attention to the place selected by Government as the deposit for Ashes coming out of the furnace. perhaps your Excellency is not aware that the place alluded to in your proclamation of the 6th of November 1851 is within a few yards of the building containing the room in which Divine Service is performed

2. My reason for not calling your attention to this subject earlier was that I trusted the Colonel would have removed this nuisance without any notice from me and I was unwilling to believe that your Excellency in the hurry of the moment remembered that you were situated a nuisance within a few yards directly to windward of the room
 Set apart

set apart for the worship of
Almighty God -

I now beg respectfully to call
your Excellency's early attention to
this subject - as I have received
notice that certain viz. by your
the Governor from which I suppose
some settlers deemed unfit for
human food. has been thrown
within the four posts alluded
to in your proclamation of the
1st Inst.

I beg respectfully to remind
your Excellency that in Common
Law the highest authority in
the realm has not the power of
granting permission to establish
a nuisance and therefore a private
person holding delegated authority
has that power for "Nemo potest
in alium Transfere plus juris
quam ipse habet and that
it will

it will be no answer in Law to any
 action which they conceive it their duty
 to bring against any party, though common
 just as they or other felt that they
 were acting under your Excellency's
 proclamation and that the Executive
 and Common Law courts will be
 brought into collision a point
 much to be deplored by every
 thinking man

Yours truly
 L^d
 G. O. S. P. P. P.
 General Wood
 Colonel Chapin

A. J.
 The Governor

Secret

Secret

Police Office - Stanley

12th Nov^r 1851

Sir,

I have the honor to acknowledge the receipt of your Excellency's Letter of the 1st Instant requesting my Opinion, First, —
 " Whether on Land within the Town of Stanley, as shown by a Map which has been approved of by the Secretary of State for the Colonial Department to be intended to be made over, which may already, according to be considered as acquired by the but on which Land or Streets,

His Excellency

Gouverneur Renouil

Ye. Ye.

which your Excellency may deem es-
 sential for the good of the public to
 construct, have not yet been commenced
 completed. Whether your Excel-
 lency has or has not officially, the ne-
 cessary power as possessed by the Conserv-
 tors and Trustees of the public and
 their Rights in England to exclude
 the public, during the construction or
 opening of roads, bridges, drains,
 or other Works for the conveni-
 ence of the public, from passing over pla-
 ces where Operations are being carried on, or
 being use of roads, bridges, pumps,
 constructions, until the same shall
 be completed and reopened for public
 traffic. And Secondly, —
 In the event of my being of Opinion
 that your

2

That your Excellency cannot avail
yourself of a power so essentially ne-
cessary for the efficient construction of
works of public utility, as to be able
to maintain a temporary exclusion.

Therefore, you request my opinion
to whether such power can be attained
by a Local Ordinance, and to reply thereto.

2 — The first case stated by your
Excellency involves three principal
questions. First,

— Whether the Crown is in legal
possession of the Streets in the Town
of Stanley? Secondly,

— Assuming the Crown to be in
possession, and that such Streets
are public, Whether your Excellency
can

...omic possession, for the purpose of ma-
king or repairing them? And Thirdly,
Whether the public Land in the Town
Manley, is in the possession of the Crown?

These questions, your Excellency re-
quires me to answer, in reference to the
following facts.. First, —

That the Streets have been approved
by the Secretary of State, by which I
understand, your Excellency has some
dispatch, signifying Her Majesty's
Pleasure to give such Streets to
the public. Secondly, —

Your Excellency refers to Usage, as
the Streets in the public. Thirdly,
Your Excellency refers to a power, you

states

3

state is possessed by Conservators and Trustees of the public and Crown Rights in England, by analogy to which, you consider, I can draw an inference, for or against the Right assumed by your Excellency.

3 In reply to the first and second question, I beg to report my opinion, as follows:—

These questions must be decided by the Common Law, for Local Acts of Parliament are not applicable to this Colony. I am not aware of any Officer in England, such as your Excellency refers to, viz, Conservators and Trustees of public and Crown Rights, by analogy to whose power I can

my inference for or against the power
 assumed. Your Excellency in refer-
 ence to this Subject, did me the hon-
 our verbally to insist and urge, that
 the Policeman who stopped a Captain in
 "reverset" at the Great Exhibition, that
 Policeman in any Town in England,
 keeps open a Thoro'fare, or the Lord
 Mayor of London, who shuts up a Street
 for the purpose of repairing it, the Com-
 missioners of Paving, or of Roads, and
 the Wardens of Sewers, and such Func-
 tionaries have the same power in this
 as a Governor in a Colony. The
 power exercised by each of these Officers,
 is a special power vested in him, either
 by a La-

by a Local Act of Parliament or Council of Corporation. The Common Law does not invest any of them with the power to which you are pleased to refer. A Local Act of Parliament not Common Law, justified the Pleban in interfering, and the Magistrate in punishing Captain So-and-so. These cases have nothing to do with the subject. Usage against the Crown, is only a weak link in a chain of evidence in any Colony it amounts to nothing in itself. In a young Colony, the question at issue depends on other circumstances of fact. It is a principle of Law, that the Law generally, cannot be dispossessed of.

Land

Land, otherwise, than by Grant, Deed,
 Record. The instant the Crown takes
 possession of a Colony, the Crown, in Law,
 is in possession of all the Land in that
 Colony, except that granted to the Sub-
 ject, or dedicated to the public, or neces-
 sary in the public of necessity, as inci-
 dent to their Grants of Land, or the oc-
 cupation of the Territory. The Crown
 at Common Law, limit or define
 the Coast, but when
 defined, the Land below high water
 in such public Harbour, is a
 open Shore to the Subject.
 The Crown grants Land to the
 Subject, as in the Grants in this
 There is no express right to
 roads

roads granted, the Common Law, on
 the principle of necessity, incident to a
 right to the full enjoyment of the Land
 gives a right of road as incidental to
 the Grant. The Subject has thus, a
 right to land from a public Harbour
 and crossover Crown Land to his Al-
 lotment, and has a right of way
 himself, his cattle and his Chattle
 and from his Allotment. For if the
 subject is not to have this Liberty
 passing and repassing without inter-
 ruption on the part of the Govern-
 ment he cannot enjoy the Allotment
 by the Crown, and would be deprived
 of a Liberty of person, which is the

right of every British Subject. The
 intention of the Crown, when these Al-
 lotments were sold, most probably was,
 dedicate, that is to give at once, abso-
 lutely these Streets to the public. The
 Allotments are sold, upon the faith of
 being joined to such and such
 lots, and their value depends mainly
 upon the part of the Street they abutt. A
 person purchasing such an Allotment,
 ought to refer to the history and usage
 of the same, and other Colonies, in which the
 Streets were originally laid out (before the In-
 crease of the Streets, increase of constructs and re-
 pairs of the roads. It seems to me, that
 at the

at the time of the Sale by the Crown,
 it was contemplated by the Crown, and
 that the purchaser must be taken to
 have agreed, to the Crown, when abso-
 lutely necessary for the purpose of con-
 -struction or repair, entering his inter-
 -ests upon the possession of the Land,
 Road, and including the subject a
 -reasonable time pending the progress of
 works: Provided always, that the
 subject has left a convenient and re-
 -asonable access to his Allotment,
 under no circumstance whatever, shall
 he be deprived of altogether. If a
 -his way is stopped up, so that
 the Common Law in this respect
 the Subject may take his right

through any Land adjoining, even Land
 under Cultivation. Whether the Sub-
 ject can prove this gift, I do not know,
 because I am not informed, how Her
 Majesty's Gracious Intention has been
 signified to the public, whether by a
 Proclamation or Government Notice,
 or the publishing of the Despatch or
 otherwise, nor can I understand that
 of your Excellency's Letter, when
 you state that "The Land shown by
 the map, approved by the Secretary of
 State, intended to be made over." Whe-
 ther Her Majesty has given the Sheet
 to the public, or the user only, with
 the intention

intention to give at some future period
 is a question of Fact, to be proved by
 the Map, the Despatches, the Procla-
 -mations, the Notices, the Sale, what
 the Government has done, Usage, the
 the Allotments, which have been
 in the Town are abutting the roads,
 that all the Land in the Colony, except
 the Allotments, is in the possession of
 the Crown &c. &c. . .

4 I have no books, nor are there
 any in the Colony to which I can
 refer upon such a Subject, but from my
 general recollection I have of the
 I am of opinion, that the Subject,

against the Crown, has a right of
 way for Himself, his Cattle and his
 Chariots over these Streets to and from
 the Settlement and Harbour to his
 Mill-plot. I also am of opinion, that
 the Crown may take possession, for the
 purpose of constructing or repairing any
 Street, and exclude the Subject, if ne-
 cessary, pending the progress of the Works:—
 provided that by so doing, reasonable
 care be used to finish the work,
 the Crown leaves to the Subject such
 equitable common-Law-right of way
 as may be desired.

Knowing that your Excellency—
 Letter originated out of the follow-

ing

-ing circumstance, it becomes my duty
 to take care, you are not misled by
 any inference you may draw from the
 opinion. A few days ago, the Crown
 prosecuted Mr. Williams for obstruct-
 -ing a Thro' fare, that prosecution
 was on a Colonial Ordinance, not
 enacts "That if any person shall be
 any material upon a Public Thro',
 except building materials &c. (it is
 copy from the English Town's Police
 he may be fined. On this prosecu-
 the Crown alledged in the Infir-
 -tion, that the Street was a Thro' fare
 the Defendant did not deny
 his Boat was laying half on the

no fare, and half below high-water
 mark, he was fined Thirty Shillings
 for a Breach of the Ordinance. The
 decision had nothing to do with the
 general question. The Boat was lay-
 ing part on the Thro' fare, part below
 high-watermark, Mr. Williams wish-
 ed to remove the Boat on to Captain
 Ke's Allotment (some twenty yards on
 the side of the road,) Your Excel-
 lency wished to compel Mr. Williams
 to launch his Vessel (a Skiff of 5 Tons
 weight) with one side of her bottom
 on the Thro' fare. Had Mr. Williams the right to
 launch his Boat across the residue of
 the Thro' fare? Upon this question it is
 my duty respectfully to report my opinion,
 that Mr.

that Mr. Williams had a right by
 Law, to take his boat so situated, or
 to Captain Packer's Allotment, and
 that neither the Crown, nor any pe-
 -son, could legally obstruct him in
 the exercise of this right. I shall
 not go into the argument, upon which
 this opinion is formed, further than
 to say; Mr. Williams having this
 -tel upon the public Road, which
 had been laying for four or five
 had, when he received from the Crown
 a Notice to remove, by an Informant
 and Summons, a duty cast upon
 instantly to remove. He had a
 to take it, a reasonable and con-

way to his Allotment. Further, upon
 this day, there were no Works in pro-
 gress, or men at work between the Boat
 and the Allotment, or within some hun-
 dred yards of either, he did no damage
 in taking it across, he obstructed nothing,
 removed it in about ten minutes,
 the road was not injured across which
 he took it; I am sure a Jury anywhere,
 would at once determine this Act to be
 reasonable and legal. On the other
 side, where was Mr. Williams to take
 the Boat to? To Crown Land elsewhere?
 A fine of five or six Pounds, as was
 given upon the Trial; and that
 he should be obliged to repair a Boat worth
 about

about Seven or Eight Primals: - Send
 Such an Issue to a Jury, and I entertain
 no doubt, but that their decision
 would be against the Crown. I go further
 than, even if the Crown had a legal
 right to compel Mr. Williams to leave
 his boat and take it elsewhere, I don't
 think a Jury in any Colony, would
 side in favour of the Crown upon
 an Issue. Undoubtedly I deeply regret
 that the public have seen your Ex-
 cellency's Order set at defiance, and that
 upon a deliberate consideration, I can
 report my opinion, that your Ex-
 cellency has acted legally. Your Ex-
 cellency however, is well aware, that
 Act of a Governor of a Colony or
 Officer of the Crown, can only be

... created by the Law, when such act
... legal; and that throughout the
... British Empire, the Law, by the deci-
... sion of a Jury, equally secures and lim-
... its the liberty and rights of the Subject
... as well as the Prerogatives of the Crown.

I am of opinion, that the public — C
... in Stanley, other than the Streets,
... the possession of the Crown, and con-
... sistent, that the Crown can exclude
... individual from entering, during
... repairs or completion of any work
... I am not aware of any such
... which either by usage, or any
... be considered as acquired by
... public. As to the pumps, drains
... and sewers

7

8

and Tenures, on such Land, they of course belong to the Crown.

7 ——— My opinion being in the affirmative upon the material questions submitted by your Excellency in the first case, it becomes unnecessary to reply to the question involved in the second case stated by your Excellency.

8 ——— Throughout this Letter it is assumed, that your Excellency or your Commission, has power to derogate a Dedication of a right of way by Her Majesty. The legitimate and possession of the Land is in Her Majesty, and that legal

estate is not vested in your Excellency,
 though, you have a special power by
 our Commission to sign Her Majesty's
 Grants of Land for and in behalf of
 Her Majesty, and to affix the Great
 Seal to such Grant, a power analogous
 to the power vested in the Lord Chan-
 cellor, who affixes the Great Seal in
 England, by virtue of a Writ of Privy
 Signifying Her Majesty has ab-
 solutely dedicated or given the Lands to
 the public, your Excellency has not
 power, under your Commission,
 to revoke Her Majesty's liberal
 gracious Intention. Indeed, such
 Grant or Dedication once made,

could not

could not be limited, altered or abro-
-gated, except by Legislative Enact-
-ment.

I have the honor, To be,

Sir,

Your Most Ob^d.

humble Serv^t.

Amos Tappan

Stanley Falkland Islands
Nov. 22nd 1851

Sir I have the honor to acknowledge
the receipt of your Excellency's letter
of yesterday's date inquiring whether
in my opinion any nuisance is
likely to arise from the deposit of
rubbish in the hollow ground
situated off at the end of John Street
2. In reply I beg to state that
during my residence of eight years
here I have never known a single
case of fever or dysentery produced
by the decomposition of animal or
vegetable matter, even when the
cattle were slaughtered in the
of the town, and the offal lay

His Excellency

The Governor

which was the case for two or
three years.

3 I do not therefore apprehend
that any inconvenience will arise
either to persons attending the
Chapel, School, or to the Patients
in the temporary Hospital, nor
to families residing in the im-
mediate neighbourhood.

4. Should however any Carters or
offensive matters become there
become a nuisance I will immediately
communicate with your Excellency
and as my Dispensary is the nearest

concerning to the spot I cannot
fail to be made fully aware of
it.

I have the honor to be
Sir your Excellency's
most obedient

humble servant

A. J. Marshall
Colonial Surgeon

Police Office - Stanley

25th Nov. 1851

Sir,

In reply to your Excellency's Letter of the 20th Instant.

By 11th & 12th Vic. Cap. 43

Sec. 11, the time limited for commencing proceedings by Information, is "Six Months from the time when the matter of such Information arose". The 12th Vic.

His Excellency
Governor General

No. 7

Ye. Va. &c.

N^o 7, was by Ordinance N^o 3-
 1831, repealed from and after the 1st of
 February 1831, except as to Offences com-
 mitted before that Date. Nine Months
 having passed therefore, that Ordi-
 nance is altogether gone.

If Mr. Williams has import-
 ed or introduced any Aliens within
 six Months, he is liable to be pros-
 ecut- ed under Ordinance N^o 3- 1831,

If you will be pleased to look at
 the 4th Section of that Ordinance,
 you will see the Course to be pursued

by you

by your Excellency, when you re-
-quire any person importing or en-
-troducing an Alien, to give Se-
-curity.

I have the honor,

To be, Sir,

Your Most Obedt.

humble Servt.

Montague.

Police Office. Stanley

28th November 1851

Sir,

In reply to your Excellency's Letter of yesterday, I have the honor to report to you, that "Richard Thomas Stevens," being charged with "Larceny" by Mr Dean, states, "he will show a stable a Box upon the Sea-coast."

His Excellency

out of which

Gouverneur Pennic

out of which he took the Articles.

Having no Constable under my
immediate Commands, I told Parry
to report the above to your Ex.
cellency, with the request that
you would permit him to go with
Stevens.

I have the honor
To be, Sir,

Your Most Ob^d.

Humble Serv^t.

Amurtago

Stanley Falkland Islands Dec 1st 1851

Sir

I have the honor to request that you
will be good enough to cause to
be surveyed and put up to
Auction a lot of Rural Land
on the West Point of the Entrance
to the Carenage at Port Louis
I have the honor to be

Sir

Yr obedient Serv^t

R. P. Roche

His Excellency

The Governor

Falkland Islands.

Stanley 5th Nov^r 1851

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Sir, It is with the deepest regret that I consider myself in duty bound to call your Excellency's attention to what took place last Wednesday the 29th ult^o on the Ross Road near the Town Jetty, when you publicly called me a breaking contemptible scoundrel or words to that effect, as also your Excellency having given orders to Constable Purry to shoot at the lawfully occupied in the execution of my duty. —

It is not my intention to enter into long details on so disagreeable a matter as I consider that your treatment to me on the occasion will speak for itself; but I cannot refrain from informing your Excellency that it appears to me, judging and putting together your conduct at many times towards me, from the time of your first arrival on these Islands up to the present moment that it was a determined disposition on your part to raise difficulties in the way of my progress by all the means in your Power. —

I further beg leave to inform you that Mr. Saffron as advised me of

intention to embark and enlarge
considerably his undertakings in re-
-lation with these Islands generally
as a proof of which we have at present
two vessels in harbour viz the *Larnell*
L. & Shja which vessels have brought
Goods to the amount of upwards of
£3,000 *Stg* and that under the circum-
-stances mentioned in the first part
of this letter I consider myself called
upon to entail those transactions
to as low a figure as circumstances
will allow until such time that Mr.
Safone can obtain from Her Majesty's
Government an assurance that
myself as his agent may not be
subject to any ^{injury} *injury* in the execu-
-tion of my duty by you & others
as I feel convinced that without
the good will and co-operation of the
local Government Mr. Safone can-
not carry out his plans to the satis-
-faction of all parties and welfare of
the Colony. I also beg to inform you
that I shall advise Mr. Safone of this
our earliest convenience.

Having seriously & fully con-
sidered the importance of the subject
and the course I feel it my duty to
pursue and further ^{in order} to protect the rights
and interests of Mr. Safone. I conse-
-quently do hereby give you & others
that I protest through this instrument

166
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occur
Right H
for the
of Mr.

to Safford
Governor

and shall write to His Majesty to Pro-
 -test in all due and legal form a-
 -gainst any and every act which
 may here or shall prejudice me
 and put constraint upon me in the
 use of my right, this Protest Comprehend-
 -ing also the damages losses & rela-
 -tions are all other steps which
 I may find it necessary to take
 in order to obtain satisfaction there in
 -cluding my rights under the protection
 of the Law by which I desire to main-
 -tain them -

I have to request that you
 will forward the inclosed letter with
 documents annexed thereto - to the
 Right Honourable ^{the} Secretary of State
 for the Colonies, for the information
 of His Majesty's Government -

I have the honor to be
 Your Obedient
 most dutiful & humble servant

[Signature]

Wm. S. Halleney
 Governor Remire
 p 70 90

Stanley 5th Dec: 18

Sir I have the honor to receive
 a letter written by me and addressed
 to your Excellency bearing date 5th
 ultimo; I beg to apologize for not
 having forwarded this letter earlier
 as I did not think at the time
 my absence would have been so
 long and I wished to give the mat-
 -ter my due consideration.

Having thus ^{fully} reconsidered
 the matter treated of therein could
 -not; I beg to confirm what I then
 stated; and furthermore as with
 as transpired since the 29th Oct
 last that might lead me to
 -pret any abatement of your
 painful treatment towards
 me at that time; I beg to place
 on record my determination
 in consequence thereof that under
 the circumstances thus set forth
 and other motives which I con-
 -sider would be highly indecorous
 if not impracticable for me to
 -discees with so high an autho-
 -rity as that of the high Stan-
 -dard of your Excellency. I feel
 that under such interference
 the part of your Excellency who

I am led to suppose you are deter-
 mined to exercise to the injury of
 Mr. Lafone, which you may consider
 you have a right to do owing to the
 position in which Mr. Lafone stands
 from the peculiar circumstances
 of his Contract with His Majesty's Govt.
 and which I feel I cannot submit
 to, unless at the risk of his Mr. Lafone's
 failure in his undertaking, as well
 as in a pecuniar point of view;
 I regret to have to inform you
 that I feel myself obliged, not only
 to curtail Mr. Lafone's proceedings
 but also entirely stop them; any
 further than altered to the protection
 of his property as far as I can; as
 also, the supply of Cattle for Beef for
 the consumption of the settlement, and
 any other immediate wants, which
 Government or the settlement may
 call upon me to perform; as also
 to throw out of work, the men
 at present in our employ until
 such time I am further advised
 by Mr. Lafone.

I am aware that this
 resolution which I feel myself
 obliged to pursue, will cause a
 delay to Mr. Lafone's operations
 on these Islands, of at least one
 or two seasons, but which owing
 to the nature of the case, for my
 so doing, I trust and rely on the

good
 Govt
 Mr. L
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to His Excellency
 Governor

good judgement of Her Majesty's
Government as to whether I am
Mr. Lafone's agent, could under
the circumstances act differ-
-ly in order to guard the interest
I represent. —

It only now remains
for me to signify to you here-
-by that I maintain the Protest
contained in my letter of 5th Nov^r
in all its force and points used
to embrace as if executed under
this date; and that you Excellency
will forward copy of this Com-
-munication jointly with that of 5th
Nov. ulto. to the Right Honourable
the Secretary of State for the Colonies
-lonies pe pe pe

I have the honor to

Sir
Your Excellency

Most Obedt. humble Servant

J. Bellin

To His Excellency
Governor Rivine
pe pe pe
Stanley

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