No. 318. Vol. 4.

SYDNEY, SATURDAY, NOVEMBER 10, 1838.

AND ADVERTISER.

[PRICE 5s. PER QR.

PUBLIC NOTICE.

I'I may not, perhaps, be generally known to our Friends and Subscribers, that

TWENTY FOUR HUNDRED COPIES of this Journal are printed and circulated throughout the Colony weekly, thus proving the great advantage Advertisers would derive by sending their favors to this office for inser-

Price per Quarter to Sydney Subscribers, 5s.—Country Subscribers, 6s.

The Proprietor begs respectfully to state, that no resignation can be attended to unless accompanied by the payment of all arrears up to the expiration of the current quarter.

Our advertising Friends are particularly requested to forward their favors before 7 o'clock on the evening before publication, as after that hour it will be impossible to receive them.

NOTICE.-Any Person known to have pur chased the Commercial Journal from any of the Deliverers, will be prosecuted for so doing, knowing it to have been embezzled.

NOTICE.

THE undermentioned Persons are appointed COUNTRY AGENTS for this Journal, and are the only Parties authorised to receive Money on account of the same, by giving a printed Receipt on yellow Paper, bearing the written Signature of William Jones:—

Mr. HUGH TAYLOR Parramatta Mr. COHEN. Maitland
Mr. CHAPMAN. Windsor Mr. CHAPMAN......Windsor
Mr. MARK HALE....Bathurst
Mr. H. R. REUBEN.....Campbell Town.

GOVERNMENT FORMS.

E VERY description of GOVERNMENT FORMS constantly on Sale at the Printing Office of WILLIAM JONES, 7, Colonnade, Bridge street.

Seamen's Articles, Indentures, Law Forms, &c.

The Trade supplied on liberal terms.

For South Australia, To Sail in November,



THE FINE BRIG NEREUS,
125 tons Register, F. R. Lees,
Commander. For Freight or
Passage, apply to Messrs. V. and

E. Solomon, South Australian Packet Office, Liverpool Wharf, near the Queen's Wharf. V. & E. Solomon inform Shippers of Goods to South Australia, that they will receive freight at the above Store for the Nereus, free of all Store

> For London direct HE Fine Barque

"HYGEIA,"

377 Tons Register, Captain
Hannah, has the greater part
of her dead weight engaged, and will have
quick dispatch for the above Port. For Freight
or Passage, apply to—

HUGHES & HOSKING, Albion Wharf. Sydney, 22nd Oct. 1838.

LAND-NORTH SHORE.

J. T. WILSON Begs to acquaint the Capitalists of New South Wales, that he has been honored with instructions by the Proprietor to bring to the Hammer, as zoon as the Surveyor has prepared his Plan of Survey, which is at present in progress, and will shortly be submitted to public inspection,

A BOUT 150 Acres of Land situated on the A North Shore, within 3 miles of Sydney, and within 1½ mile of the reserve for the extension of this important Metropolis.

This Land will be divided into Marine Villa Allotments of various sizes, each of which will have a water frontage, and be situated so as to command a view of the surrounding country, the different bays of the harbour, and the South

The Gentry and Capitalists will do well to embrace this opportunity of possessing Land so situated, commanding easy access by land or water, having an abundance of fresh water, excellent Freestone for building purposes, and every other desirable convenience with which Nature could have endowed it; requiring, therefore, a very trifling expenditure to form the most picturesque Villas that art could de-

The Terms will be made easy, and duly an nounced in a subsequent advertisement as soon as the Survey can be completed.

SPLENDID PIANOFORTES.

J. T, WILSON

AS the honor to acquaint the Ladies of Aus tralia and the musical world generally, that he has been instructed to dispose of by Private Contract—

Two elegant Rosewood Cabinet Pianofortes, 61/2 octave, fine rich tone, with green silk blinds complete, tuning hammers, & One Zebrawood Cabinet ditto, 61 octave, fitted with everything same as above AND.

Two handsome Ormolu Musical Clocks.

The whole may be viewed at his extensive Sale Rooms, 74, George-street, after Monday next, and all particulars may be ascertained at

GIN.

T. WILSON begs to acquaint the Public that he has been instructed to Sell by Private Contract, 1,000 Gallons GIN, superior

quality.

Samples may be seen on MONDAY next, and all particulars ascertained at his Office, 74 George-street.

THREE TONS

OF the best and most varied assortment of London Manufactured CONFECTIONARY, comprising every description of LOZENGES and COMFITS, just received and on sale at DUNSDON'S. Wholesale and

T. D. Dunsdon having made arrangements for regular supplies, begs leave to inform Wholesale dealers that it is his intention to charge the same price as paid for Colonial rubbish!!!

NOTICE.

M. R. W. C. WILSON, is the only Person authorised to collect Monies for Advertise-ments and Subscriptions connected with this Paper; and will give Printed Receipts on coloured paper for the same, bearing the written signature of W. JONES.

HOBART TOWN, 10TH OCT., 1838. THE Copartnership hitherto carrying on business at Hobart Town and Launceston, under the firm of Hewitt, Gore, and Co., has been dissolved. The business at Hobart Town will in future be carried on by Mr. Hewitt on his own account, and the business at Launceston by Mr. Conelly on his own account. THOS. HEWITT,

M. CONELLY. .. In reference to the foregoing advertisement, we beg to state that we continue to be the correspondents of the separate establishments of Mr. Hewitt and Mr. Conelly, and to transact business with them as heretofore. JOHN GORE & CO.

Witness-ROBERT PITCAIRN.

To the Inhabitants of Sydney, and the numerous Settlers in the Interior.

THE Undersigned begs leave to return his most sincere thanks for the very liberal support he has received since his commencement in business, and takes this opportunity of offer-ing to their notice, the following articles, which contitute a part of his present stock, and which he has selected with the greatest care, and will, he trusts, be found on inspection, equal in quality to any house in the Colony, and on as easonable terms, at his

WHOLESALE AND RETAIL STORES. 57 & 58 george street, opposite the market 150 Whole chests Hyson skin Tea

150 Half ditto 100 Quarter ditto Quarter chests of Hyson Ditto Souchong Ditto Caper

5 Ditto Congou 2 Tons of superior Coffee 20 Tons Mauritius Sugar 5 Tons Batavia white ditto 2 Tons black Pepper Ton white ditto
Roxes Cassia

5 Bags Pimento 40 Boxes English Wax Candles 10 Boxes Colonial Mould ditto 200 Yorkshire Hams 150 Cases of Pickles and Sauces

50 Bags of Rice 10 Tons Liverpool and St. Ube's Salt 25 Casks Irish Oatmeal 10 Casks Pearl and Scotch Barley

10 Casks Brown Vinegar
20 Demijohns of French ditto
5 Boxes Bunch Muscatels

100 Boxes of Cape Raisins
50 Boxes Liverpool Soap
10 Boxes Biscuit 20 Cases French Brandy, I dozen each

60 Dozen of superior Sherry Wine 50 Ditto Port 40 Ditto Bottled Porter

20 Ditto Ale
Negrohead Tobacco
Cavendish ditto in and out of bond Lady's Twist 50 Dozen of Mustard 500 Canisters of Powder

10 Bags of Shell Almonds 200 Boxes Manilla Cigars 40 Boxes Kyongee ditto Preserved FRUITS, Quints Sauce Harvey's Lemon Pickle In Quarts Rhubarb Tamato Mogul

Gooseberries Damsons. Green Gages Raspherries Currants

Union OILS
Assorted Sizes
Rowland's Macassar Cold drawn Castor Fine Salad

Beef steak

SPICES

Nutmegs

Cinnamon

Essence of Shrimps

JAMS and JELLIES In 2 and 4lb Jars Strawberry ditto Black Current ditto Red Currant ditto Black Currant Jelly Red Currant Jelly Capers and Olives

Ground mixed Cloves Cayenne Pepper Curry Powder Jamaica Ginger PICKLES In Pints and Quarts Brown ditto Mixed Pickles Carraway Seeds Pickalilla. SUNDRIES Arrowroot

Ontons Cauliflowers Prepared Barley Capsicums French Beans Ditto Groats Maccaroni Anchovies' Vermicilli Basket Salt SAUCES Saltpetre Split Peas

In Pints & Half Pints John Bull Pearl Sago Reading Sauce Stone Blue Starch (English) Essence of Anchovies Mushroom Catsup Walnut ditto

Washing Soda Pearlaslí Candied Lemon, Citron, and Orange Peel Anchovy and Bloater Paste

With several Articles impossible to enumerate in the limits of an Advertisement; all of the best quality, and at moderate prices.

TERMS-£30 and under, cash-above that sum approved bills at 3 months. Private or running accounts payable quarterly. J. STUART

CHOICE OF SERVANTS.

BARLOW'S DOMESTIC BAZAAR,

COLONNADE, BRIDGE-STREET.

FAMILIES in want of really good and use-If ful SERVANTS of every description, both Male and Female, will decidedly find their interest better consulted, and their object sooner attained by a visit to the above. Establishment of the control o attained by a visit to the above Establishment than any other method.

Servants of sober habits and of good characters are sure to obtain situations at this Office. Hours of attendance from 12 to 4,

Public Notice.

WING to the very great influx of favors from our advertising Friends, together with the numerous and repeated solicitations of Subscribers, we have been induced to enlarge the size of our Journal; consequently we give this PUBLIC NOTICE that on WEDNESDAY, JANUARY 2, 1839, the Commercial Journal will be printed the size of the

LARGEST NEWSPAPER

in the Colony without any additional charge, the prices being as usual, viz:--

5s. per Quarter in Sydney. ditto in the Country. 6s.

-Thus affording ample space for all Foreign and Local News of importance, together with Domestic Intelligence, Police Information, with all the passing events of the day, hitherto omitted from want of room.

Published every Wednesday and Saturday Mornings, at the Office No. 7, Colonnade, Bridge Street, Sydney, where all communications are respectfully requested to be addressed.

CHEAP SUPERFINE BLACK CLOTHS, at Cecil House, King-street.

E. WEBB & CO Lucerne and Oaten Hay.

J. T. WILSON

AS been instructed to sell by Private Contract, Twenty Tons LUCERNE AND OATEN HAY, in the finest condition.

The above Hay may be seen at the Premises 74, George-street, and all particulars at the Offices.

Sydney, Sept. 11, 1808.

BOARD AND LODGING.

TWO Gentlemen can be received to BOARD where the party consists of only four, in a Family of respectability.—Apply for Cards at the Office of this Paper.

ON SALE.

AT CECIL HOUSE, KING STREET, SYDNEY.

FASHIONABLE PARIS WHITE CHIP BONNETS of a second in BONNETS, of a recent importation. e. webb & co. Oct. 3, 1838.

MESSRS. V. & E. SOLOMON, in re-turning thanks to their friends and the public, for the liberal support extended towards them during the nunber of years they carried on business in the Premises now in the occupation of Mr J.T. Wilson, beg most respectfully to inform them that they have REMOVED to the Stores known as Nichol's Bonded Stores, now the

South Australian Packet Office, at the be Hanson's Rum Puncheon, Queen's Wharf, where they still continue to carry on business as usual, and solicit a share of Public patronage and support. October 31, 1838.

. WOOL.

THE Undersigned will purchase WOOL this Season, or make liberal advances on the same, if consigned to their Agents in HUGHES & HOSKING.

Albion Mills, October 22, 1838.

JOHN GRIFFITHS, Ladies' and Gentlemen's

Boot and Shoe Maker, No. 101, Pitt-street, Sydney,

BEGS to acquaint the Inhabitants Sydney and its vicinity, that he has taken the above house in Pitt-street, where he will all ways have on hand some of the best English and Colonial made Boo.s, Shoes, &c., ever submitted to the Public, and he is certain that if good materials and workmanship, with despatch, are at all considered, he will merit a share of their patronage.

"Steam Packet" Hotel, QUEEN'S WHARF, PARRAMATTA.

THE Proprietor of the above House, in THE Proprietor of the above House, in taking the present opportunity of thanking his Friends for the liberal support he has experienced since commencing his present line of business, begs to intimate, that he has added materially to the convenience of his Establishment by removing his Billiard Table, and thereby acquiring the use of an excellent Dining Room for large parties, in addition to his former ac

Single gentlemen and others who (visiting Parramatta) may be disposed to join a Public Table, are informed that an ORDINARY will

N. B .- Families and others may be supplied with the best Spirits, Wines, Ale, Porter, Cyder, &c. &c., at Sydney Prices. THOMAS W. TOBY. October 15th, 1838.

67 Good Beds and Stabling.

Tradesmen's Bill Weads.

THE Undersigned, in addition to Engraving and Printing the above, begs to inform the Merchants and Shopkeepers that the same

At his Establishment only, with blue lines, date and money columns, where

by such a business like appearance and saving of time and labor is affected. Those about to commence their new year's accounts may be

At Moderate Charges.

N.S.—Every description of Engraving and Copper-plate Printing. Ladies and Gentlemen supplied with superior enamelled Cards at an hour's notice,

W. MOFFITT.
23, PITT-STREET.

October 27, 1838.

LEE and PELHAM'S Australian Coffee House,

> AND SUPPER ROOMS,

PITT-STREET. OPPOSITE MASH'S MANCHESTER WAREHOUSE

LEE (late of the Royal Victoria Theatre,)
begs leave to return his grateful acknowledgements to his friends and the public for
their liberal support and patronage in his late LEE (late of the Royal Victoria Theatre,) capacity, and to announce to them that he has, in conjunction with WILLIAM PELHAM opened the above Establishment, where neither expence nor pains have been spared to render the accommodations complete.

N.B.—The choicest Viands, viz:—Fish, Soups, Meats, Curries, Made Dishes of every description, Jellies, Custards, Pastry, &c., &c., constantly ready.

A Steady Man wanted as Cook, none need apply, who are not thoroughly acquainted with their business.

Notice of Removal.

MR. HENRY FISHER begs to acquaint his Friends and the Public generally, that he has removed from Prince-street to Lower George-street, having taken those extensive Premises lately occupied by J. S. Hanson, oppotite A. B. Spurk's Stores, where he hopes by strict attention to all his customers to merit a

continuance of their favours so liberally bestowed on him for years past in Prince street.

H. F. is now enabled by the extent of his present Stores to offer his Friends a much greater choice than he was hitherto, and trusts they will favour bim with a call at their earliest

convenience.
N. B. - H. F. wishes all communications to be addressed Lower George-street, to prevent mistakes, there being a gentleman of the same name in George-street.

NOTICE TO PUBLICANS.

Removed from Prince street to Lower George street, opposite A. B. Spark's Stores.

ON SALE BY THE UNDERSIGNED, AYLOR'S Trueman's and Elliott's Double

Brown Stout in hogsheads
Strong Pimlico Ale, in hogsheads and barrels Strong Scotch Ale, in hogsheads and barrels Dunbar's Bottled Beer Harper's ditto ditto Mazetti's ditto ditto

Harper's celebrated old Port, in hogsheads and quarter pipes Ditto ditto ditto in three dozen cases Ditto Pale Sherry, in three dozen cases Ditto East India Madeira, in three dozen cases

Ditto Port and Sherry, pints, in three dozen Tuke and Hankey's Port and Sherry, in pints, six dozen cases
Mazetti's Port and Sherry, in quarts, three dozen

Ditto Clarct, in hogsheads and one dozen cases Harper's Gold colored Sherry, in butts, hogsheads, and quarters

A few butts Brown Sherry, very superior

Booth's London Cordial Gin, in three dozen cases, in or out of bond Schiedam Stone-bottled, ex Arachne, 4 2 P. in three dozen cases Ditto in four gallon cases, of various vessels Ditto in barrels, of eighteen gallons each

Brandy, Marett's superior brand, in hogsheads, ex Lady Fitzherbert Ditto in pipes, ex Ellen, &c.

Ditto in any quantity, two gallons and upwards, out of bond
Rvin, fine West India, in puncheons, 7 O. P. Ditto in any quantity exceeding two gallons, Devonshire Cyder, in pipes, hogsheads, and in

bottle bottle
Ditto in draught, by the ten gallons
Cape Wine, in halves and quarters (the Company's—the M in diamond and Ebden's brand)
Kyongee Cigars, in or out of bond
Perry, in three dozen casks
And a variety of other Articles, too numerous

to mention in an advertisement. HENRY FISHER,

Wine Merchant

Lower George-street.

To the Public.

IT having been reported that the undersigned has on Sale, a stock of LEE ward Island Rum, and such false report having a tendency to injure the good repute of the undermentioned establishment, it has been thought necessary to contradict the same, and to declare that no such spurious spirit as LE Eward Island Rum will ever be forced on his customers; but that he always is determined to keep a Stock of the best selected Wines, Brandy, Spirits, Bottled Ale, Porter, &c. &c., to which he very respectfully invites his Friends.

Cricketer's Arms, Pitt-street. November 5th, 1838.

To Builders, &c.

PERSONS willing to contract for the different branches of work, required in the erection of a Parsonage, on the Cook's River Road, can see the plan and specification at the office of MR. BIRD, Architect,

Kent-street, corner of Bathurst-street. November 5th, 1838.

£20 Reward.

Stolen or Strayed, from the Upper Williams River,

A LIGHT GREY ROAN MARE, black points, small star, branded (8 barred) under the near saddle, 169 off side, and an Anchor near shoulder, 15 hands high, 4 years old. Her year ling filly foal, dark bay, black points, and rather

large star.
A dark mouse coloured mare, almost black, showing a good deal of blood, branded two small www reversed on the ribs, small star, 4 years old 14½ hands high. Her yearling filly foal, a dark brownish bay, black points, small star, a little

white on the near fore foot. In addition to the above brand, they have all (ND conjoined) under the saddle, near side, the brand may however be indistinct and be mistaken for ID.

The mares are heavy in foal, and have been absent since 17th September, and it is supposed have been feloniously driven away. The above Reward will be paid on conviction of the offenders, or if strayed, any person giving information to M. W. Windeyer of the Upper Williams, or, to Mr. Nind of Paterson's River, will be amply rewarded for their trouble.

REWARD.

TOLEN or Strayed, Three Barrow Pigs, with White Legs, and one Sow with a lump on the off hind leg.

A REWARD of One Pound will be given on their being returned, if strayed; and Two ROYAL HOTEL, GEORGE STREET. Pounds, on conviction, if stolen. where they will have the pleasure to offer to their Friends a well selected Stock of Wines, &c., JOHN CINELY, Surry Hills.

Sydney, Nov. 5th, 1838.

New Goods.

JUST OPENED, AND ON SALE,

PAUNEN'S,

100, PITT-STREET, SYDNEY, CASE of FRENCH MILLINERY, of the A CASE of FRENCH MILLINERY, of the latest fashions, consisting of Ladies' and Children's drawn and plain Satin and Ducape

Bonnets, Dress Hats and Caps, and Bonnet ditto Collars and Collaretts, with the following assort ment of New Goods:—
Plain and figured Gros de Naps and Ducapes Satinctts
Plain and figured Poplins

Frank and agreed Popinis
Sarsnetts and Persians
French, Gauze, and Satin Ribbons
Gauze, Sarsnet, and Lutestring Ribbons
White and French Blond Lace and Edging Thread Lace Edging and Insertion
Babies' Cap Lace and Urling's Lace Edging
Babies' Satin Hats and Bounets
Frock Bodies, Frocks and Robes

Children's Silk and Chintz Frocks Chintz Muslin Dresses Worked Muslin Dresses Blond and Gauze Handkerchiefs and Scarfs Worked Muslin and Net Collars, Capes, and

Habit Shirts
Brussels Lace Collars and Capes
Four-four, five-four, and six-four black patent Crape Black Bombazine Black Bombazine
Widow's Caps and Bonnets
Willow Bonnet Shape
A large assortment of Leghorn
Tuscan and Dunstable Bonnets

Blond and Net Cap Fronts Black Lace Veils Four-four and six-four Bobbin Net and Quilling Colored and spotted Net Silk and Cotton Hosiery of every description French Kid Gloves of all colors

Long ditto ditto French Artificial Flowers A handsome assortment of Evening Dresses Muslin Gingham Dresses Scotch Ginghams
Printed Cambric Dresses and Town Prints.

with a general assortment of Haberdashery, too numerous to mention. Pitt-street, Sydney, 30th October, 1838.

Wanted Immediately. A FOREWOMAN, capable of managing an extensive Dress-Making Business. Apply to Mrs. Patten, 100, Pitt-street. References will be required.

October 30th, 1838.

NOTICE.

M. R. DODDS, late of the Firm of Dodds & Davies, begs to intimate to the Public, that he has this day entered into Copartnership with Mr. James Blackett, and Mr. William Aird, and that Business will be carried on under the name and style of "DODDS, BLACKETT, and AIRD," at Dixon's Steam Mills, Sussex-street, until their new Steam Mills, now in the course of crection, are completed.

RIRST Quality IRISH BUTTER is now selling by the Undersigned at 2s. 3d. per lb.,

Butter.

Sussex-street, 1st Nov., 1838.

Is. 10d. by the Firkin. HENRY PECKHAM.

35, York street, near the the corner of Market-street. BUTTER.

NOW LANDING, ex Abercrombie, from Hobart Town, and on Sale at the Stores of MONTEFIORES, BREILLAT & CO.,

Union Bank of Australia.

WANTED immediately, suitable premises VV either by purchase or on Lease. Letters stating terms &c., to be addressed to J. C. M'Laren, Esq., at Messrs. Gore & Co., Spring-

The second secon

Sydney, 6th November, 1838.

3rd November, 1838.

Royal Victoria Theatre.

THIS EVENING, SATURDAY, November 10th, 1838, will be performed the Farce of

THE RINGDOVES.

A SONG BY MR. FALCHON.

After which, the Interlude called BACHELOR'S BUTTONS.

THE SPEAR DANCE, BY MISS LAZAR.

To conclude with, for the first time, a Farce entitled A PECULIAR POSITION.

M. MAGNAY & CO.

RETURN thanks to their Friends for the R very liberal support they have met with since their commencement in Business, and beg to announce that they have removed to more commodious premises opposite the

viz:-PORT

In Wood or MADEIRA MARSELLA CAPE WINES of the "South African Company's" best vintages, always on Sale.
Champagne, Hock, Sauterne, and Claret.

or Bottle. These approved imports Magnay and Co., bottle in the Colony, and are selling at Fwelve shillings per dozen.

Devonshire Cyder, in prime condition

Tea, Sugar, and Cigars.

Hodgson and Taylor's Ale and Stout in Cask

Union Bank of Australia.

Sydney, October 16, 1838.

N.B.—Manilla Cigars, a choice sample at the low price of £1 18s per thousand.

Capital £500,000, in Shares of £25 each, one half to be reserved for the Colonies.

London board of directors.

GEORGE FIFE ANGAS, ESQUIRE.
ROBT. BROOKS, ESQ.
JAMES JOHN CUMMINS, ESQ.
JOHN GORE, ESQ.
ROBT. GARDNER, ESQ., Manchester.
CHRISTOPHER RAWSON, ESQ., Halifax
CHAS. HINDLEY, ESQ., M. P.
CHAS. EDWARD MANGLES, ESQ.
JAMES NORRES. ESQ. JAMES NORRIS, Esq.
PHILIP OAKDEN, Esq.
JAMES RUDDELL TODD, Esq.
THOMAS SANDS, Esq., Liverpool.

The public are respectfully informed, that the list for the allotment at par of the Colonial Shares of this Company is now open, and appli-cations will be received until the 1st December, when a Meeting of the Local Board will take place for the distribution of the Shares reserved

for this Town. Prospectuses or any information may be had of J. C. M'Laren, Esq. the Inspector, at Messrs. Thomas Gore & Co., Spring-street, to whom all letters of application, are to be addressed.

Sydney, 1st November, 1838.

WANTED, TWO APPRENTICES to the Wheelwright and Blacksmith business-Terms highly liberal. Apply to

DAIRY SALT.

signed.

JOSEPH PARKER, Whèelwright, &c., Goulburn street East, Sydney.

HUGHES & HOSKING. Albion Mills, October 22, 1838.

SMALL Quantity of fine Salt, of the

above description, on sale by the under-

A. Prospectus being in circulation issued by the Proprietors of the Australian Agricultural Bank at Adelaide, in South Australia, in which it is stated that Deposits intended for the proposed Bank may be paid into the Establishments of this Corporation in the Colonies, or in London to the agent of the Australian Agricultural Bank, FREDERICK BOUCHER, Esq., who is therein stated to be the Secretary of the

Bank of Australasia,

Sydney, Nov. 6, 1838.

Bank of Australasia,

INCORPORATED BY ROYAL CHARTER

Notice is HEREBY GIVEN, that Mr. Boucher is not the Secretary of this Bank in London; that this Bank has no connection whatever with the proposed Australian Agricultural Bank; nor will Deposits be re-ceived for it at any of the Colonial Establish-

ments of this Bank. G. KINNEAR,

Derwent Potatoes.

ON SALE AT Peckham's Grocery and Provision Warehouse, 35, York-street,

near the corner of

Market-street.

THE Undersigned is now landing, ex Aber-crombie, Eighteen Tons Derwent Potatoes, which he will sell at a moderate profit in quantities to suit families, and warrant them as imported, unmixed with Colonial Potatoes, which is so frequently the case, and by which means the quality of both kinds are injured.

HENRY PECKHAM.

SHIP NEWS.

ARRIVALS.

From Moreton Bay, on Wednesday last, having sailed the 1st instant, the schooner Bessey, with wool, bricks, &c. Passengers, Mr. Jackson two corporals and two privates of the 28th Regiment, two women and four children, twelve men and five women, expirces.

DEPARTURES.

For Java, on Wednesday last, the barque Rajah, Captain Fergusson, in ballast. For Calcutta, same time, the ship Felicity, Captain Small, with sundries.

PROJECTED DEPARTURES.

Kate, for Port Phillip, H. M. S. Beagle, for Bass' Straits, Calcutta, for Bombay, Coromandel, for New Zealand, to-morrow; Lady Fitzherbert, for Mauritius, Hind, for Norfolk Island, Cape Packet, for sperm fishery, the 11th instant; and the Lady Mary Pelham, for South Australia, on

The barque Fortune, 311 86-94 tons register, will be brought to the hammer by Messrs Isaac Simmons & Co., on Tuesday next, 13th instant. The brig William, Captain Thom, is loading

for Launceston at Fotheringham's wharf, Patent Slip. She is expected to sail the early part of next week. R. Anderson, agent. The Martha, brig, 121 tons, is offered for sale. freight, or charter. A M'Gau, Bree & Co.,

The Hope, Captain Coombs, is for freight or

There arrived in this port from the 10th July last, to the 30th of September, no less than 95 vessels of various tonnages; and there also departed from this harbour 87 vessels, varying in size and description. This account does not include any coasting crafts or steamers.

The Merope if not shortly sold, will proceed to Twofold Bay.

The Marian Watson will leave this port for Hobart Town, the early part of the ensuing week. She is loading at the Dock Yard.

The Bessey has brought up thirty-one bales of wool from the government flock at Moreton

FEVER SHIP, Maitland .- Tents have been pitched by the government, on the Big Manly Beach for the reception of the emigrants of this ship. The state in which this vessel arrived, on account of the sickness and distress occasioned thereby, beggars description. We are happy to learn that the William Roger's are improving rapidly.

The brig Hind sails for Norfolk Island to-

The Cape Packet, has hauled out from the Cove, preparatory to a start for the fisheries. The Florentia will take in the Hope's oil, after she has relieved the Merope of her's.

The Rajah, for Calcutta, and the Felicity for Java, went outside on Wednesday morning last. The Bessey is discharging her cargo at the Dock Yard, from which place she will remove as soon as discharged, to Fotheringham's wharf.

MARKETS.

'RIDAY, Nov. 9 .- There was rather a better let this morning, and the attendance much ter in the earl part of the day than we for some time past witnessed. A few green berries were in the market for the first his season, also a plateful of plumbs at cereton's stall, and a few fine cucumbers.

Howing are the present prices:—

TABLES.—Cabbages, 2d to 1s per head; and carrots, 4d to 6d per bunch; radditto; potatoes, (Derwent), 14s per tto (Colonial), 8s per ditto; cauliflowers, each; lettuce, 2d to 6d ditto; cucumto 1s 6d each; peas, 3s per peck; beans s 6d ditto; cellery, none.

Oranges, 1s to 4s per dozen; lemons, itto; ditto (Lisbon,) 1s 6d to 3s ditto;

arden) 2s 6d per dozen; goosebarries, mart; rhubarb, 8d to 10d per bunch; resh) 9d each; ditto (preserved), 1s

RODUCE.—Cheese, none in the mar-(fresh) 3s 9d to 4s per lb; ditto, to 3s 6d ditto; ditto (salt Irish) Turkies, 16s per couple; geese

ls, os to 6s per couple; ducks, 6s 1s to 1s 2d per lb; ham, 1s ditto; i) 7d to 8d ditto; sucking pigs, os Wheat remain at our last quo-

Barque

Brig

Ship

Commercial Journal.

SATÜRDAY, NOVEMBER 10, 1838.

" Knowledge is power."

Lord Bacon

Free Emigrant Labour-Aukward Dilemma of Masters.

WE predicted long ago that settlers and advocates for Emigrant labour, would find out their mistake when they so strongly advocated free labour in preference to that of prisoners of the Crown, and as we prophesied, they now wish they had stuck to the latter. We are led to these observations by the reading of a letter from one of our up-country gentlemen, who loudly inveighs against his emigrant servants; the general complaint being, that masters have no power to keep such servants in their employ, but that, they daily abscond from their service, notwithstanding their being bound by written contracts. They feel that they have not that authority over them which they possess over their European slaves, they cannot feed them on maize meal and stinking salt beef, or send them to a Magistrate for a bonus of fifty lashes when they cannot exact excessive labour, as they do with their convict servants, Free people will not be dealt with as prisoners are obliged to be; they give them leg bail, and that is the best bail that they have to offer.

We trust, that all severe task-masters will meet with no better success than those we refer to, and then they will discover in what manner they ought to have acted to-

wards their prisoner servants. In touching on this subject, we have to advert to a letter in the Monitor, signed by one Berresford Hodson, who talks a great deal about charges against the worthy Police Magistrate at Maitland, and of his great certainty of being able to prove them. We know nothing of the gentle-man, but we may doubt, without calling this gentleman's respectability into ques tion; we consider that all men who wish to make others do right, ought to come with clean hands themselves, and according to the Scripture, the man without sin should throw the first stone. We, therefore, would certainly desire to know a something of Mr. Hodson, before we give ourselves the trouble to enquire whether his charges are well or ill founded and we do therefore think, that the gentleman can have no objection to give us the place or places of his former abode in England, or whereever else it was, for the six years preceeding his departure, so that we may make some enquiry through our agents as to his former pursuits or circumstances in life. If he will do this, we may, perhaps, think something of him, and we shall give our readers the result of our enquiries as soon as the ship can bring it out. If he refuses to give these particulars, we shall draw our own conclusions, and leave the world to judge for themselves.

Chairman of Quarter Sessions.

In our last we stated that Mr. Manning carried the day with the Sydney Bench. The following is the result of the elections at the four following Benches.

PARRAMATTA.

Mr. Manning, proposed by Mr. Mac-kenzie, seconded by Mr. J. M. Blaxland, Mr. Raymond, proposed by Mr. Lawson, seconded by Colonel Wall.

FOR MR. MANNING .- Mr Mackenzie, Mr J M. Blaxland, Mr. Blaxland, FOR MR. RAYMOND.—Mr Lawson, Col. Wall, Major Druitt, Captain Booth, Mr Weston,

It appears by the report in our contem-

REMARKS.

porary the Australian, that the elections

Captain Wright. CAMPBELL TOWN. tion of Mr. M Alister to Mr. A. K. Holden, voting in that district, but himself and others contended, that a Magistrate was at liberty to vote in any district. Captain Coghill proposed Mr. Raymond, and was seconded by Mr. M'Alister. Captain Sturt proposed Mr. Manning, and seconded

at this Bench was a scene of confusion,

and their reporter felt himself quite incom-

petent to describe the "bear garden.

This uproar was occasioned by the objec-

The following are the names of the voters-which are equal on either side.

For Mr. Raymond.—Captain Coghill, L. Macalister, Henry Osborne, J. Osborne, H. Zouch, H. O'Brien, Andrew Gibson, David Reid, T. Aubray Murray,
For Mr. Manning.—P. Plunkett, H. Phelps, R. Westmacott, C. Sturt, J. K. Mackenzie, P. V. Bloomfield, W. Howe, H. C. Antill, F. All

Mr Holden sent in a protest to the folowing effect.

(COPY). To the Chairman of the Meeting now holden for the Election of a Chairman of Quarter

SIR,—I beg leave hereby to testify that I proffer my vote for Mr. W. M. Manning, and that I do so by my right to vote as a Magistrate of this Territory; and I request you to bear witness that my vote has been refused by the majority of the meeting, which right of theirs

majority of the meeting, to refuse, I protest against. "A. HOLDEN." Tuesday, Nov. 6, 1838.

The Magistrates also put in a protest who had objected to Mr. Holden's vote.

WINDSOR. FOR MR. RAYMOND .- Sir John Jamison, Co onel Gibbs, Mr Dunlop.
For Mr. Manning.—None.

MAITLAND.

Mr. Manning was proposed by R. Lethbridge, Esq., and seconded by R. B. Dawson, Esq; Mr. Raymond was proposed by R. Scott, Esq., and seconded by W. C. Wentworth, Esq.

FOR MR. MANNING .- Robert Lethbridge Charles Forbes, Patrick Grant, George Towns end, Robert B. Dawson, Edward Johnstone. FOR MR. RAYMOND.—A. W. Scott, Edward Mayne, J. Bowman, W. Hawkins, George D. Pack, W. C. Wentworth, H. C. Sempill, Hele-nus Scott, Robert Scott, Alexander Busby, Emanuel Hungerford, J. Blaxland, Edward D.

In Bathurst, as in Sydney, there was on opposition to Mr. Manning; but it will nevertheless be seen that Mr. Raymond carries the day.

Court of Requests.

A case came on at this Court the other day, the result of which we beg to lay before the public, for the purpose of showing them what they (similarly circumstanced) may expect, when brought as defendants in this Court. We shall give the case as A (plaintiff), and B (defendant). A, a bolter from the Colony, very much in debt, sav between £400 and £500, sends up from New Zealand to some person here, to act as his agent, and directs him to get him in certain debts, B being of the number. B is applied to, he refuses payment, and is in consequence summoned to the Court of Requests for the amount. Now, the learned Commissioner decides in favour of the plaintiff, i. e. the agent of this bolter, a debtor to a large amount in this Colony, out living in a country where the British will the public think of the Commissioner's judgment after this?

THEATRE.—The BATTLE OF HEXHAM was repeated at this Theatre on Tuesday night, to a beggarly account of empty boxes, and we wonder that so thin a house did not throw a great damp on the spirits of the performers. But notwithstanding, this excellent drama was well performed Mrs. Cameron's Queen was perfectly happy; she was graceful and dignified and it is a great pity that this lady's talents are "wasted in the desert air" by substituting her for Mrs. Larra. Mr. Knowles made as much as he could of the character he had to personate, and was tolerably res. pectable, but Simmons's Gregory was a rich piece of acting. Whoever could for one moment have entertained an idea, that Lee should be put into comparison with Mr. Simmons, in low comedy, or Falchon in Irish, must be just as great an ignoramus in theatricals, as the reporter himself. Mr. Falchon's Lishman is much before Mr. Lee's, on the stage. But as comparisons are odiors, we shall not attempt to put Mrs. Knowles into the scale with Mrs. Murray, in 1 er performance of the MIDDY ASHORE. If Mrs. K. can do no better than this, the sooner the middy goes afloat again, the sooner we shall be relieved from witnessing attempts at performance calculated rather to excite ennui, than any other feelings. We really felt for her on her attempting to sing. Of the rest of the performers in the MIDDY Ashore, we can say nothing in praise—it went off dull, stupid, and heavy, and we cannot wonder at it, considering the empty house before them.

Shakspeare's Tragedy of Othello, was produced at this theatre on Thursday night, to a very empty house. The character of Othello being sustained by the Roscius of New South Wales, and that of Iago by Mr. Simmons. Mr. Knowles's declamation of the part was brilliant in the extreme; it far surpassed the young Roscius, Kemble, or any one else that we ever saw, for beauty, correctness of reading, and chaste acting, setting ranting aside, whilst Hassen's Walls Stockade.—Guilty.—Death Re-Simmons throw George Frederick Cooke, corded. His Honor stated, that he should re-Simmons threw George Frederick Cooke, Kean and Young, wholly in the shade, by his personation of Iago. His delivery of the difficult passages and display of the passions, villainies and hypocrisy, clearly shewed him a man of superior qualifications. The scene where he inveigles

The little patches of singing were finely conceived, and would have done honor to Braham; we shall in mercy say nothing of the rest of the characters, with the exception of Fenton and Miss Winstanley, who really were respectable. Grove, was better. We took a book with us, and if his Cassio was not better than the other performances, it was not worse; but as this gentleman has been so grossly attacked, we took great pains to discover if he really was so very deserving of the censure, so lavishly bestowed upon him in the Gazette. We are bound to say, we have not seen anything in him at all likely to offend. If we have by any misfortune over-rated the performances of Othello, we urge as an excuse, the example given us by the Monitor, and if the public has been pleased to bear with their observations on theatricals, they surely will bestow their meed of pardon upon us if we have erroneously lauded performers to the skies,

Law Intelligence.

Shakspeare.

instead of giving them a good sound dress-

ing for their presumption in attempting

SUPREME COURT-CRIMINAL SIDE.

SATURDAY, Nov. 3.—Before the Chief Justice and a Civil Jury. William Brown stood indicted for striking William Bailey Parker with a shovel, at Syd ney, on the 11th day of August last, with intent to kill and murder him. A second count charged the prisoner with intent to do him some grievous bodily harm. The prisoner belonged to one of the street gangs. Discharged on the first count, but guilty on the second, and was entenced to be transported for life to a penal settlement,

John Finn stood indicted for the wilful mur der of John Warcham, by striking him on the head with an axe at Mount Vittoria, on the 23rd July last.—Guilty—Remanded for sen-

Before Mr. Justice Burton and a Military

Jury.
Joseph Gowenlock, a runaway convict, stood indicted for stealing sundry articles from the dwelling house of William Flannagan, of One Tree Hill, on the 18th March last. The prisoner was acquitted on this charge in consequence of the prosecutor being a Ticket of leave man, for the Act of Parliament runs, that no such per son can hold property. The prisoner was ther indicted for assaulting one John Williams, at Bathurst, on the 19th May, with intent to kill and murder him, with a pistol leaded with powder and ball, which he placed to prosecu tor's (a constable) head when he was about to take him into custody.—Guilty—Sentence o death recorded against the prisoner, with a re-commendation that he be sent to a penal settle ment for life, and never allowed to return to the colony.

Cornelius Shea stood indicted for a highway obbery, and assaulting one Anno Humphrey at Parramatta, on the 25th August last.-Guilty-Death recorded, with a recommenda tion that prisoner be sent to Norfolk Island for life, and never be allowed to return to the co

Thomas Smith stood indicted for forging ar order for £4 12s., purporting to be drawn by Alfred Dutton, in favor of T. Smith, directed to the cashier of the Commercial Bank, with intent to defraud one Frederick Costyn.— Guilty-To be transported for life. His Honor said, he should recommend his sentence to be

commuted to seven years.

James Wooton and John Smith, stood indicted for a highway robbery and an assault upon Richard Winter, of the sign of the "Man of Kent," public house, on the South Head Road, on the 30th August last. Guilty-Death recorded, with a recommendation to have the sentence commuted to three years in an ironed

stood indicted for a highway robbery on George Flag is not flying, and where no power of Plankett, at Parramatta, on the 21st of May attorney can consequently emenate. What last.—Acquitted. His Honor stated that there was not the slightest stain upon his character. Peter Flynn stood indicted for the wilful murder of one Richard Morley, at Mount Vitto ia, on the 20th June last. - Guilly of Man-

slaughter.—Remanded for sentence. Before Mr. JUSTICE BURTON and a Military

Serjeant Fox, of the 80th Regt. stood indicted for forging an order, purporting to be a Bathurst Bank note for one pound, with intent to defraud David Anderson.—Not Guilty.

Joseph Elliott, private in the 80th Regt. stood indicated for forging an additional for forging and additional forging and additiona

indicted for forging an order, purporting to be a Bathurst bank one pound note, with intent to defraud one John Smith, Innkeeper at Penrith. -Guilty of uttering-Two years confinement

in Sydney gaol.
Thomas Douglas stood indicted for cutting and maining with intent, &c., Thomas Ryan, an inspector in the Sydney Police, on the 14th August last.—(fuilty—To be transported to Norfolk Island for life, and never again be permitted to return to the colony.

John Cullen, Jeremiah Cooley, and William

Norwood stood indicted for a highway robbery on Thomas Roberts, on the Bathurst road, on the 3rd of July last. The latter pleaded Guitty, and the former were found so. Sentenced to Norfolk Island for seven years.

Lynn Shepherd stood indicted for a highway robbery on one James Carnovan at the Cow pastures, on the 17th July last .- Guilty - Life to Norfolk Island.

TUESDAY, Nov. 6 .- Before His Honor the

Chief Justice and a Civil Jury.
John O'Neale, alias Douglas stood indicted for uttering a forged promissory note, purporling to be drawn on Mr. David Cross, of the Mac-donald River, for £4 10s. The first count charged him with a forgery, but that not having proved, His Honor directed the jury to consider only the uttering, which was the second count. The jury after a long absence, returned a verdict.—Not Guilty.

Evan Thomas stood indicted for perjury.

This case arose out of contradictory swearing at the Court of Requests, in the case Thomas v. Byrne, on the 4th May last, for an overcharge poundage fees .- Not Guilty. It is sup posed that a case will arise out of this trial, in which the parties will be placed in different

WEDNESDAY, Nov. 7 .- Before Mr. Justice

WILLIS and a civil Jury.

Thomas Phillips, stood indicted for assaulting one John Murphy, with a pickaxe, at Hassen's Walls on the 1st of August last, with intent to murder him. A second count charged the prisoner with an intent to do the prosecutor ome grievous bodily harm. Both prisoners and prosecutor were convicts belonging to th ommend that he never be allowed to return from Norfolk Island.

Thomas Deigon Saunders, stood indicted for the wilful murder of Jemmy Bull, an aboriginal, by shooting him on the 6th September last.-

Cassio to drink, was splendid in a degree. marder of his wife Johanna Crowley, on the 4th

of October last, by striking her with a stick on the head several blows .- Acquitted, in conse quence of a great doubt existing among the Jurors whether the deceased expired through the effects of the blows or from the excessive use of ardent spirits, she having been drunk at the time the blows were given.

THURSDAY, Nov. 8 .- Before the Chief Justice and a Civil Jury.
Thomas Smithers, stood indicted for stealing a Cow, the property of Mr. Bryan, of Sydney, on the 15th June last.—Not Guilty.
William Amos, stood indicted for stealing

£20 in money, and sundry articles from the house of one John Newson, on the 1st of October Catherine Newson being put in bodily fear .-Not Guilty.

Police Incidents.

THURSDAY, Nov. 8 .- John Wheeler appeared on warrant to answer the charge of his master, Mr. Andrew Goodwyn, of Prince-street, for absconding from his hired service, and enticing his government man from his premises last Sunday, contrary to orders. Mr Goodwyn stated that it was not the first offence of the pricepus he beging on a previous oc. of the prisoner, he having on a previous oc-casion absented himself from his service for four days without leave, which he had overlooked. It was a common practice, prosecutor observed, for hired drivers to throw down their whips in the streets, and refuse to drive a load upon a dray any further, when any orders were given which did not exactly suit their tempers. Sentenced to three weeks hard labour in Carters'

Frederick Hughan, appeared on warrant, to answer a charge of misdemeanour preferred against him by his late employers, Messrs. Hughes and Hosking. Mr. Mitchell, chief constable, stated he apprehended the prisoner in a house in George-street. Remanded for further against to the goal until Saturday. urther examination to the gaol, until Saturday this day.

Henry Graham, a soldier in the 28th Regiment appeared on warrant to answer the charge of appeared on warrant to answer the charge of assault preferred against him by a woman, named Margaret Brennock, who it appeared was knocked down and kicked by the prisoner, when she was waiting for a letter from her husband in the Sydney Barracks. Committed. Allowed bail, himself in £20, and two sureties in £10 each.—"Two soldiers, did you say, your Worship." No," replied the Colonel, "Two sureties, not soldiers." surcties, not soldiers."

Patrick Keeting, a free hired servant, appeared n a warrant to answer the charge of Mr. Sparks, of the Royal Hotel, for refusing to obey rders, and insolence .- Ten days to Carters Rarracks.

Archibald Fitzpatrick, an ex-constable, who already stands committed to take his trial for two charges of forgery, was charged with utter ing a forged cheque, purporting to be drawn by a Mr. Hoskison, of Windsor, with whom prisoner had lived as servant. Mr. Hoskison stated that he never gave such an order to pri-soner, in fact, he was no scholar, and therefore ill his dealings were for cash; and he never but once gave an order, which was for about £30. The cheque in question was for £13 and upwards. Committed.

FRAUD .- Lieutenant Charles Henry Mortimer

Kelson, of the 80th Regt. is in custody of the Police, charged with fraud under the following office, that "Thomas Kelson," representing himself as a Lieutenant of the 80th Regiment, called upon Mr. Doyle, Tailor, &c., in King-street, and ordered him to make a pair of trousers and a waistcoat, which were to be sent to his lodgings at " Forbes' Hotel," hept by Ma Barnes, corner of King and York-streets. Mr D. consented to make and send them, but, in he mean time, (on the Thursday following) Lieutenant Kelson called to say, that he had removed his lodgings, and that he would take the things himself, if they were ready, to fit them on; and fur her, that he would call on Monday, Nov. 5.—Before the Chief Justice and a Civil Jury.

James Keith, a private of the 28th Regiment, change, but said that if Mr. Doyle could give Prisoner did call, but made some excuse about change, but said that if Mr. Doyle could give him change for a cheque on the Bank of Australasia, he would pay him, on the receipt o' he difference. Mr. D. stated that if the amount of the cheque was not large, he could give the difference. The cheque was then drawn upon the Bank for £5, which amount Mr. Doyle counted out in notes to the prisoner; when ust at the same moment, a stranger stept in and the Lieutenant sat down, saying he was in and the Lieutenant sat down, saying he was in no hurry, and begged Mr. D. to attend to his new customer. During the transaction with this new customer, the Lieutenant jumped up, and said that he had business a little higher up the street and would call down again, wishing Mr. D. to make out his Bill, which amounted o £3:—trowsers being £1 14s., and waistcoat El 6s. The Lieutenant did not again call, and Mr. D. saw nothing of him afterwards until Monday night last, at the entrance of the Victoria Theatre, where he addressed him, saying that he had passed his, (the Lieutenant's) cheque to a neighbour, and that the neighbour had paid it in on Saturday, with his cash into was forwarded to the Cashier of the Bank of Australasia, who stated that there were no funds in that Bank belonging to "Thomas Kelson;" on account thereof, he, (Mr. D.) said he should give him into custody, which was no sooner said than done. On Wednesday, the above facts were stated by the prosecutor to the Bench, and he prisoner was rem anded to the next day. He was accordingly brought up on Thursday morning, when, at his own request, he was remanded for further evidence until Monday

During the trial of John Crowley in the Su preme Court on Wednesday last, a man named Powers, a witness, in whose house the decease Johanna Crowley, was beaten, was committed to six months imprisonment for gross prevarication and drunkenness, while giving evidence An old woman, named Darcey, also a witness in this case, was ordered to be confined in a in this case, was ordered to be confined in a ceil, and fed upon bread and water for one month, for drankenness in witness box. POLICE OFFICE, FRIDAY .- We were truly

glad to see Mr. Kerr on the Bench in conjunc-tion with the Chief Police Magistrate. The asistance of a Magistrate learned in the Law, is most desirable at all times for the purposes o' the ends of Justice, as well as of great utility to the other Gentlemen forming a Bench. We consider it a matter of the highest importance, that a Barrister should be added to the number of Police Magistrates in all large districts.

THEATRICAL REPORTERS .- We are sorry to observe, that the gentlemen who report for two of our contemporaries are sometimes very incorrect as well as erroneous; we find one of thes entlemen constantly attacking Mr. Grove, as if e was really actuated by some private motive for me must confess that it savours much of ill feeling. We were present in the Theatre and eye witnesses of two of his performances, which the writer has animadverted upon in very severe terms, and we could really see no ground to warrant such strong observations; we do really think that we know as much of theatricals as the writer of that Critique, and if we see cause for censure, we shall never fail to give it without favor or affection for one performer more than another, but we shall never bend ourse ves to Not Guilty. The jury believed the gun went off accidentally.

John Crowley stood indicted for the wilful which we are wholly ignorant, as some of our

DREADFUL THUNDER STORM .- This Metro. polis was visited on Thursday morning by a nost awful Thunder Storm, accompanied by ightning and heavy rain. The electric fluid lightning and heavy rain. The electric fluid struck one of the wings of the General Hospital, and did considerable damage to one of the pillars; one of the wardsmen was seriously hurt.

A CRAMMER. - The Monitor states that the rain on Sunday night, penetrated the earth six or eight inches! Where the land has lately been dug, such a thing might have happened; but even in such a situation the assertion is very improbable. In a garden where the earth was dug, spade deep, about three weeks ago, the rain of Sunday, Wednesday night, and Thursday morning, has not penetrated more than four inches. Perhaps the Monitor writer saw water in a drain 6 or 8 inches below the foot path, and therefore concluded the rain had penetrated to that depth; and a very proper conclusion too, but rather a watery one.

Mr. Windeyer, the second P. M., observed in Court on the Saturday following the fast day, that it appeared from the confused manner in which witnesses delivered their evidences, that that day had " deranged their senses."

CAUTION TO PERSONS BECOMING FREE.—A man named John Hur ey, was sentenced to six weeks on the tread-mill on Tuesday last, for not having registered his residence, after returning free from Moreton Bay, according to the requirement of the Act. We should recommend those who are in Sydney, and have not conformed to this rule to do so without delay, or a similar

punishment may fall to their lot.

Force of Habit.—A late Officer of the Police
Force, being recognized by the second P. M. a few days ago, just when he wanted to send a constable on a message, was directed to order one to be in attendance. Immediately the second P. M. perceived his error, and begging pardon, said, similingly, "you see how strong the force

of habit is.' "Rose Inn," Pennith.—We understand that Mr. Crampton, of the Hotel Pitt-street, has purchased the House, &c., known by the name of Rose Inn, for £500, where it is his intention to remove, after having disposed of the good will and liceuse of his present habitation and Hotel. The Rose Inn is too well known to travellers to take further notice of it, than to express our opinion

that the intended landlord, is just the person adapted for such a house of call.

The Weathen.—Since our last publication, Sydney and its envirous have been visited with opious showers, accompanied with thunder and lightning. The grass about our hills, in and near the town has begun to sprout, and the gar-dens begin already to assume a healthy appearance, which is as gratifying to the casual observer, as it is to the owner or proprietor. But above all things, the inhabitants of Sydney are grateful for the supply of water, which at the cele brated bore, was beginning to dripple, and in con-sequence the watermen could not be supplied in such quantities as to allow them to retail it through the town, but at very high, and seemingly

Assault.—Two soldiers, Hoyle for an assault upon constable Boyle, and Dolan for an attempt to rescue Hoyle from the custody of Boyle, were handed over to the Commanding officer of their regiment on Wednesday, with copies of the depositions, to be dealt with by a Court Martial. We do not think this is alto-gether correct:—if a soldier commits an offence against the civil laws, he ought undoubtedly to be punished by the civil powers. It is impossible for the public to know in what manner a soldier is punished, when handed over to the military powers, and they, therefore, cannot know whe-

ther justice be, or be not, done.

The Australian Subscription Library, it is the wish of His Excellency should be thrown open to the public, as soon as it is removed to the intended new building. The admission will be through means of tickets, to be procured from a member of the committee to be received. from a member of the committee, to be renewed every three months. This wish, however, of His Excellency, is to be subject to the consent of a general meeting of its subscribers. An extra librarian would have to be appointed.

Suspicion of swindling .- A Collins was given into custody on Thursday by a person named Lockett, a shoemaker, for giving him an I. O. U. for 17s. 6d. in payment of a pair of boots, which I. O. U. he afterwards procured payment of, without returning it to his master, Mr. Parker, and therefore Mr. Lockett conceived that he had been swindled. It appeared that the prisoner Collins had lived with Mr. Parker until Saturday, on which evening Mr. P. gave him the I. Q. U. in balance of wages due; with which his servant went to purchase the said boots at Lockett's, and received a balance of about two shillings. After this transaction, Collins was offered £3 per week to go and work with a black smith, and acquainting his master on the Monday morning with his good fortune, who consented to let him go, and paid him the balance 17s, 6d. Collins stated to his master on receiving this balance that he had not the I. O. U. with him but that he would fetch it, having paid it as money to Mr. Lockett, for a pair of boots. These facts being satisfactorily

proved, the prisoner was discharged.

Captain Spence Wood, of the Despatch his paid the Police Office another visit, the particulars of which we shall give in our next; the case stands remanded.

CORONER'S INQUEST.—At the "Black Horse," Clarence-street, on Tuesday afternoon on the body of a man of colour, lately a servant to Mr. Macquoid, the High Sheriff, who put a period to his existence on Monday, by cutting his throat, while sitting at a table at the house of Mr. O'Deane, the Singalese interpreter, in the presence of the family. Dr. Hosking was called in and sowed up the wound, but the unfortunate man expired in about an hour afterwards. It appeared in evidence, that deceased and several times lately called upon his late master for a character, but was unsuccessful in procuring one, in consequence of his not. having left that gentleman's employ with clean The Jury returned a verdict of "Felo

Ginginal Correspondence.

To the Editor of the Commercial Journal.

To the Editor of the Commercial Journal.

Sir,—For some time back, I have been deprived of the pleasure of a sight of your valuable Paper; I however, by chemee got hold of one the other day, which contained an article on the negligence of some of the authorities regarding the publication of the amended law. "For the relief of Dibtors in Execution for debts which they are unable to pay." Since the appearance of the article alluded to, the said Act has been published and is now in full force, and some have been discharged from "Durance "ile," by complying with its provisions. Those persons were under execution from the Supreme Court; but, Mr. Editor, there is another class of Debtors under Execution from the Court of Requests; and I am unfortunately one among a number incareerated in this prison, who are anxious to know whether the said Act extends its benefits to them.

According to the title of the said Act, there is no dis-

incarcerated in this prison, who are anxious to know whether the said det extends its benefits to them.

According to the title of the said Act, there is no distinction—whether a man's debts be £5 or £500, provided he is unable to pay them; but the Schedules required by the said Act being headed "In the Supreme Court of New South Wales," having no reference to the Court of Requests; and throughout its several sections, making mention of the Judges, which we (confines) are led to presume, excludes His Honor the Commissioner of the Court of Requests; athough he is in that Court a Judge, to all intents and purposes, has left us in a dilemma; from which, depending on your wonted liberality and unwearied exertions for the public good; we are in hopes that you will relieve us by jubishing as early as conveni: it, your opinions, or those of any of your correspondents versed in these matters, for which you will have the grateful acknowledgements of a number of your fellow men, now seperated from their wives and Ismilies, who are in consequence left in a state of destitution, while the husband and father, after giving up his little all to one, is doomed to three months impris anneat in a good, to satisfy the demands or gratify the sphen of another mere less creditor, who has perhaps refuse! to excede to the only terms (in some cases very liberal) which the poor debtor has it in his power to offer.

I am, Mr. Editor,
Yours resucctfully.

Carters' Barracks, Nov. 5th, 1838. [At an ea ly opportunity we shall notice the subject of this etter. Ed.]

plumbs, (1 Is 6d per c bananas, (1 per lb. DAIRY P ket : butter (salt) 2s 9d 2s 3d per lb. Poultry. 5s each; for ditto; bacon, tations.

sup;

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Fruit.

4d to 6d c

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pork, (pickled FLOUR and

Abererombia Adelaide Bessy H. M. S. Beagle Calcutta Cape Packet Cærnarvon **Despatch**

eden Elizabeth Florentiu -1 Fortune Guids Hind ... , 3 Hope Hope Hygeia Integrity James Laing James Watt John M'Lellan Lady Fitzherbert Marian Watson Martha

Pocklington Roslyn Castle Sir John Berrusford Speculator Speculator William William Rodger

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Lady Gipps
Lady Mary Pellam
Maitland
Mandarin Mary Merope Ninrad Palmyra Pelorus H. M. B.

220 Pearson Barque Barque Steame Ship Sch. Ship 400 Ferrier Brig 140 Biscoe 206 Ross Ship Ship Sch. 425 Donal 146 Brend Brig Barque 368 Swindells 312 Clinch Barque Brig 602 Parsons 546 Tait Harding 204 Hunter Burque 450 Duke 292 Fidler Barque Barque 97 Munns 40 Guard 139 Thom 496 Hall Brig 3arque 188 Davidson William Stoveld

Montefiore & Co. 258 Geaves 169 Billing 51 Jackson (tross Dawes 10gs|Wickham Fovernment 706 Brown P. De Mestre H. M. Bagster Walker & Co T. Street P. W. Flower . Porter & Co. T. Street 452 Goodwyn V. S. Deloitte & Co. Captain Lister Egan 378 Coombs Montefiore & Co Devlin -Aspinall & Co. A. B. Spark 328 Hannah Fotheringham

AGENTS.

Ships in Harbour.

VESSEL TON. MASTERS.

143 Crew

210 Norris

225 Irving

662 Neal

362 Wood

266 Heard

198 Hall

31 Lester

141 Jones

273 Devlin

588 M'Donald A. B. Spark 60 Bainbridge Grose A. B. Spark Dacre & Co. A. B. Spark Aspinall & Co. Egah Gan & Co. Hughes and Hoskin Wilson Bros. ilchrist & Co. lovernment Walker & Co. A. B. Smith & Co. Γ. Street Guard & Catley

H. M. Bagster

Refitting Refitting Laid up

Refitting East, Isles Repairing Ready for sea Refitting Mauritius In quarantine Discharging Laid up Refitting Refitting Relitting Discharging Discharging Loading Launceston Anderson Gilchrist & Co.

Lg. for Hobart Town Discharging Refitting Discharging Refitting Ready for sea Ready for sea Discharging Ready for Sea Refit. Mauritius Loading for London Discharging Loading New Zealand loading for London Refitting Lg. Norfolk Island Discharging Loading for London

Loading Port Phillip Refitting Lg. South Australia Refitting Lg. Hobart Town Refitting N. Zealand Refitting for Fishery Refitting for Fisheries Loading for London Resitg. South America

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Refitting for Fishery