

THE FRIEND OF CHINA,

AND HONGKONG GAZETTE.

PUBLISHED EVERY THURSDAY MORNING.

No. 51 VOL. 1

HONGKONG, THURSDAY, MARCH 9TH 1843.

Price \$ 1 1/2 monthly }
Or \$ 12 yearly }

NOTIFICATION.

The publication of the Hongkong Gazette under the authority of Government, will be discontinued from this date: but all public orders and notifications appearing in "The Friend of China and Hongkong Gazette," with the signatures of duly authorized Functionaries of the Government are still to be considered as official.

By order,

J. Robt. Morrison,
Acting Secretary and Treasurer
Hongkong, March, 23rd. 1842.

POLICE.

BEFORE THE CHIEF MAGISTRATE.

January 7th 1843.—*Ho Auyee*, Barber, charged by *Sergt. Kerr* of 55th Regiment with selling Shamshoo. Complainant states, I yesterday in consequence of information received that my men had purchased Shamshoo at the Shop of the prisoners; I went to him and purchased from him two Bottles of Shamshoo for which I paid one dollar. *Sergt. Johnston* states I went yesterday with *Sergt. Kerr*, and saw him purchase two Bottles of Shamshoo from the prisoner for which he paid one dollar.

DEFENCE.—I only told the Soldier where the Shamshoo was to be purchased. I did not sell it to him.

ENTRANCE to receive 40 Strokes; to be fined 10 \$ to the Queen and to have his house pulled down.

January 9th 1843.—*J. B. Pain*, *Y. Martin Ford*. The Chief Magistrate addressed the parties on the subject of submitting the matter in question to arbitration, but defendant declined doing so, stating it as his wish that it should be decided by the legal Authorities.

J. B. Pain of the Auckland Hotel charges *Martin Ford* with breach of contract.

J. B. Pain states, on or about the 24th ult. I agreed to purchase from *M. Ford* 240 Barrels and 27 Puncheons of Ship Biscuit, to be delivered of the same quality as a sample which defendant then gave to me. *Mr. Bennett* and *Capt. Daniel* were present when the Sample was delivered to me about two days after I received the Sample. I obtained possession of part of the bread, and shortly after of the rest, on receipt of the whole parcel I opened several of the casks and found the quality of the bread which they contained very inferior to that of the Sample which defendant had previously given to me. I immediately sent for defendant and opened several other casks in his presence, in all of which the quality of the bread was inferior.

Defendant acknowledged to me at the time that it was so; I paid *Mr. Ford* 100 dollars previous to this delivery of the bread and 389 \$ more, on receipt of the whole parcel. *Mr. Ford* stated that although the bread was inferior to the Sample, he had not guaranteed it and that I must bear the loss. I then wrote to him stating that I was willing to receive all the bread which was of the quality of the Sample but he must either make some allowance for the quality of the rest or cancel the bargain and refund to me the whole of the money; this *Mr. Ford* declined doing, then I held a survey on the bread (survey produced) and signed by *Frederick James* master of Ship *St. Robert*, *Paul* and *Henry Naylor*, Master of Ship *Surrey*, I consider that the bread is not fit for any thing but to be stocked. The whole quantity is not worth to me 5 dollars.

Robert Daniells commanding Ship *Falmouth* states about a fortnight ago I was in the house of *Mr. Bennett* when *Mr. Ford* then stated that he had a quantity of bread for sale, *Mr. Pain* requested *Mr. Ford* to give him a meter of the bread. *Mr. Bennett* at the request of *Mr. Ford* then brought it, *Mr. Pain* then agreed to purchase from *Mr. Ford* the whole of the bread to pay by two afterwards, the casks of bread then in *Mr. Pain's* Godowns were shown to me, several of them were opened and found to be quite mouldy and unfit for use. *Mr. Ford* afterwards came to my house and the casks were opened in his presence and found to be of the same state. The bread was of a quality inferior to the Sample stated. *Mr. Ford* notified me that he was willing to receive all the bread which was of the quality of the Sample but he must either make some allowance for the quality of the rest or cancel the bargain and refund to me the whole of the money; this *Mr. Ford* declined doing, then I held a survey on the bread (survey produced) and signed by *Frederick James* master of Ship *St. Robert*, *Paul* and *Henry Naylor*, Master of Ship *Surrey*, I consider that the bread is not fit for any thing but to be stocked. The whole quantity is not worth to me 5 dollars.

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proposed to *Mr. Ford* to settle the matter with *Mr. Pain* by taking back that part of the bread which was bad. But he refused to do so. His reply to me was that he was willing to bear half the loss, but that he would not take back the bad bread. As a mercantile transaction I consider that all the bread which was not equal in quality to the sample produced, ought to be taken back by defendant.

DEFENCE.—*Mr. Ford* states, *Capt. Daniells* expressed a wish to purchase some bread from me, as I had a quantity on hand. I met him afterwards at *Mr. Bennett's* and he again mentioned the subject, I told him I was willing to sell him the bread at 1 1/2 \$ per Cask, after seeing the muster he said that he would give me 1 1/2 \$ per Cwt. for the whole quantity which I had on hand. *Capt. Daniells* asked *Mr. Pain* to go halves with him in the purchase. They agreed and the biscuit was purchased by *Mr. Pain* and *Capt. Daniells* for 1 1/2 cwt. I did not warrant the bread to be of the quality of the sample produced. When the sample was produced, I said this is a part of the bread, but I cannot warrant the whole to be of the same quality (The question as to the quality was put to me by *Capt. Daniells*). He asked me whether I would warrant the bread. I said that I would not warrant it, but that the sample produced was a part of it. The purchase of the whole was then made at 1 1/2 \$ per cwt. I sold some under similar circumstances to *Capt. Mitchell*, to *Capt. Stewart* who, although their Casks were bad, were well satisfied with their bargain. If the whole quantity, had been of the quality of the sample produced, it would have been worth more than seven times as much as it was sold for. I offered *Mr. Pain* to bear half the loss which would arise on the sale of the whole of the bread, but he refused to come to such arrangement.

Complainant is questioned by the Magistrate. Question.—When the purchase was made did you hear defendant say I warrant, or I guarantee the bread?

Answer.—Complainant, No. A similar question was put to *Capt. Daniells* who answered, No.

By defendant to Witness, *Daniells*. Question.—Did you hear me warrant the bread?

Answer.—I did not hear you make use of the word warrant, but I fully understood that the bread sold was to be of the quality of the sample produced.

By defendant to *Mr. Pain*. Question.—Did you hear me warrant the bread?

Answer.—No. I did not hear you say any thing about warranting the bread; but you produced this sample, as a sample of the bread.

By Chief Magistrate to Witness, *Bennett*. Question.—Did you hear *Mr. Ford*, say I warrant, or I guarantee this bread?

Answer.—No. I did not, but when the sample was produced *Capt. Daniells* said, Well I will take your word for it, I will buy the whole of the bread.

Question.—What did your understand by this expression I will take your word for it.

Answer.—Some conversation took place between *Capt. Daniells* and *Mr. Ford* relative to the bread which did not hear, but heard the conversation abruptly broken off by *Capt. Daniells* with these words, I consider that the bread is not worth to me 5 dollars. I then stated that I would take back the bread, and that I would give him 1 1/2 \$ per cwt. for the whole quantity.

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CANTON.

We learn from Canton that the Imperial Commissioner ELAROO, expired on the evening of the 5th inst.

Some activity has prevailed since our last in the Tea market, and we are told about forty Chops of middling and fair Congou, have been taken by the firm (which opened the market) at some four to five taels under the rates which then ruled for similar qualities. It is said low common Congou was refused at 17 taels, and it is believed can be got at less, for Cash.

Much undesired censure was bestowed on our Canton Correspondent. We are glad to find that his views with regard to the Tea market, have proved to be correct.

The arrival of the *General Kyd*, has rather depressed Madras Cotton. Cotton Goods are in fair request but the agitation consequent on impending changes, of necessity influences present transactions. We add the Cotton report for last month.

COTTON REPORT.

1ST AND 28TH OF FEBRUARY 1843.

Bombay	16,759	60,886
Bengal	486	13,613
Madras	5,251	30,424

Bales 22,496 Bales 104,923

GENERAL KYD included.

WHAMPOA TRANSHIPMENTS.

JUNKS on the great artery of China, the Yang-tzekeang, were often boarded, and opium was found openly exposed in chests in the holds without the slightest attempt at concealment;—thus, the smuggling of opium into China by the natives, is conducted upon a far more liberal dare-devil system than the cunning smuggling trade in the Canton river by the foreign merchants, who, either ashamed of their vocation, or fearful of the consequence of detection—very cunningly smuggle their piece goods, of various denominations and fabrics, out and in—under cargoes of rice—simulating plenty to the multitude—but cheating the government by their dissimulation.

Canton Register

ANOTHER point or which the Chinese Authorities may well complain and which would form a very good ground for their suspension of negotiations is the disgraceful smuggling which is now so daringly and openly carried on at Canton. It is said that one ship has landed no less than six or seven ships cargoes. That British Merchants should not only connive at, but participate in this practice is disgraceful, since it is neither more nor less than a bare-faced robbery perpetrated on the Chinese Government. The Plenipotentiary is said to have been aware of this, and it may have given rise to the tone in which he addressed the Merchants, on the occasion of their late appeal to him, and certainly it may be looked upon as affording grounds of excuse, though we still think, that the matter and manner of that communication were not at all becoming his Excellency's position as representative of the British Government.

Singapore Free Press.

GUNNERY.

In obedience to the general order published some two months since, Captains Phillips, Calamy, Brown, and Watson, the officers of the Royal Marines ordered on board the *Excellent*, to go through the practical and theoretical gunnery drill, for the purpose of enabling them to superintend the instruction of the four divisions in that branch of the service, and to commence duty next week. The four distinguished officers and eight private gunners who have been instructed in gunnery during the same period, will embark with the *Excellent* on the 10th inst. and will be constructed at each of the divisions intended that every officer, non-commissioned officer, and private, shall hereafter be instructed in the exercise of great guns, and be embarked in any sea-going ships, during the interval of their public service, and the Royal Marines will in due time be ordered. (Admitted service is made.)

FOR FREIGHT OR CHARTER.



THE A 1 Barque WILCOX, 200 tons per Register, H. Morris, Commander.

Hong Kong, 7th March, 1843.

G. F. DAVIDSON.

FOR LONDON.



THE A. 1 British built Barque "ANNBYRON," Captain GARR, loads at Hongkong and Macao, and has the greater part of her Cargo engaged.

Hongkong, 15th February, 1843.

FOR SALE.—Ship Chandlery, Cables, and Stores of all descriptions, Port Wines, Pale and Gold Sherry, Champagne, Moselle, Marsellin, English and French Brandy, &c., Bottled Ale and Porter, English Butter in Kegs, an assortment of Warm Clothing, and Beaver Hats.

NOTICE.—Goods and Merchandise of all descriptions, received and carefully stored in spacious dry, and secure Brick Godowns, at Hongkong upon moderate terms; apply upon the Premises to N. DUUS, or FEARON & SON.—Macao Goods are received and sold on Commission. HONGKONG, 1st JANUARY, 1842.

FOR SALE Shaw and Maxwells Port and Sherry in 3 and 6 dozen Cases, apply at the Godown of Messrs Gibb, Livingston & Co.—Hongkong 10th December 1842.

REAL ESTATE FOR SALE, the house (and lot opposite the Hongkong Market, known as the Auckland Hotel, also one lot on Queen's Road, south side, Apply to C. V. Gillespie, Hongkong, 25th Jan., 1843.

FOR SALE The fast sailing Teak Schooner "LALLA ROOKER" built by the same Builder as the Celestial, with Masts and Sails &c. complete, has just been newly coppered and is well worthy the attention of any Gentleman as a pleasure boat.

FOR SALE—Newcastle Coals in bags at 50 cents per pecul. Apply to C. V. Gillespie, 48 Queens Road, Hongkong 20th December 1842.

FOR SALE Several Extensive and Valuable Lots of Ground, eligible sites on the Queen's Road, having deep water frontage, and within a short distance of the Government Offices, &c. convenient one Storey Dwelling House, with a large plot of ground attached, facing the Sea. Particulars may be had of RICHARD OSWALD, Hongkong, 7th Feb., 1843.

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FOR SALE—On Board the American Bark LARK, 200 Barrels Dougl. 15 Barrels Spars, 24 Barrels Cork, 5 Hogheads Brandy, 100 Boxes of Soap, 5 Barrels Spirits of Turpentine, 5 Cases of Shoes, 5 Barrels of White Beans, 100 Tons of Coal, 10,000 Laths Board, 20 Cases of Rum, 100 Cases of Tea, &c.

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D. WILSON & Co. WINE, BEER & SPIRIT MERCHANTS, OIL & ITALIAN WAREHOUSMEN, HOTEL and STORE KEEPERS.

have, in connexion with their Establishment in Calcutta, completed most extensive arrangements with the first Houses in England and France for receiving regular consignments of every description of goods: and they are now prepared to execute orders to any extent for goods of the best quality, on the most moderate terms, and every article is guaranteed to arrive in the best Condition.

FIRST RATE WINES. received from the most eminent Houses in England and on the Continent. N. B. Liberal Credit and the usual Discount given to Regimental Messes and Dealers taking their regular supplies.

Lists of goods for sale to be had on application at the Store. AUCKLAND HOTEL } January 1st 1843. }

JUST RECEIVED, AND FOR SALE.—Mackintosh, Tagoni and other Coats; Lace edgings; Tuscan Bonnets; Gloves; Gause, silk and Cambric Handkerchiefs; Manrol, Chamole and other Yests; Caps; Beaver Hats; a large assortment of Stationery; Chair covers, Hearth Rugs and Carpets; 2 Tool Chests complete, also an invoice of Cutlery, Carpenters Tools, Britannia Tea and Coffee Pots; Glass Ware, Pewter Pots; Lamps; Pistols, Rifles, Fowling Pices; Gentlemen's Port-folios; Dressing Cases; Perfumery, &c.

Hongkong, Feby. 13th, 1843 P. TOWNSEND & Co.

C. V. Gillespie 46 Queens Road, has on Sale Large Singapore Spare suitable for Lower Masts, Corral Coal, square Iron Plate Glass, Irish Pork in barrels, Preserved Meats, Fish and Vegetables in tin and in cases of six dozen each, Sherry, Champagne, Port, Hoek, Brandy, White and Grey Long Cloths, &c Hongkong 3th Nov. 1842.

FOR SALE Anchors, Cables, Copper Sheathing and Nails, Patent Felt, Carpeting and Rugs and Woollen Tartan.—by W. T. Kinsley. Hongkong, Jan'y 11th, 1843.

NOTICE.—Goods and Merchandise of all descriptions received and carefully stored in spacious dry and secure Brick Godowns, situated on the Queen's Road No. 20 at Hongkong, upon moderate terms. Apply upon the premises to W. ALLANSON & Co. Goods are received and sold on Commission. Hongkong, 16th Feby, 1843.

NOTICE.—The interest and responsibility of MR. WILLIAM WARDROB SHAW in our firms here, at Maudhain, and in that of Buchanan & Co. Glasgow, ceased on the 31st December last.

[Signed] BUNNETT, SHAW, & Co. Pinang, 10th June, 1842.

FOR SALE—Newcastle Coals in bags at 50 cents per pecul. Apply to C. V. Gillespie, 48 Queens Road, Hongkong 20th December 1842.

ON SALE. Beef and Pork in barrels Cabin and Ship Bread Sperm Candles Arrack Glassware P. Townsend & Co.

FOR SALE The Bungalow, with six Rooms, convenient Offices for servants, and Godown; also Stables situated on the Queen's Road, opposite to Marine lot No. 46. dimensions of lot, 1120+ 1105. Apply to C. V. GILLESPIE.

FOR SALE Ship Chandlery, and Stores of all kinds for Ships. P. Townsend & Co.

FOR SALE Several Extensive and Valuable Lots of Ground, eligible sites on the Queen's Road, having deep water frontage, and within a short distance of the Government Offices, &c. convenient one Storey Dwelling House, with a large plot of ground attached, facing the Sea. Particulars may be had of RICHARD OSWALD, Hongkong, 7th Feb., 1843.

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EXCHANGE ON PARIS. TENDERS will be received by the Undersigned for Bills for France 70,000, & 80,000, in various sets, drawn by Captain Pigo of the French corvette Favorite, on the French treasury, at 30 days sight. J. A. Duran Jur. Macao 2 February 1843.

NOTICE.—Just opened and exposed for Sale, English Saddles and Bridles complete, out Umlbers Wine, Champagne and Liqueur Glasses, Decanters, Finger Cups and Butter Pots, Indian shades and spare burners, price moderate. G. Moses & Co. Hongkong, 1st March 1843

FOR SALE. Beef Tar Rosin Negro head Tobacco Pilot-bread Soap Pork Pitch Mackrell in Kits Navy bread Flour 450 boxes of raisins &c. &c. These goods are just landed from the American vessels LARK and NAVIGATOR and are in prime condition. Apply to G. F. DAVIDSON. Hongkong; 7th March, 1843.

FOR SALE.—Java Coffee and Rice, Bengal dute, English and American flour, and Biscuits, in whole, and half barrels, Salt Provisions, Salt Salmon in half Barrel, dry Codfish and Haddock in Drums, Tobacco, Soap, Candles, Paints and Paint Oil, Manila Rum, Java Arrack, English Brandy, in casks of all sizes; Gin in cases, a few Pipes, Quarter casks, Octaves 3 and 6 dozen cases of first rate Sherry and Port, lately arrived from England, Champagne, Claret, Noyau, Anisette, Cherry Cordial, and Cognac, in one and three dozen cases, Preserved Meats and Fruits, Jams and Jellies, and Pickles, Europe and Manila Rope, English, and Country Canvas, and a small assortment of Marine Stores, Stockholm, American and Coal Tar, and Pitch, Window Glass, Deep-sea, Hand, and Log Lines, Marlin and Trawling Siltzer Water, Cigars, Crockery-ware, Table Salt, Sauces, Sauce, and White Wine Vinegar; just arrived a small quantity of Butter, Ham, Cheese, Sausages, and prime Bengal Bottled Beer, at \$3 and a half per Dozen. Apply to N. DUUS, FEARON'S Wharf, No. 18, Queen's Road. Hongkong, March 1st, 1843.

FOR SALE.—The fast sailing Teak Schooner "LALLA ROOKER" built by the same Builder as the Celestial, with Masts and Sails &c. complete, has just been newly coppered and is well worthy the attention of any Gentleman as a pleasure boat. ALSO a Teak Built Copper fastened Gig 24 feet long, complete in every respect. For particulars apply to BENNETT, PAIN & Co. Hongkong, 3rd March, 1843.

AUCTION. To be Sold by Public Auction, on Friday the 10th Instant, on board the Barque "TERROR" by the Undersigned.

Brandy in Wood and Bottle, Whiskey in Ditto, Holland in Casks, Gin in Ditto, Sherry in Wood and Bottle, Port in Ditto, Claret in Cases, Hermitage in Ditto, Champagne in 3 Dozen Cases, Vinegar in Ditto, Saddles, Iron Nails, Sperm Candles, Cabin and Ship Bread, Tobacco, Oils and Paints, Paint Brushes, Telescopes, Europe Canvas, Fish Hooks, Playing Cards, Percussion Caps, Sporting Powder, Blankets, Slop Clothing.

TERMS.—Cash before delivery, in Spanish or Mexican Dollars. N. B.—The Rendezvous Flag will be hoisted at the main at 8 o'clock, and a Gun fired at the commencement of the Sale. A Boat will be at the Harbour Master's Jetty to convey Purchasers off. Hongkong, March 8th, 1843.

P. TOWNSEND & Co.

Shipping Intelligence. ARRIVED. MAN. 2nd Thetis, Roche, Macao. 2nd Payche, Macao. 4th Vaxen, Carr, Macao. 4th Saputra, Smith, Lomboc. 5th Gitana, Salado, Macao. 5th Camieu, Gilca, Chiaman. 5th Gazelle, [Amer] Croker, Macao. 6th Welcome, Maria, Chiaman. 7th Thomas Crisp, Metcalf, Macao. 7th Thomas Crisp, Metcalf, Macao. 7th La Fayette, P. Cooley, Macao. 8th Ingwood, J. Keary, Havre. 8th Tuley, Whampoa. 8th Abbenon, Gelling, Macao. 8th Main, Carr, Macao. 8th Main, Sproule, Macao.

ARRIVED. 5th Eliza Stewart, McLeod, Macao. 5th Victoria, Whampoa. 6th Vixen, Carr, Macao. 7th Velocity, Browning, Macao. 7th Thomas Crisp, Mistral, Macao.