

John Deane

Vienna

THE PHOENIX

AND ELGIN COUNTY CONSERVATIVE.

RICHARD ABBOTT, Ed for and Publisher.

"The Protestant Religion, and the Liberties of England."

TERMS, 7s. 6d. Currency, in Advance.

VOL. 1.

VIENNA, (C. W.), SEPT. 22, 1853.

NO. 11

THE PHOENIX,

AND ELGIN COUNTY CONSERVATIVE.

Is published every Thursday Morning, by RICHARD ABBOTT, at his Office, EXCHANGE BUILDINGS, Front St. VIENNA.

TERMS.—7s. 6d. Cy, when paid in advance; 10s. at the end of three months; or 12s. 6d. at the end of the year. No paper discontinued till arrearages are paid up, unless at the option of the proprietor.

Rates of advertising. Six lines and under, 2s. 6d. for the first insertion, and 7d for each subsequent insertion. From six to ten lines, 3s. 9d. for the first insertion, and 10d. for each subsequent one. Above ten lines, 4d per line for the first insertion, and 1d. per line for each subsequent one.

Parties who advertise by the year will be allowed a discount of 25 per cent from the above terms.

Advertisements without written directions, will be inserted until forbidden, and charged accordingly.

All letters to the Editor must be POST PAID in order to receive attention.

JOB PRINTING.

Every description of PLAIN and ORNAMENTAL PRINTING, (in colours and otherwise,) neatly and expeditiously executed, on very low terms. Circulars, Business Cards, Posting Bills, Bill Heads, Catalogues, Way Bills, Auction Bills, Visiting Cards, Funeral Letters, Hand Bills, Ball Tickets, Notices, Blank Deeds, Mortgages.

Memorials, and every variety of Law Blanks, Labels, Motions, &c., &c., printed to order, at short notice, and on reasonable terms.

Mr. ROBERT NICHOL, BARRISTER, Attorney, Conveyancer, Notary Public, &c., Office, on Front Street, VIENNA.

30,000 lbs. of WOOL! wanted, for which the highest price in CASH will be paid, or Cloths and Sateenets exchanged, to suit customers.

Wm. H. & J. BAKINS, 1-4f Vienna, June 16, 1853.

Vienna Exchange.

I. B. MARLATT, RETURNS his thanks to his friends and the public for past favours, and informs them that he is still to be found at his old stand, and will be happy at all times to greet his friends and the public generally. All those who may favor him with a call may be sure of meeting with every attention.

HORSES AND CARRIAGES in readiness at all times. A careful hostler always in attendance. Vienna, June 33, 1853. 1-4f

ISRAEL P. MARR, M. D. OFFICE at the late residence of C. G. Baldwin, Esq., corner of Front and Oak streets, VIENNA.

Messrs. Brown & Ely

of Vienna, Canada West, ARE appointed my Agents for the sale of my "Patent Machine Stretched Banding or Belting," who will be furnished with an assortment of the different sizes, and they will receive orders for all such as may be wanted.

Wm. RUMBELL, Patentee, 33 Ferry street, New York. New York, April 30, 1853. 1-6f

CASH FOR LUMBER.

THE SUBSCRIBER will pay the highest Market Price, in CASH, for any quantity of Good Pine Lumber, delivered at Vienna, or at his Lumber-yard in Buffalo. Apply to I. B. MARLATT, Vienna.

or to WARNER JOHNSON, Buffalo. June 23, 1853.

TO LET.

Either separately, or together, THE well-known STORE AND DWELLING HOUSE on Robinson Street, near the Royal Exchange Hotel, in the flourishing village of Port Burwell, (at present occupied by Mrs. Scott).

Parties wishing an opening for a country business will find this a most desirable locality. Port Burwell being the terminus of the Ingersoll & Port Burwell plank road, and one of the most important shipping places on Lake Erie.

For terms, apply on the premises, or to J. G. MCKINNON, Agent for the proprietor, Vienna, C.W.

Port Burwell, June 23, 1853. 1-4f

PROPOSED BYLAW.

To authorise the issuing of Debentures to raise by way of Loan, the sum of Two Hundred Pounds, Currency.

WHEREAS it is expedient to raise, by way of Loan, the sum of Two Hundred Pounds, Currency, for the purpose of procuring, and defraying the expenses of, a Fire Engine and apparatus for the Village of Vienna, by issuing Debentures for the same, payable in Eight years from the passing hereof, with interest payable yearly—that is to say: on the 11th day of November in each year, commencing with 1854, and ending with the year 1861. And it will require the sum of Two Hundred and Fifty-four Pounds, to be raised as a special rate for the purpose of paying such Loan and Interest;

AND WHEREAS the whole amount of the taxable real and personal property of the Village of Vienna, according to the Assessment Roll for the year 1852, was £37,719 10s. and it will require the several rates in the Pound mentioned in the Schedule appended hereto, and forming part of this By-Law, upon the said rateable property, as a special rate, for the payment of the said Loan and Interest;

BE IT THEREFORE ENACTED, by the Municipal Council of the Village of Vienna, in Council assembled, under, and by virtue of the Upper Canada Municipal Corporations Act of 1849: That it shall be lawful for the Reeve of the Village of Vienna, and he is hereby authorized to raise, by way of Loan, from any person or persons, or body, corporate or politic, who may be willing to advance the same upon the credit of the Debentures hereinafter mentioned, a sum, not exceeding Two Hundred Pounds Cy., and cause the same to be paid into the hands of the Treasurer of the Village of Vienna.

AND BE IT FURTHER ENACTED, That the Reeve of the aforesaid Village is hereby authorized to direct any number of Debentures to be made out not less than £100, and not to exceed in the whole two hundred pounds currency, payable in eight years, with coupons attached thereto for the interest accruing thereon, at the rate of six per cent per annum, the said interest to be paid yearly on the 11th day of November, at the Treasurer's office of the said Village; which Debentures shall be under the Common Seal of the said Village Council and signed by the Reeve and clerk of the same.

And be it further enacted, That the special rates enumerated in the schedule appended to this By-Law, shall be raised, levied and collected, over and above, and in addition to all other rates for the years therein mentioned, upon the rateable property in the said Village of Vienna, for the purpose of paying the Debentures issued under the provisions of this By-Law, with the interest to accrue thereon. And be it further enacted, That the said sum of two hundred pounds, when paid into the Treasurer, shall be appropriated for the purposes mentioned in the preamble of this By-Law, and no other, and that this By-Law shall take effect on the 16th day of November, A. D. 1853.

SCHEDULE OF SPECIAL RATES REFERRED TO IN THIS BY-LAW.

Property Description	Rate
17760-75439 of a penny in the pound of the rateable property of 1852 will provide for 1854	£ 37 0 0
16840-75439 of a penny in the pound of the rateable property of 1852 will provide for 1855	35 10 0
16320-75439 of a penny in the pound of the rateable property of 1852 will provide for 1856	34 0 0
15600-75439 of a penny in the pound of the rateable property of 1852 will provide for 1857	32 10 0
14880-75439 of a penny in the pound of the rateable property of 1852 will provide for 1858	31 0 0
14160-75439 of a penny in the pound of the rateable property of 1852 will provide for 1859	29 10 0
13440-75439 of a penny in the pound of the rateable property of 1852 will provide for 1860	28 0 0
12720-75439 of a penny in the pound of the rateable property of 1852 will provide for 1861	26 10 0
Total	£254 0 0

NOTICE.

THE above is a true copy of a proposed By-Law, to be taken into consideration by the Municipal Council of the Village of Vienna, at the Division Court Room in the said Village, on Thursday, the 11th day of November next, at the hour of 10 o'clock, A. M., at which time and place the members of the said Council are required to attend for the purpose aforesaid.

H. A. GUSTIN, Village clerk. Vienna, August 4, 1853.

"Rainbow Hotel!" PORT ROYAL, BY JAMES COYLE.

HAVING taken the above Hotel, the subscriber begs to assure the public that nothing shall be wanting on his part to render every comfort and accommodation to Travelers.

The House is extensive and well furnished, and the sheds and stables commodious with good attendants.

THE BAR AND TABLE will be found of the best, so as to ensure the comfort of every customer. JAMES COYLE, Port Royal, July, 1853.

R. AISSIER, **The Barber!**

THE SUBSCRIBER takes this opportunity to return his sincere thanks to his patronizing friends in Vienna and Bayham, for their liberality bestowed support, and to assure them that he will at all times be ready to render his continued services in the above line. Call and see him in Collin's row, on Main Street, opposite the Francisco House, where SHAVING, SHAMPOOING, and HAIR-CUTTING shall be executed in such a style as to insure satisfaction.

Vienna, July 13, 1853. 1-4f

DOWN EAST DUEL.

In a small county town in the Eastern portion of the Union, there resided some years since a pair of late but successful fellows, who were the champions of their respective home fashions in any and in every game that could be started from "pitching coppers," up to celebrating the Fourth of July. If there was a game of ball, or a "squirrel hunt," or a "wrestling match," or any other affair where strength, skill, or agility could be brought into requisition, they were sure to have a prominent part in it, and to be pitted against each other generally. Things had passed on this way for many years, and neither was acknowledged to be the "big dog of the town-yard." Innumerable had been the trials of skill between them in almost every imaginable manner—sometimes one was victorious, sometimes the other. However, the honors were just about divided, for it was generally considered a settled point that while SANDY MAT, as he was called, could pitch quoits a little the best, was rather the superior of his antagonist at arm's length wrestling, and could catch more and better trout than any one in the region; JOHN SHORT was unquestionably ahead when it came to ball-playing, gumming, and running a foot-race.

Thus stood matters when one annual "June rainings" day arrived. The spirit of rivalry was running pretty high, and John Short commenced boasting of his success in a shooting excursion the day previous. Sandy Mat was a little nettled by the indiscreet exultation of his rival, and at last exclaimed: "You're 'tarnally jarring about your great shooting, John, but darn my skin if I don't think I could give you a pretty fair show myself."

"No doubt—you'd make a great show," replied John, with a good laugh. "But you might as well get a dog, and hold fast to it, as to brag about your shooting."

"Perhaps I would not—just try it!" "Wal, it's a bet, then?" "Just as you say."

"I should like to put in a condition," said John Short—"that is, that we hunt together, and that we carry each other's game."

"Hah! no objections on air to that," said the other—"put it down in writing, so that there can be no mistake, or chance to back out."

This was all agreed to the requisite writings were made, and due preparations for the next day's work completed. At the first "break of the morn," the two hunters, fully equipped for their labor, made their appearance at the appointed rendezvous, and after taking a social drink together, started off in fine spirits. They had travelled about three miles without firing a shot, and were a considerable distance from any habitation, when they came across a fine calf, some three or four months old. When within half-a-rood of this innocent wanderer, John Short raised his gun to his shoulder, and before his companion could suspect or imagine his intention, discharged its contents into the head of the poor beast, its maternal ancestor probably not being aware that it was out; it gave one bleat tumbled over, kicked away for an instant with its hind legs in a peculiar and extremely significant manner, and meekly gave up the ghost.

"That's a d—d smart trick!" exclaimed Sandy Mat, "what on air did you want to do that for—old Hutchinson will kick up all sorts of a fuss about it—he wouldn't have taken ten dollars cash for that calf!"

"Time enough to settle that when we get home," said John, very quietly loading the barrel which he had discharged. "Bag that game and let's go on."

"Bag what game?" "That calf there." "You don't mean?" "I don't mean anything but the agreement Sandy; just look at the paper; you'll find that you are bound to carry home all I kill!"

"But it ain't fair!" "That's to be agreed on by others—but, according to that paper, if you don't carry home all I kill, you lose the gun, you know."

"Wal, this is a great business—however, you shall never have a chance to say that I give in—so here goes."

So, swinging the carcass across his shoulder poor Sandy again started very demurely upon the excursion. After trudging along for half a mile or so, John took off towards the edge of the woods ostensibly for the purpose of looking for game, but really to take a hearty gulfaw over the predicament of his worthy antagonist. It was scarcely five minutes after he had left his companion, still intending to keep him in sight, when he heard the discharge of barrels in quick succession, and his name called in rather triumphant tones.

"John! Ho John!"

John quickly cleared the bit of knoll between him and Sandy, and found the latter reloading his gun, and surveying, with singular complacency, the body of an old grey horse, just in his last agonies.

"I've put an end to this old fellows existence, John; much, I guess, to his satisfaction—just naturally took him on the wing; he must have been tired of life about a dozen years ago—pretty fair shooting, wasn't it? Wal, he's done kicking," said Sandy, again quietly shouldering the calf; "pick up my game and let's go ahead!"

"You don't imagine that I'm going to undertake to carry that old horse do ye?" "Sartin,—you'll find it all in the paper you've got—you carry my game, I carry yours."

"Yes, but—" "There's no 'but' about this business, John Short; this calf was your game, and I've stuck to my part of the agreement—this horse is my game, and you have got to stick to your part of the agreement."

"But I can't carry him." "But you must," answered Sandy. "Oh look here," said John soothingly—"let's quit and call it even, and say nothing more about it."

"If you don't shoulder that heap of bones in double quick time," said Sandy, "I'll just serve you as I served him—ye think I have to carry this carcass a mile for nothing?" "Oh, if you want to fight, let's have a fair fight, Sandy," said John doggedly.

"Certainly, if you say so, let it be a fair fight. I never wanted any thing else with you—I'll fight a regular out and duel, if you—" "Enough said."

"But there's no witnesses; spose I should happen to kill you, or you me—"

"Better have some witnesses about it."

So the two belligerents, surrounded by their "game," sat down on the grass, and by the aid of a bit of red chalk, they drew up the following articles of regulation:

"This agreement, made this 20th day of June, between me, John Short on the one side, and me, Matthew Wilson, on the other side, is to be witness: That we have agreed to fight a duel with shot guns, at thirty steps apart, to throw copper for the first shot, to fire both barrels close together, and if either one is hurt or killed, the one that is not hurt or killed is to be allowed to go free.

Witness our hands and seals— JOHN SHORT, MATTHEW WILSON.

"Now, throw up the copper, John, the best two in three—throw up high."

"Heads or tails," asked John, casting the copper whirling in the air.

"Heads," exclaimed Sandy, as the coin descended.

"Just look at that—that's tails."

"Wal throw again, John."

"John throw again and won, and they each marched off fifteen paces and took their positions."

"Now, when I say take aim, John, you can raise your gun, and when I say one, two, three, you can just blaze away."

"Oh, hang it, Sandy, let's quit this; I'll pay for the calf and the horse, and give up the bet too."

"No, sir. Don't be a coward; take aim—one, two, three, let'er rip!"

Bringing his gun to his shoulder, Short discharged both barrels with quick aim, but as he brought the bit of his musket to the ground, he was astonished to see that his antagonist, evidently unharmed, was examining his percussion caps.

"It's your turn to give the word now, John," said Sandy; perhaps I can make better shooting than yours."

"Perhaps you can; but I am d—d if I stay to see it."

Suiling the action to the word, he dropped his gun and took to his heels.

MARRIED AGAINST HIS WILL. Sir Walter Scott used to relate the following curious anecdote;

My cousin Watty was a midshipman, some forty years ago, in a ship at Portsmouth. He and two other companions had gone on shore, and had overstayed their leave, spent all their money, and run up an immense bill at a tavern on the Point. The ship made the signal for sailing; but their landlady answered:

"No, gentlemen, you shall not escape until you pay your reckoning," and she accompanied her words by appropriate actions, and placed them under the tender mercies of a sufficient number of bailiffs. They felt that they were in a scrape, and petitioned very hard to be released.

The sailors made long faces, and confessed that it was true.

"Well," said she, "I'll give you one chance. I am so circumstanced here that I cannot carry on business as a single woman, and I must contrive somehow to have a husband—or at all events I must be able to produce a marriage certificate; and, therefore, the only terms on which you shall all three have leave to go on board to-morrow, is that one of you consent to marry me. I don't care a snap which it is, but one of you'll have, or else you'll all three go to jail, and your ship sails without you!"

The virago was not to be pacified, and the poor youths, left to themselves, agreed after a time to draw lots, and it happened to fall on my cousin. No time was lost, and off they marched to church. The bride on returning, gave them a good substantial dinner, and several bottles of wine apiece, and having tumbled them into a wherry, sent them off.

The ship sailed, and the young men scrupulously adhered to the oath of secrecy that had been made previous to drawing lots. The bride merely wanted to be married, and was the first to propose an eternal separation.

Some months after, at Jamaica, a file of papers reached the midshipman's berth, and Watty, who was observed to be looking over them, carelessly reading an account of a robbery and murder at Portsmouth, suddenly jumped up, forgetting in his ecstacy his oath of secrecy, and cried out:

"Thank Heaven, my wife is hanged!"

THINGS WONDERFUL AND TRUE.—Without mentioning the earth is estimated at 700,000,000 the annual loss by death 18,000,000. Now, the weight of animal matter of this immense body cast into the grave is estimated at 724,000 tons, and by its decomposition produces 9,000,000,000,000 cubic feet of gaseous matter. The vegetable productions of the earth clear away from the atmosphere the gases thus generated, decomposing and assimilating them for their own increase. This cycle of change has been going on ever since man became an occupier of the earth. He feeds on the lower animals, and the seeds of plants, which in due time becomes part of himself. The lower animals feed on herbs and grasses, which in their turn, become the animal; then is ready once more to be assimilated by plants, the earth or bony substance alone remaining sufficiently deep in soil to be out of the absorbent reach of the roots of plants and trees. It is not at all difficult to prove that all the elements of which the living bodies of the present generation are composed, have passed through millions of mutations, and formed part of all kinds of animals and vegetable bodies, and consequently it may be said that fractions of the elements of our ancestors form portions of ourselves.—Working Man's Friend.

"GO, MARRY."—The most beautiful flowers are those which are double, such as double pinks, double roses, double dahlias. What an argument is this against the chilling deformity of single bedsteads! "Go marry," is written on everything beautiful that the eye rests upon—beginning with birds of paradise, and leaving off with apple blossoms.

THE MARRIAGE VOW.—Perhaps there is scarcely an ordinary oath administered in any of the transactions of life so little regarded—even so little remembered by all classes, as that taken in the most solemn manner, and in the presence of the Almighty, by the husband and wife, "love, honor, and obey." How many wives "love, honor, and obey," their lords? How many even think of doing so? And yet there is an oath recorded against them, every simple violation of which is a distinct perjury.

A GOOD RULE.—A man who is very rich now was very poor when he was a boy.—When asked how he got his riches, he replied,—"My father taught me never to play till my work was finished, and never to spend my money until I had earned it. If I had but an hour's work in a day I must do that the first thing, and in an hour. And after this I was allowed to play; and I then could play with much more pleasure than if I had the thought of an unfinished task before my mind. I early formed the habit of doing everything in time, and it soon became perfectly easy to do so. It is to this I owe my property." Let every boy who reads this go and do likewise.

Dr. Foster, of Brages, who is well known as a Meteorologist, declares that by journals of the weather, kept by his grandfather, father, and himself, ever since 1767, to the present time, whenever the new moon has fallen on a Saturday, the following twenty days have been wet and windy, in nineteen cases out of twenty.

This observation, of recent date, applies twice this year, on the 7th of May and 3rd of September.