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NY. Government street, bet. For oria, V. I. , September 6. 1864.

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THE WEEKLY COLONIST.

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NOTICE:

llecting of advertisements, etc., in San Francisco

THE OPENING OF THE LEGISLA-

Governor Kennedy. The speech was short,

but sufficiently long to show that His Excel-

lency did not call the House together this time for a speciality, but to perform the ordi-

nary business of a session. The subjects embraced were union of the colonies, educa-

tion of the children of the poorer classes, the relations between the white population and

This bill should become law before the pres-

TURE. The two Houses of Legislature were for-

- San Francisco.
- Clement's Lane, London
- 30 Cornhill, London.

menths; \$2 50 for three months: payable

VICTORIA, VANCOUVER ISLAND, TUESDAY, SEPTEMBER 13, 1864.

THE BRITISH COLONIST | an effectual one, came in the economic shape of a small debts court held by the stipendiary magistrate once a week. Some such change might be readily adopted here, without en-REVERY MORNING. tailing a farthing's additional expense, and with the desirable result of relieving the

court across James Bay of much of its pres-Annum, in advance, \$10.00 For Six Months, \$10.00

Altogether we think the House has commenced well, and that His Excellency has prought forward subjects which demand the serious attention of both branches of the Legislature. There is one item in the Gov-L. P. FISHER is our only authorized Agent for the

mally opened yesterday by His Excellency LATE AND IMPORTANT NEWS

the Indian tribes, the Incorporation of the city, postal communication, and the estimates. There are other important topics, of course, besides these, which merit the attention of the Assembly, but a Governor's speech is not supposed to deal with every intelligence from the colonies; question that requires Legislative action. It

is sufficient for us to know that His Excellency is a man of progressive principles, and willing to co-operate with the Assembly "in all measures calculated to promote the pub-

lie good, and the prosperity of the peop'e. Now that the House has entered upon its Major James, a few days prior to July 3d, regular session, we hope that no time will be lost in carrying through some of the most regent measures. Those bills which have alof their entremements, and the most formidable of their "Pahs" or strongholds was carried ready had such ample discussion—at least by a brilliant assault. The Maoris suffered at present known as the office of the ready had such ample discussion—at least by a brilliant assault. The Maoris suffered at present known as the office of the ready had such ample discussion—at least by a brilliant assault. The Maoris suffered at present known as the office of the ready had such ample discussion—at least by a brilliant assault. The Maoris suffered at present known as the office of the ready had such ample discussion—at least by a brilliant assault. The Maoris suffered at present known as the office of the ready had such ample discussion—at least by a brilliant assault. The Maoris suffered at present known as the office of the ready had such ample discussion—at least by a brilliant assault.

corporation bill, the Education bill and the Barrister's bill, should be pushed through the House with despatch. That Mr. DeCosmos has taken up the incorporation bill gives us some hope that the measure will not fail for lack of energy. We only hope that it will show an avoidance of the blunders of the past, and face legal scrutiny with the calm pean settlers. The Chief stated that the insurence of the plant is approximately and in the pean settlers. The Chief stated that the insurence of the missing that his people might be employed in road making, &c., and have grants of land made to them like the European settlers. The Chief stated that the insurence of the missing that his people might be employed in road making, &c., and have grants of land made to them like the European settlers. the Education bill and the dox consciousness of invulnerability. The old surrection had been misunderstood, it was bill has been much too luxurious for our simply a contest for land, but as there was population. We have had salaried officers no longer any object to be gained by resisting sufficient to transact the business of a town the government, his people, who were beaten and were only prolonging the fight from motives of pride, would succumb.

The Maoris had expended their ammuniof fifty thousand inhabitants. Let the members of Assembly keep economy in view, and restrain the expenditure of the public money; tion and were using buttons and similar for if there is one thing more than another articles as substitutes for bullets.

There had been severe weather on the for which municipal bodies are famous it is coast, causing many shipping casualties.

Business was very brisk in Auekland in extravagance in their number of paid officials. consequence of the war, and emigration from ent month expires. It is urgent, and nothing but downright laziness or interminable twaddle in Committee of the Whole will extend its period of "incubation" per ton. One firm, Messrs. J. S. McFarlane beyond this specified time. The same & Co., in Auckland, sent over to Adelaide to might be stated of the Education question; Building timber was selling at 22s. per for the subject has been so thoroughly discussed inside the House and out of to be bought for 12s. Timber of this country is subject to be bought for 12s. Timber of this country is subject to be bought for 12s. Timber of this country is subject to be bought for 12s. Timber of this country is subject to be bought for 12s. Timber of this country is subject to be bought for 12s. Timber of this country is subject to be bought for 12s. Timber of this country is subject to be bought for 12s. Timber of this country is subject to the subject that the subject has been so thorough. it, that there is little more to say. The publie mind is all but unanimous for establishing non-sectarian free schools, and all that is offers to importers of timber were better required is a little energy displayed by the known in the colonies, our informant thinks eriginator of the bill. The motion made by a large and profitable export trade would Mr. DeCosmos for the appointment of a bar-Mr. DeCosmos for the appointment of a bar-rister to assist the members in drawing out there generally are not aware that the up bills, is one which we hope to see Island forms the opposite side of Puget Sound.

adopted at once. It has been a want long

felt; for in a House of Assembly like ours it ment grants would shortly arrive in Auckwas not to be expected that the members would, generally speaking, be fit to draw up measures in a strictly legal form, even if Melbourne there. Trade generally was

thing like a premium on dishonesty. The

(BEFORE A. F. PEMBERSON, ESQ.

tive that could be exercised. Mr. Ring contended that the complainant was the person who committed the forcible early, it any were committed, as the evidence clearly showed that Mr. Bell was in possession, and quoted Russell on Crimes, Burn's Justice and other authorities, coupled with the estimony of Mr.

paces. On turning round I saw Mr. Bell put his hands against the door and push it with his foot. I could not say whether he opened it, but I saw Mr. Street immediately raise his stick and strike Mr. Bell a very severe blow on the head; Mr. Street hit him as hard as he could on the head with a stout walking stick; Mr. Bell had only a light straw hat on; the blow seemed to stupify Mr. Bell for a moment, he was motionless for a time; Mr. Bell then grasped hold of him and wrested the stick out of his hands; the blow was severe enough to partially stun any man; in struggling they both got into the builtin struggling they both got into the buxling; I then rashed up to the door and on entering met Mr. Bell partly earrying and partly pushing Mr. Street out; I cannot say whether the door was open or shut before they disappeared into the bailding; I did not think the blow was strong enough to open the door, and was surprised to see them disappeared to the partly of the property and the partly of the partly o

pear; there was no more noise than that of a foot against a board.

Cross examined by Mr. Cary—I did not see Mr. Bell collar Mr. Street before the blow was struck, but it might have occurred; as I turned round I saw Mr. Bell put his

licitor. I was witness to the transaction on Saturday week last. In the afternoon I went with Mr. Bell and Mr. LeLievre towards Mr. Street's office; we met Mr. Street about two vards from his office. Mr. Bell tendered Mr. Street a sum of money (1 think \$55) for rent of the office now occupied by Mr. Bell. Mr. Street refused to take the money; I then told Mr. Bell that he had better go and re-sume possession. Mr. Bell and Mr. LeLievre turned to go down Government street; Mr. Street crossed over Government in the direction of Fort street. I fellowed down Government street till I arrived at the Colonist office, where I talked for a few moments to measures in a strictly legal form, even if they had time to devote to the task. The consequence is that few members attempt to bring in a bill at all.

The Small Debts Bill, which Mr. Denness has undertaken to introduce, will, we hope, receive more serious attention than hitherto. There is not a person in business who does not see the necessity of some change being made in the present legal recourse to collect small debts. The length of time which is now allowed to intervene before a creditor can obtain judgment is highly injurious to general business, and affords something like a premium on dishonesty. The Mr. Harries, Whilst I was taking to Mr. Har-

ments more Mr. Street came out again, Mr. Bell following, with a broken stick in his hand. I had previously told Mr. Bell that he had legal possession of the property.

By the Court—When I told Mr. Bell to

Monda Sept. 9, 1864.

The Charge of Porotice Entry.

Mr. A. B. Bell appeared gain before the Police Magistrate yesterday to answer the charge preferred against him by Mr. Charles Street of fercibly entering his premises on Government street,

Mr. Cary instructed by Mr. Copland appeared for the complainant Mr. Ring and Mr. McCreight instructed by Mr. Green for the was too high. Mr. Street sensented to take \$255.

Legislature. There is one item in the Governor's speech which gives us grounds to hope that the cetimates will be dealt with more constitutionally than has been the custom of the Government heretofore. We have often in Vancouver Island had herather uninteresting task of voting money after it had been apent by the Executive. Governor Kennedy wisely determines that the authority shall be first granted by the people. We are progressing evidently. In a little time we sincerely believe that the Legislative Assembly will be in the full enjoyment of all its monetary privileges, and that the most constitutional grumbler will feel that he is merely fighting with the windmills.

FROM NEW ZEALAND AND AUSTRALIA.

Mr. McCreight instructed by Mr. Green for the defence,

Charles Street, vacalled and sworn, stated that the premises in question erre still in the defence,

Charles Street, vacalled and sworn, stated that the premises in question erre still in the case or of the term of letting. I can't say that the gracement was sompeled as I did not not hear Mr. Rell say that he was showed as I did not not hear Mr. Rell say that he was showed as I did not not hear Mr. Rell say that he was sompled as I did not not hear Mr. Rell say that he was sompled as I did not not hear Mr. Rell say that he was sompled as I did not not hear Mr. Rell say that the gracement was sompled as I did not not hear Mr. Rell say that he was sompled as I did not not hear Mr. Rell say that the gracement was sompled as I did not not hear Mr. Rell say that the gracement was sompled as I did not not hear Mr. Rell say that he say that the gracement was sompled as I did not not hear Mr. Rell say that the gracement was sompled to hear Mr. Rell say that the gracement was sompled as I did not not hear Mr. Rell say that the gracement was sompled to hear Mr. Rell say that the gracement was sompled to hear Mr. Rell say that the gracement was sompled to hear Mr. Rell say that the gracement was sompled to the hear Mr. Rell say that the gracement was sompled to hear Mr. "Do you intend to force open my door?" Mr. Bell replied, "Yes, I do." Mr. Street said, "Then I'll break your head," and he did it. A scuffle took place and the parties disappeared inside the doorway. Mr. Bell remained in possession.

This concluded the evidence. Mr. Cary applied to the Bench for a jury to decide whether a forcible entry had been

Showed, cause why the east should not be sent up for trial.

Mr. Pemberton informed the counsel that unless the prosecuting counsel aboved very strong grounds for his application he shell not consider the question of rostitution.

Mr. Ring opposed, and proceeded first to show cause against the granted instrument of the virial bears and a consider the question of rostitution.

Mr. Ring opposed, and proceeded first to show cause against the granted instrument of the virial bears and processed first to show cause against the granted instrument of the virial bears and processed first to show cause against the granted instrument of the virial bears and processed first to show cause against the granted instrument on the section, but on being informed by Mr. Cary that he was not now contending for the virial bears and processed first to show cause against the granted instrument of the virial bears and processed first to show cause against the granted instrument on the section, but on being informed by Mr. Cary that person and examined by Mr. McCreight—I was present on the Saturday when a conversation took place between Mr. Street and Dr. Thimble, and heard Mr. Street say in the disputed office in presence of Dr. Trimble that their was a person waiting outside with the statement of Dr. Thimble that the insurrection will have set by this time there are every ability that the insurrection will have set by the street and processed first to show cause against the granting of a writ of restitution.

Mr. Ring opposed, and processed first to show cause against the granting of a writ of restitution, but on being informed by Mr. Cary that person waiting the war to now on the setting on the writ but for a jury, Mr. Ring appeal on the writ but for a jury, Mr. Ring appeal and the writ but for a jury, Mr. Ring appeal and the writ but for a jury, Mr. Ring appeal and the writ but on the writ but for a jury, Mr. Ring appeal and the writ but on the writ but on the writ but on the writ but of a purplication could not be granted that the (Witness confirmed the statement of Dr. Trimble.)

Cross-examined by Mr. Cary—Was sure that Mr. Street said a party or person outside had offered him \$10 a mouth. Mr. Street repeated it several times. He did not say parties. Did not know what he meant by

Mr. W. A. Harries examined

(Witness confirmed the \$months' rent. tion of equitable title, but not having done so he should dismiss the application for a jury, but the charge was a serious one and not in his power to deal with, he must, therefore send the case up to a Grand Jury. Bail was fixed at £100 with two sureties in £50 each.

command of Lieut. Pearse, the band playing. the National Anthem. The members of the Legislative Council were in waiting in the Chamber, and on the entrance of the gentlemen of the Assembly, His Excellency proceeded to read the following:

Honorable Gentlemen of the Legislative Councilation

cil, and Gentlemen of the Legislative Assembly.

I have called you together for the consideration of subjects recently brought under your notice, and which have acquired additional importance since I last addressed you.

A despatch from the Governor of British Columbia will be laid before you, informing me that he has been called upon by Her Majesty's Secretary of State for the Colonies to report upon a suggestion made by the Le-gislative Assembly of Vancouver Island, that the two English colonies west of the Rocky, Mountains, should be united under one governor, and waiting early communication with me on the subject. It is desirable, there-fore, that I should be in possession of the views of the Legislature of this Colony, to enable Her Majesty's Government to con them in connection with the report of the Governor of British Columbia and my own. . The important subject of schools for the training of children whose parents are unable to afford them a high class education, will doubtless receive your careful considera

The relations between white men and the Indian tribes, become daily more complicated, affording indications of future difficulties, which it will be well to obviate by the adoption of timely precaution, and suitable laws. The early consideration of an Incorpora-

tion Act for the City of Victoria, is pressingly necessary in a moral as well as a sanitary point of view. The city posesses ample re sources both in property and intelligence, for the purpose of municipal government, with which I think it is so desirable to invest it, and I feel confident that the local knowledge of the Legislature will enable them to deal with this question speedily and satisfactorily. The postal communication within and without the Colony demands earnest attention. I propose to submit measures for the better conduct of this department at an early

Gentlemen of the Legislative Assembly: It is necessary for the regular administration of the Finances of the Colony that the annual estimates should be agreed to prior to the period from which they are to take effect. I will therefore have them submitted

for your consideration as soon as circumstan-Honorable Gentlemen of the Legislative Coun cil and Gentlemen of the Legislative Assem-

I beg to assure yau of my earnest desire four miles will be effected.

to co-operate with you in atl measures calculated to promote the public good, and the prosperity of she people.

His Excellency then took his departure, the members of the Legislature and spectators rising as he passed out, and the guard of honor saluting with very good effect.

HOUSE OF ASSEMBLY.

The House met after the opening of Pat-liament—Present, The Hon, Speaker and Messrs, DeCosmon, Franklin, Carswell, Dan-nes, Mr. Cruickshank was also inside the bar.

BARRISTERS AND ATTORNEYS BILL. Mr. DeCosmos moved the first reading of bill to enable colonial Barristers and Attorneys to practice in the law courts of this

nication from His Excellency.
Victoria, 12th Septemi To the Henorable the Speaker and Members of the Legislative Assembly;

GENTLEMEN,

I have the honor to transmit the copy of a despatch received from the Governor of British Columbia on the subject of union between Vancouver Island and that colony. I have the honor to be. Gentlemen, Your very obedient servant,

NEW WESTMINSTER, 31st August, 1864

I have the honor to inform you that I have received a despatch from the Secretary of

State directing me to report upon a sugges-tion made by the Legislative Assembly of Vancouver Island, that the two English colonies West of the Rocky Mountains should be united under one Governor though with some distinct administrative Departments.

The Secretary of State expresses a wish

that before sending in my report I should consult freely with your Excellency. As the proposal for union originated with the Legislature of the colony under your Government, I beg leave to know if I may soon expect to receive any communication from your Excellency on the subject.

I have, &c., &c.

FREDERICK SEYMOUR. REPLY TO THE SPEECH.

Mr. DeCosmos moved that a committee be appointed to draw up a reply to the address.

The Speaker appointed Messis: DeCosmos,
Franklin and Carswell, to report to-morrow.

or Farmanian.

VACANCIES IN THE HOUSE.

The Legislature was formally opened yes—
intower of terday, at one o'clock, by His Excellency the terday, at one o'clock, by His Excellency the Governor, in the presence of a numerous as—

M. DeGovernor moved, that the Specific were vacant.

Mr. Dennes gave notice of a bill for the more easy recovery, of small debts and demands. BARRISTER TO ASSIST.

Mr. DeCosmos gave notice that he would ask the Speaker to appoint a barrieter to assist in drawing up the bills to come before the House. INCORPORATION ACS.

Mr. DeCosmos gave notice that at next meeting of the House he would ask leave to introduce a bill to incorporate the city of

Victoria.

House adjourned till to-morrow (Tuesday) at 3 p. m.

The Murder of Mr. Duncan's Constables. The following preclamation appears in the British Columbian Government Gazette:

" A reward of \$250 will be paid by the Government of British Columbia upon and for the apprehension of Thomas Jackson, John Love and Samuel Howard, for each or for either of them, who were concerned in the murder near Fort Simpson, of certain Police Constables while in the execution of their duty on board the sloop Random, on the 18th August last." By command. of salaples

For the Colonial Secretary.

THE PRIZE RING .- THE MATCH BETWEEN MACE AND COBURN .- The third denosit of fifty pounds a side for this match was duly tabled on Tuesday evening, July 5, at Harry Brunton's, George and Dragon, Beech street, Barbican, in the presence of a respectable muster of Harry's friends. The next deposit will be due on Tuesday week, and is to be made at some house to be named by Jem Mace. Coburn is still in Ireland, and he writes to us that he is deeply grateful for the kind reception he meets with at every turn. Nat Langham is at present with him, and is canvassing the pros and cons in the sister isle as to the chances of bringing off the match without interruption. An Irish paper states that Joe is a native of Middletown, county Armagh, which he left when twelve years of age.—Bell's Life in London, July 9.

NEW WESTMINSTER CUSTOMS RECEIPTS for week ending Saturday, Sept. 3, 1864: Duties, £857 4 9; harbor dues, £19 0 5; headmoney, £118; tonnage dues, £59 13 6. Total, £947 6 8, Number of passengers entering at this port during same period, 57.

A Saying to Travelers .- We would draw the attention of travelers to and from the mines to Mr. F. Williams' notice in our advertising columns. By taking advantage of this route a saving of perhaps three or

JAMES W. BERGON. con one impairment in of their May. . Waren and Cheer Manuelerery,

FRENCE CONTROL CONTROL OF CONTROL

same evils were felt in even an intensified Goods for Sooks.—Mr. C. A. Bayley's strike Mr. Bell on the head with a stick. A

degree some time ago in one of the Austra— pack train of eighteen animals, carrying few moments afterwards they both disappearlian colonies, and the remedy, which proved 4000 lbs of goods, will start for Sooke to-day ed into the doorway, and in a few mo-

New Pantzeen lake, when he mould tail back to servings.