

1838.
 "3,400 prisoners, 2,600 killed, the whole park of artillery, the commissariat, with more than 20,000 dols, the equipages, horses, &c of the Protector's army, the fruits of this victory General Moran and Urutinea were killed, the first in the battle of 6th; Generals Herera, Quiros, Bermudes, Otero, and Acmaza are prisoners, the last mortally wounded. Santa Cruz escaped with twenty men in the direction of Junin. It is believed that his intention was to make for Ica, and embark at Pisco, but a company of Chilian carabineer horsemen who had been kept in the reserve, followed rapidly to overtake him. The pretended Protector abandoned the field an hour before the close of the battle.
 General Garmarra would march on the 28th for Jaui and the South of Peru, with a division of the restoring army."

MAXIMS AND REFLECTION.—A desire to say things which no one ever said, makes some people say things which no one ought to say.—It is a beautiful saying that misery is sacred: Rest est sacra miser. Men speak more virtuously than they think or act.—It may be said as truly of a knave as of an honest man, that his word is as good as his bond.—Great abilities and a fawning temper seldom meet together; and they who deserve favours are not made to beg favours.

Colonial Legislature.

The following documents were sent down to the House on Thursday the 20th ult.

COPY

Of certain Resolutions of the Board of Education at Trinity, with the opinion of the Attorney-General thereon, and a Letter from the Colonial Secretary.

TRINITY PARSONAGE, JUNE 12, 1839.

SIR,

I beg to acquaint you, for the information of His Excellency the Governor, that in pursuance of a public notice, a Special Meeting of the Board of Education took place this day to consider your letter of the 13th ultimo, when the following Resolutions were adopted unanimously.

First—That the Commissioners have referred to the 3rd Section of the amended Act of Education and are of opinion that their 6th rule is not at variance therewith.

Second—That the authorized version of the Sacred Scriptures, without note or comment, being recognized by Law as the rule of faith established in Her Majesty's Dominions, the Commissioners do not conceive that it can be classed with Books of a Sectarian character.

Third—That the Commissioners are willing to adopt the elementary Books specified in the Act, but cannot conscientiously become accessory to keeping back the unmutated Word of God from Protestant Children in the Schools under their superintendance.

I have, &c.

(Signed)

WILLIAM BULLOCK,
Chairman.

The Honourable Mr. Secretary Crowdy.

(Copy.)

OPINION OF THE ATTORNEY-GENERAL.

I have great doubts of the Bible falling within the proviso of the 3d Section of the Act of 2d Viet. Cap. 5, so as to be deemed a Book of a character or having a tendency to teach or inculcate the Doctrines or peculiar Tenets of any particular or exclusive Church or Religious Society.

My opinion rather leans to the opposite inference, and if that be the proper interpretation of the clause in reference to the Bible, then the Boards of Education are authorised under the previous provision of the same section, to choose and select such Books as may be used in the Schools.

(Signed)

JAMES SIMMS.

Attorney-General's Office,
 17th June, 1839.

(Copy.)

Attorney-General's Office,
 3rd June, 1839.

SIR,

I have the honor in reply to your letter of the 27th ulto. to acquaint you, for the information of His Excellency the Governor, that on reference to the provisions of the Acts of 6, Wm. 4, and 2d. Victoria, I can find nothing directory on the point submitted by the Rev. Mr. Bullock in his Letter of 20th May, nor can it, I think, be reasonably inferred that the building of the school rooms shall be necessarily suspended, until the Rules in question are settled. But I am of opinion that in the present instance it would be desirable that the Board of Education should proceed without delay

to complete the Rules, or they may lay themselves open to the censure of "neglecting or omitting to attend to the duties of their office," and under the provisions of the 1st Sect. of 2. Vic. 65, be considered to have vacated their office.

I have, &c.
 (Signed)

JAMES SIMMS.

The Honourable Mr. Secretary Crowdy,
 (Copy)

Secretary's Office, St. John's,
 19th June, 1839.

SIR,

I have received and laid before the Governor your letter of the 12th inst., and in reply, I am directed to say, that, divided as this community is into two equal parts as respects religious profession, his Excellency is of opinion that no book should be introduced into the Schools established and supported by the public under Colonial Enactments which, though approved by one sect, is objected to by the other.

The authorized version of the Scriptures is not accepted by the Catholics, the Douay version is rejected by the Protestants, consequently the introduction of either, may be the means of driving from the said schools children of the one or the other persuasion.—Such, his Excellency imagines, was the impression of the Legislature in passing the amended Education Act, but in consequence of the accompanying opinion of the attorney General, he withdraws his objection stated in my letter of the 13th ulto, and as far as his sanction is required, gives it to the rules and regulations adopted by the Board of which you are Chairman.

I have, &c.

(Signed)

JAMES CROWDY.

Pedestrianism.—On Friday & Saturday last, two of the most extraordinary feats ever, perhaps, witnessed in this town, were performed by Ensign Smith and Lt. Stephens, of the 61st depot stationed here. The ground chosen was the infantry barrack square. Mr. Smith undertook to walk 30 miles in 6 hours, on Friday, and accomplished it in 15 minutes less than the time. From the time he commenced until he had finished, his pace never slackened, and on the last round he appeared quite fresh, exhibiting no symptom of exhaustion. On Saturday, Mr. Stephens undertook the herculean labour of walking 50 miles in 13 hours in the full dress of a private soldier in heavy marching order, with knapsack, watchcoat, canteen, frellock, and bayonet, and the usual appointments, weighing in all 46 & 1-2 lbs. The day was very unfavourable for the undertaking—it being very cold, the wind blowing sharply, accompanied at intervals with heavy showers of sleet. He commenced his task at 20 min. to 6 in the morning, and walked in gallant style during the entire day, preserving all through the same pace with which he set out. He stopped half an hour to breakfast and changed three times when drenched with rain; and in despite of the numerous disadvantages with which he had to contend, he performed his task in splendid style, having 54 minutes to spare. On coming up on the last round, he asked one of the umpires if he won; being answered in the affirmative, he threw up the musket, with astonishing dexterity and marched off apparently quite fresh to his quarters amid the loud shouts of the spectators. Large sums of money changed hands on the occasion; and the chagrin of the disappointed parties was ludicrously visible on witnessing the successful issue of what at first appeared a physical impossibility.—*Tipperary Constitution.*

Colonel Wyndham has sent out

a commission to Canada to purchase an estate of 10,000 acres, and intends furnishing the same assistance to persons desirous of emigrating from his estates to Australia and Canada, as was given by the late Earl of Egremont.

The Star.

WEDNESDAY, JULY 3, 1839.

"A dog's a dog for a' that."

A brisk war of extermination has been carried on for the last few days, against such of the canine race as have had the audacity to appear in public without their lawfully prescribed badge. It is all very well, and no doubt quite right and proper that the *Magistrates* should carry out the laws firmly and energetically; but we do really think that there is something rather *Draconic* in the code which dooms these poor animals to such unsparing slaughter. At all events we should much rather see the punishment fall on the owners as they "most indubitably" are the sole and "bona fide" transgressors.

(To the Editor of the Star.)

SIR,

On reading down the Road Act the other day, I observed that the sum of £500 has been placed at the disposal of the *Harbor Grace Board of Commissioners*, and I began to censure them in my mind for allowing it to have lain so long idle; but upon recollection I found that one of the Members is dead, another has been absent six months from the country, another is obliged to attend his legislative duties, and another is doubtful whether he will continue to act or not; under these circumstances what is to be done? Why, supply their places with all possible speed to be sure.

I am, Sir,

Your obedient Servant,
 UP-AND-DOING.

DEPARTURES from Carbonear, in the Curlew for Bristol, Mr. William Henderson of this town, John McCarthy, Esq., M. C. P.; in the Victoria for Liverpool, W. W. Bemister, Esq.

Died.

On Saturday the 29th ulto., after a few days of painful suffering, aged 43 years, Mr. JAMES HATCHER, for many years the trusty and diligent Post-man of this town: his funeral took place on Monday last, and was respectfully attended. The deceased has left a widow and eleven children to lament his loss.

As poor HATCHER, in the way of his profession, has done many a kind and obliging turn, we hope his helpless little offspring will now be remembered "for good."

For Freight or Charter.

(To Europe, or the West Indies.)

The Fine Schooner

NAPOLEON,
 Robert Califf, Master,
 Will carry about 70 Tuns OIL,
 Apply to the Master on board,
 Or, to
 RIDLEY, HARRISON & Co.
 Harbor Grace,
 July 3, 1839.

FOR SALE

BY THE

SUBSCRIBERS,

Ex **NAPOLEON** from **HAMBURG,**

BREAD, FLOUR and
 4000 Bricks

The latter at Cost and Charges, if taken from the Ship's side immediately.

ALSO,

90 Tons

SALT,

And,

20 Tons Best House

Coals,

Ex **APOLLO**, Captain BUTLER from LIVERPOOL.

RIDLEY, HARRISON & Co.

Harbor Grace,
 July 3, 1839.

Fire Company Notice.

Harbor Grace, June 28, 1839.

THE ANNUAL GENERAL MEETING of the Harbor Grace Fire Companies will take place at the COMMERCIAL ROOM,

This Day,

(WEDNESDAY,) At Eleven o'Clock in the Forenoon,

For the Election of OFFICERS for the ensuing Year, and other matters required by an Act of the Legislature.

ANDREW DRYSDALE,
 GEO. P. JILLARD,
 THOMAS GODDEN,
 FRANCIS LYNCH,
 WILLIAM MEAGHER,
 ROBERT LEE WHITING,
 JOSEPH SOPER,

Wardens.

Eligible Premises!!

To be Let

FOR A TERM OF YEARS

Those conveniently situated
STORES, WHARF,
SHOP, &c.,

adjoining Mr. TIMOTHY HOGAN'S PREMISES, at present in the occupation of Mr. LAWRENCE O'BRIEN, and Mr. JOHN O'MARA, but whose Lease expires on 10th OCTOBER next.

For Terms, apply to ROBINSON, BROOKING, GARLAND & Co.

Or, to
 GEORGE BURTON.

St. John's,
 July 3, 1839.

FOR LIVERPOOL.

(To Sail about the 20th Instant.)

The very fine, well-known Brig

Louisa & Frederick,

For FREIGHT or PASSAGE,
 Apply on board to Captain
 Stevenson, or, to

RIDLEY, HARRISON & Co.

Harbor Grace,
 July 3, 1839.

A General Quarter Sessions of the PEACE, for the Northern District of Newfoundland, will be holden at Harbor Grace, in the said District, on

THURSDAY,

The Fourth day of July, now next ensuing, at Eleven o'clock in the forenoon.

(By Order,)

A. MAYNE,
 Clerk of the Peace.

Harbor Grace,
 June 26, 1839.

Plans

THE Inhabitants of respectfully inform

scriber will furnish

Plans, Specific

and inspect Public and

ings. Address—Mr. MICHAEL architect, at Mr. John D. St. John's.

N. B.—An APPRENTICE St. John's, July 2, 1839.

PROCLAMATION

IN obedience to a Warrant of His Majesty's Court, bearing date the 17th directed,

I hereby give notice That a GENERAL COURT OF PEACE, at the Court-House, in

Thurs

The Fourth of JULY, at the hour of Eleven of the same day; and Majesty's Gaol, the H all other Constables of this District, are com be then there to do an which by reason of th to be done.

Given under my Grace, in the of Newfound eth day of J Our Lord 1839.

NO

I WILL NOT be DEBTS contra CATHERINE KEE tice.

Harbor Grace, June 19, 1839.

No

TENDERS will SUBSCRIBE

Wedn

The 3d J

At

For the Building of Middle Bight. For the Building of Brigus. For the Building of Bay Roberts. For the Building of Lower Island. For the Building of Job's Cove.

Plans and Sp Buildings may t scriber's Office.

Applic

MAS

For SCHOOL

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Brigus

Cupids

Norther

Bay Ro

Tantam

Perry's

Persons des themselves for to apply to

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At the Office