

The Herald.

VOL. III.

CHARLOTTETOWN, P. E. ISLAND, WEDNESDAY MAY 8, 1867.

NO. 31

THE HERALD

PRINTED AND PUBLISHED EVERY WEDNESDAY MORNING BY EDWARD REILLY, EDITOR AND PROPRIETOR, at his Office, Queen Street.

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Advertisements inserted at the usual rate. Of every description, performed with neatness and despatch, and on moderate terms, at the Herald Office.

ALMANACK FOR MAY.

MOON'S PHASES.
New Moon, 4th day, 3h. 28m., morning, E.
First Quarter, 10th day, 5h. 52m., evening, N.
Full Moon, 16th day, 9h. 40m., morning, N.
Last Quarter, 22nd day, 1h. 10m., evening, W.

DAY	DAY WEEK	SUN	High	Moon	Low
1	Wednesday	4 51 7	4 40	3 30	11 13
2	Thursday	49 5 9	32 4	4	16
3	Friday	47 6 10	22 4	42 19	
4	Saturday	46 7 11	9	22	
5	Sunday	45 8 11	57 8	44 21	
6	Monday	44 9	morn.	9 51	25
7	Tuesday	43 10	0 47	10 52	27
8	Wednesday	42 12	4 40	11 45	30
9	Thursday	41 13	2 31	morn.	32
10	Friday	40 14	3 43	0 31	34
11	Saturday	39 16	4 29	1 13	37
12	Sunday	38 17	5 51	1 49	39
13	Monday	36 18	6 31	2 21	42
14	Tuesday	35 19	7 52	2 51	44
15	Wednesday	34 20	8 26	3 22	46
16	Thursday	33 21	9 15	3 52	49
17	Friday	31 23	10 4 23	4 23	52
18	Saturday	30 24	10 45	4 55	54
19	Sunday	29 25	11 21	5 18	56
20	Monday	27 27	0 43	9 54	58
21	Tuesday	26 28	1 25	10 56	60
22	Wednesday	25 29	2 51	11 55	62
23	Thursday	24 30	2 47	11 50	64
24	Friday	23 31	3 32	morn.	66
25	Saturday	22 32	4 20	0 25	68
26	Sunday	21 33	5 11	0 57	70
27	Monday	20 35	6 7	1 29	72
28	Tuesday	19 36	7 4 2 1	17	
29	Wednesday	18 37	8 4 2 35	18	
30	Thursday	17 39	9 0 3 11	20	
31	Friday	17 39	9 0 3 11	20	

PRICES CURRENT.

CHARLOTTETOWN, April 2, 1867.

Provisions.	Price
Beef, (small) per lb.	3d to 7d
Do by the quarter.	4d to 8d
Pork, (cassia)	5d to 8d
Do (small)	4d to 7d
Mutton, per lb.	4d to 7d
Veal, per lb.	4d to 6d
Ham, per lb.	6d to 8d
Butter, (fresh)	1s to 1s 3d
Do by the tub.	1s 4d to 1s 6d
Cheese, per lb.	1s to 1s 2d
Tallow, per lb.	8d to 9d
Lard, per lb.	8d to 10d
Flour, per lb.	8d to 9d
Oatmeal, per 100 lbs.	17s to 18s
Eggs, per dozen.	9d to 1s
Grain.	5s 8d to 2s 9d
Barley, per bushel.	2s 4d to 2s 6d
Oats, per do.	2s 4d to 2s 6d
Vegetables.	2s to 2s 3d
Pass, per quart.	1s to 1s 2d
Potatoes, per bushel.	1s to 1s 2d
Poultry.	5s to 8s 6d
Geese, each.	1s to 1s 2d
Turkey, each.	1s to 1s 2d
Fowls, each.	1s to 1s 2d
Ducks, each.	1s to 1s 2d
Fish.	2s to 3s
Codfish, per qt.	2s to 3s
Herring, per barrel.	2s to 3s
Macrel, per dozen.	2s to 3s
Lumber.	3s 6d to 4s
Boards (hemlock)	3s 6d to 4s
Do (spruce)	3s 6d to 4s
Do (fir)	3s 6d to 4s
Shingles, per M.	13s to 15s
Sandries.	80s to 90s
Hay, per ton.	1s 9d to 2s
Straw, per cwt.	1s 9d to 2s
Timothy Seed, per lb.	1s 9d to 2s
Homegrown, per yard.	4s to 6s
Califkins, per lb.	4s to 6s
Hides, per lb.	1s to 1s 2d
Wool, each.	1s to 1s 2d
Sheepskins, each.	1s to 1s 2d
Apples, per doz.	2s to 4d
Pratridge, each.	2s to 4d

GEORGE LEWIS, Market Clerk.

COLONIAL PARLIAMENT.

DEBATES AND PROCEEDINGS OF THE LEGISLATIVE COUNCIL.

Council Chamber, Thursday, April 18, 1867.

The General Assembly of this Island having been summoned by His Excellency George Dundas, Esquire, Lieutenant Governor, to meet this day, for the despatch of business, the following members of the Legislative Council were present:—
The Hon. Mr. Montgomery, President.
The Hon. Mr. Dingwall, The Hon. Mr. Lord, Mr. Walker, Mr. Gordon, Mr. McDonald, Mr. Meirhaeud, Mr. Palmer, Mr. Haythorne, Mr. Anderson, Mr. Beer, Mr. Balderston.
His Excellency came down to the Council Chamber at three o'clock, and being seated on the Chair of State, the House of Assembly were summoned to attend him immediately at the Bar of that House. His Excellency then intimated to the House of Assembly, through the President of the Legislative Council, that he would not proceed to declare his reasons for calling them together till they should retire to their own Chamber and choose a Speaker.

The House of Assembly accordingly withdrew, and in a short time returned, when the Hon. Joseph Wightman addressed His Excellency, and stated that the House had chosen him as their Speaker, which choice His Excellency was pleased to approve and confirm. The Hon. Mr. Wightman then claimed, on behalf of the members of the House, all their former rights and privileges, including freedom from arrest, freedom of speech in their debates, and free access to His Excellency at all times—all of which were readily granted by His Excellency. His Excellency was then pleased to open the Session with the following:

SPEECH.

[See Herald, April 24.]

The Speech being ended the House of Assembly withdrew, and His Excellency was pleased to retire. After prayers, the House proceeded to business, when it was

Resolved, That a humble address be presented to His Excellency the Lieutenant Governor, to return the thanks of this House for his Speech delivered this day.

A Committee was then appointed, consisting of the Hon. Mr. Walker, Hon. Mr. Palmer, and the Hon. Mr. Dingwall, to prepare a draft Address.

APPOINTMENT OF PRESIDENT.

On motion of the Hon. Mr. McDonald, the Hon. Mr. Montgomery was appointed President of the Legislative Council.

CHAPLAIN.

The Hon. Mr. Lord moved, seconded by the Hon. Mr. Dingwall, that the Rev. L. C. Jenkins, D. D. be appointed Chaplain to this House.

The Hon. Mr. Palmer thereupon submitted the following amendment:—
"Whereas, by the 26th section of the Act of the General Assembly which constitutes the Legislative Council an elective Body, it is declared that the Crown shall have no power to dissolve the Legislative Council when elected, and in providing that six of its members shall vacate their seats every four years, the said Act doth not in any of its provisions, require that the officers of the Council, duly appointed, shall be displaced at the termination of each four years;—

Resolved, Therefore, that without sufficient cause addressed for removing an officer of this House, it is deemed inexpedient to displace him from office."

The question of concurrence having been put on the amendment, the House divided—
Ayes—Hon. Messrs. Palmer, Beer, Anderson and Gordon—4
Noes—Hon. Messrs. McDonald, Walker, Dingwall, Lord, Haythorne, Muirhead and Balderston—7

CLERK.

The President informed the House that His Excellency the Lieutenant Governor had been pleased by commission, bearing date the 14th day of March last, to appoint Mr. John Ball Clerk of the Legislative Council of this Island; which commission was then read.

Hon. Mr. McDonald moved that Mr. John Ball do now enter upon the duties of his office, as Clerk of the Council, in the virtue of the Commission which had just been read.

Hon. Mr. Palmer: I am sorry that I feel the necessity of rising to object to that proposition. My objection is not to the person appointed, but to the manner of his appointment. I think I am just as much alive to our privileges as any member of this House, and I never turned my back when a question of privileges came before us. I hope and trust that every member will be sensible of the duty which rests upon him to preserve inviolate the privileges of the House, which are no more than the privileges of the people at large. I look upon this commission as an invasion of our privileges, and I would be wanting in duty to my constituency if I remained silent when the authority is claimed by another body of men that this belongs to us. But while I say this I would not be understood as speaking in any way disrespectfully of the head of the Government, yet as I consider it a violation of the privileges of this House to dictate to us who we shall appoint our Clerk, I also stand up and resist it, even if I should stand alone. The act which constitutes this Council elective enables us to choose our own President, and, by necessary inference, that gives us power to appoint our Clerk. We have convinced ourselves that we have that power, and we have just exercised it by appointing subordinate officers; therefore I hope there is no individual in this House who is willing to allow another authority to dictate to us who we shall appoint our Clerk. I cannot tell what the result of the motion may be, but we have certainly resolved, in other matters, that we have power to appoint our own officers. If your honors conceive that a new Clerk is necessary, then let him be appointed in the constitutional way, but let us not be dictated to by the Lieutenant Governor, or by any other authority.

Hon. Mr. McDonald: After what has been said by his honor about the violation of the privileges of the House, one would suppose that the Executive Government had no authority for the course it has taken; but the present Clerk was appointed in the same way as Mr. Ball is now appointed; and one would suppose that the Executive Government had no authority for the course it has taken in appointing Mr. Ball.

Hon. Mr. Palmer: Some of your honors think that because it does not appear by the Journals that the Clerk was appointed by this House in 1863, that he was not appointed by such a commission as is now before us.

Hon. Mr. McDonald: If we turn to the Journals of the first session after the Council was made elective, we will not find Mr. Cooper's name in the list of officers appointed by this House; but he attended the Council in due duty, and acted in virtue of his commission from the Governor. His honor from the City says that the Act 23d Vic., Cap. 30, puts the appointment of the Assistant Clerk in the hands of the Executive Government, while the Act constituting this Council elective does not do so, and he drew the inference that the Government had not power to appoint our Clerk; but he should remember that the Act to author-

ize the appointment of an Assistant Clerk to the Executive Council was creating a new office, which was not recognized in the Civil List Bill. With regard to the name of Mr. Cooper appearing in the debates as appointed by this House, I do not consider that as a consequence. Therefore it is clear to my mind that the appointment rests with the Governor in Council. It should be noted that the Act is not in force, and it is passed giving us power to appoint a Clerk, we have no power to do so, unless it was an over-sight or it would have been done before. I would be as anxious as any person to maintain the privileges of the House, but I must most gladly co-operate with your Excellency in all such measures as can be devised for the development of local industry, and the improvement of the Agriculture of the Colony.

In entering upon the consideration of the present imperfect state of the public highways, we will most willingly assist with our current endeavors in making such a measure as we think will be best calculated to improve the system under which that branch of the public service is at present managed.

We shall most gladly co-operate with your Excellency in all such measures as can be devised for the development of local industry, and the improvement of the Agriculture of the Colony.

On motion of the Hon. Mr. Beer, seconded by the Hon. Mr. Dingwall, James Ramsay was appointed Reporter to this House.

On motion of the Hon. Mr. McDonald, Henry Palmer, Esquire, was appointed Clerk of the Black Rod and Sergeant-at-Arms to this House.

On motion of the Hon. Mr. McDonald, Mr. William C. Troun was appointed Messenger to this House.

On motion of the Hon. Mr. McDonald, Mr. John HoLob was appointed Door-keeper to this House.

On motion of the Hon. Mr. McDonald, Mr. Hugh Perkins, the present Door-keeper, be continued.

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tion of the Land Purchase Bill to such parts of the Island as have not yet participated in its benefits, and we trust that your endeavors to buy out the interest of the remaining proprietors to the extent contemplated, will be fully successful; and in aid of this most desirable object we will readily concur in the vote of whatever funds may be necessary for its accomplishment.

The important question of Education is one to which we will be prepared to give our serious attention, with the view of improving the system by which it is at present managed, and rendering it more efficient and more extensively useful than it has hitherto proved.

We shall most gladly co-operate with your Excellency in all such measures as can be devised for the development of local industry, and the improvement of the Agriculture of the Colony.

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