

SHIPPING INTELLIGENCE.

PORT OF MELBOURNE.

August 5.—Yan Yung, steamer, from Sydney
 6.—Kosciusko, ship, from London
 7.—Edina, steamer, from London
 8.—Edina, steamer, from London
 9.—Edina, steamer, from London
 10.—Edina, steamer, from London

August 4.—Black Swan, steamer, for Launceston
 Ben Pitt, at 10, for King Island
 5.—Lady Lou, schooner, for King Island
 6.—Edina, steamer, for King Island
 7.—Edina, steamer, for King Island
 8.—Edina, steamer, for King Island
 9.—Edina, steamer, for King Island
 10.—Edina, steamer, for King Island

For London—True Briton, August 15th.
 REMARKS.—Wind, W.; moderate; weather, cloudy. Bar, 29.5; ther, 51.

DATES ON WHICH COURTS WILL BE HELD IN THE OVENS AND MURRAY DISTRICTS.
 Circuit Court .. Beechworth .. 15th October
 Quarter Sessions .. Albury .. 22nd Novr.

The Ovens and Murray Advertiser.

PUBLISHED EVERY TUESDAY, THURSDAY AND SATURDAY.

SATURDAY, AUGUST 11th, 1866.

THE CRISIS IN QUEENSLAND.

Scarcely has the crisis passed away in Victoria, and a return to law and order been effected, than the youngest colony of all, Queensland, thinks fit to indulge in a somewhat similar social revolution; the only difference being that—unlike Sir Charles Darling—Sir George Bowen declines to be made a tool of, or to swerve from the instructions furnished him by the Imperial Government. The origin of the dispute is financial embarrassment. Suffering for some time from this cause, the monetary affairs of Queensland, have recently become thoroughly disorganised, partly through the suspension of a bank with which a loan had been contracted. To remedy this state of things, and in order to meet the most pressing liabilities, the Macalister Ministry wished to bring in a measure legalising the issue of Treasury Bills, but to this His Excellency would by no means assent. The consequence was a rupture between the Governor and his advisers, followed by their resignation, and the formation of a new Ministry, having Mr Herbert for its head. The new Cabinet, however, not possessing the confidence of the Legislature, was unable to carry on the public business, and, consequently they, in their turn, came to grief, leaving His Excellency no option but to send for his former advisers, who are again reinstated in office. The latest phase of what may ultimately prove a somewhat serious affair, is the holding of a monster meeting at Brisbane, for the purpose of petitioning the Queen for the recall of Sir George Bowen. "This is a very pretty quarrel as it stands at present, but how it will end remains to be seen. In the meantime the best interests of the colony suffer, and that severely, from the want of unanimity amongst those carrying on the Government."

OUR LOCAL EXHIBITION.

Intending exhibitors should bear in mind that the opening of the Ovens and Murray Exhibition is definitely fixed to take place on Thursday next; those, therefore, who have contributions to send in should lose no time in doing so, as although the Committee will receive exhibits during the whole of the time the Exhibition is open, yet the most prominent positions will soon be occupied, so many applications for space have already been made. It is incumbent on the residents of these districts to do all in their power to make the Exhibition a success, seeing that by its means will our capabilities and resources be judged, when the exhibits reach the metropolis. From present appearances there is no doubt but that the Ovens and Murray Court will be one of the most interesting in the Intercolonial Exhibition, but still there are wanting many products, both vegetable and mineral, to make it thoroughly complete. In connection with the opening, we observe that his Worship the Mayor has requested the burgesses to keep holiday on the occasion, which request, we have no doubt, will be unanimously acceded to. Season tickets for the Exhibition are now ready, and as the cost is, but small, we have no doubt they will be largely availed of. As a matter of course every one amongst us will visit it, so that they may be able to compare notes as to the progress we have made.

THE WEATHER.—Rain, rain, unceasing rain has characterised the weather for the last day or two. Miners now will have no reason to complain of the want of water, for some time to come, at least. Caulder and Party's dam, at the One-Mile, is now within a foot of being as full as when it broke away two years ago. Lake Kerferd is likewise rapidly filling, the gauge, yesterday, showing a depth of between 13 and 14 feet.

DEVELOPMENT LAND SALE.—Sales of Crown Lands are gazetted to be held at Benilquin on Monday, Tuesday, and Wednesday next.

TELEGRAPHIC DESPATCHES.

PER BRISBANE AND CO. REUTER'S AGENTS.

VICTORIA.

MELBOURNE, Friday.

The doctor of the ship Palm Tree was arrested yesterday, owing to a report having become current that he intended to leave the colony for Calao. He has since been admitted to bail. The third officer of the same vessel was charged at the Williamstown Police Court, to-day, with misconduct towards the female immigrants. The case is still unfinished.

The final returns for the Western Province are not yet to hand. But little doubt is entertained as to Mr Strachan having been elected.

QUEENSLAND.

BRISBANE, Friday.

A monster meeting was held here to-day for the purpose of considering the advisability of petitioning the Queen for the recall of the Governor, Sir George Bowen. A petition to that effect was adopted, and a large number of signatures obtained. Notwithstanding the immense number present, the proceedings were very orderly.

THE DISTRICT ELECTIONS.

SHIRE OF BEECHWORTH.

The election of one Councillor, as a representative of the North Riding of this Shire, took place on Thursday. The candidates were Messrs McKinley, Horrocks, and McDonnell. The polling went off very quietly with the following result:—

McKinley	70
Horrocks	56
McDonnell	50

Mr McKinley having therefore obtained the largest number of votes, will be declared duly elected.

SHIRE OF BRIGHT.

The election for two vacant seats in the Bright Shire Council, resulted in the return of Messrs Brady and Gitchell, the following are the returns from the different polling places:—

Brady	21
De Mole	20
Gitchell	25

Brady	7
De Mole	8
Gitchell	6

Brady	16
De Mole	6
Gitchell	8

Brady	16
De Mole	6
Gitchell	8

Brady	16
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Gitchell	8

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Gitchell	8

Brady	16
De Mole	6
Gitchell	8

BEECHWORTH POLICE COURT.

Tuesday, August 7th, 1866.

(Before the Mayor and W. Telford, Esq., J.P.)

John Phelan v Eliza Orchard; for being the owner of an unregistered dog. Fined 5s; costs 6s 3d.

Same v John Byers.—Same offence. Fined 5s with 6s 3d costs.

The Court then adjourned.

August 8th.

(Before W. H. Gaunt, Esq., P.M.)

Thornton v Werner.—Claim £5 3s 3d for goods sold and delivered. Mr F. Brown for defendant, admitted the account with the exception of five items. He examined the plaintiff relative to the account. There was a cross summons for £9 19s 6d. The books were incorrect, and the accounts were so mixed up, that it was impossible to understand them. Both cases were struck out.

McClintock v Ah Men.—Claim £1 11s.—No appearance.—Struck out.

Same v Ah Chung.—Claim £1 2s.—No appearance.—Struck out.

Francis Martin was charged with larceny. He was remanded until Thursday.

August 9th.

(Before W. H. Gaunt, Esq., P.M.)

George R. Fowel, arrested on warrant on a charge of embezzlement, admitted he was the party referred to in the warrant, and was remanded to Albury, where the offence was committed.

Francis Martin charged with larceny, was, on the recommendation of Dr Dempster, remanded until the 18th inst, for medical treatment.

Smyth v Fisher.—Claim for £10, wages due. Mr Darvall for the defendant, consented to an order being made for the amount claimed, and £1 2s 6d costs, execution to be stayed for three weeks.

Barford v Pyke.—Breach of contract of complaint as his hired servant, on the 7th inst. Mr Brown for the defendant. After hearing the evidence, which proved that the case was of a trifling nature, the Bench dismissed the case.

The Court then adjourned.

August 10th.

George Skinner was charged with larceny. He was on remand from Wangaratta. Dr Dempster stated that the prisoner was quite harmless, and he was therefore discharged.

The Court then adjourned.

BRIGHT POLICE COURT.

Wednesday, August 8th.

(Before A. C. Wells, Esq., P.M.)

Sam Kimm Lee v Ah Goom.—Claim £13 18s 6d. Mr Thompson for plaintiff. Order for amount with £2 18s 6d costs.

Ah Chun v Ah Coon.—Claim £9 18s. Mr Thompson for plaintiff. Order for amount with £1 18s 6d costs.

Collingwood v Trebleack.—Assault.—Settled.

Newton v Winter.—Claim £3 10s. Mr Thompson for plaintiff. Order for amount with 15s 6d costs.

Newton v Clerk.—Claim £4 10s 6d. Mr Thompson for plaintiff. Case dismissed. No costs allowed.

Palmerston Gold Mining Co. v M. Taylor. Mr Thompson for plaintiffs. Adjourned for a week.

NON-PAYMENT OF RATES.

Winter v Herbert.—Claim £12 16s, for rates.

Mr Thompson for plaintiff; Mr Staunton for defendant.

Mr Thompson stated that plaintiff was collector of rates, and left a receipt for the amount of rates with Mr Goldfinch, who handed over the receipt to Mr Herbert, to whom Mr Winter was indebted on some private account, and Mr Herbert said he would give credit to Winter on his private account, for that sum, £12 16s. Mr Winter admitted being indebted to Mr Herbert, but this receipt was to have been handed over to Goldfinch, only for cash.

Mr Winter's testimony bore out the above statement.

The Secretary of the Shire proved that Mr Winter was duly appointed the Collector of Rates.

John Goldfinch sworn: Winter left me five receipts, and told me Herbert would leave money for him.

Herbert did leave money for three receipts which I handed to Winter. They were sums due by Sinclair.

Winter told me to take the other receipts, he said "No, Herbert will settle it."

Herbert gave me a bill for timber due by Winter, and the balance, £1 13s 6d, in cash, for the two receipts in question.

Had authority from Winter to settle it. So. Had no conversation with Winter respecting the amount. Knew Winter owed the money, but he never told me to give the receipts in payment of the timber. Winter refused to accept the balance.

R. Herbert, sworn: No conversation took place between Winter and myself previous to the 31st May, to the effect that the rate receipts be handed over for payment of Winter's debts. Mr Goldfinch informed me two receipts were left with him for me. Did not leave cash for the receipts. Left a bill for £11 and cash for the balance. Did not receipt the bill, if Winter would accept it. Goldfinch gave me the rate receipts.

Winter told me that he would not ask me for money for rates, until he was prepared to settle with me.

Order for the amount, with £2 16s 6s costs.

Same v W. McKay.—Rates.—Mr Thompson for plaintiff. Order for the amount with £1 18s 6d.

COACH ACCIDENT.—An accident happened to the Beechworth down coach when passing through the Ovens flats on yesterday (Friday) morning. When the coach was passing one of the numerous creeks on the flats the single bars flew off, and the three leading horses consequently got away, one of them was almost instantly killed by coming against a tree, the other two rushed at a tremendous speed over the Wangaratta bridge towards the stables.

We are happy to state no one was hurt.

ORIGINAL CORRESPONDENCE.

THE EVERTON TOLL GATE.

To the Editor of the Ovens and Murray Advertiser.

Sir,—The public would not be much interested in any reply of mine to the personal insinuations of a "A Shire ratepayer" in your last issue: nor indeed have I any occasion to notice them as they have fallen so very wide of the mark. So far from my being the writer of the leading article alluded to, I was and am at direct issue with much that it contained. While the leader says that toll gates are necessary evils, I consider them to be an unmitigated nuisance, and the "exceptional circumstances" under which I suggest their being tolerable have no existence in this colony. Did the law provide no other means than toll bars for raising money to make or repair roads I would admit their necessity, as I attach more importance to ready intercommunication than to any other benefit we have the power of conferring on ourselves. As to the illegality of toll gates on unreserved roads I also differ with the writer of the article, because neither a survey nor a proclamation are requisite to constitute a public highway; I could give a host of authorities for this. Even a fee simple does not hold good against long undisturbed use; not to speak of roads through Crown lands open for years between two townships. If the road, by not being reserved, be in such a position as to render a toll upon it illegal, then it is not legally a road for any purpose whatever, and Dr Mackay could throw a fence across it every day in the year or fall trees along its course. Indeed, Mr Editor, should your opinion prove to be correct, there is not a single public road in this Shire. My own opinion—which I give with some hesitation—is that the road between Wangaratta and Beechworth was proclaimed some years since, but I cannot lay my finger on the notice.

"A Shire Ratepayer" says "the Beechworth Shire Council are not blocking up old established tracks," but immediately afterwards he states, "the object in view in stopping up the Horse Creek track," which involves an apparent contradiction to his first statement. However, I am aware that that track will be stopped up if the motion standing in the name of Councillor Graham for the abolition of the toll-gate should be lost at the next meeting. As to the assertion that this road has only been in use for eighteen months, I am almost certain I travelled it as a convenient track some eight or nine years ago. Will "A Shire Ratepayer" point out under what clause in the Act the Shire Council dares to destroy a highway used for eighteen months? The 126th section empowers Boards to "open or make new roads and divert or alter or increase the width of any road," but most certainly not to block it up without making another road to serve the same purpose.

I am asked "why the miners and farmers should be called upon to do that to a road they never travel, while those reaping the benefits pay nothing." I answer that there is no man in this Shire who does not reap the benefit of the Melbourne-road, bad as it is, or who would find his advantage in its being made better. Moreover, it seems to me incontrovertible that every extra expense put upon the carrier must, by the simplest of laws and the easiest of all processes, reach the consumer. Your correspondent's observation must be very limited indeed if it has told him no more than that "carriage, like everything else, rises and falls according to supply and demand." Does he mean to tell us that if the tolls amounted to £20 per ton we might expect our goods occasionally carried for less than that sum; or that the carrier does not calculate what the tolls will cost him and add that to his other expenses? If the teamster, in reckoning what will give him a fair profit or any profit at all add the cost of his horses feed, surely he will not forget the cost of tolls or any other necessary outlay. The arguments that apply to the £6, which turnpikes must apply equally strongly to every component part of that sum even, to the 7s a ton which is, I believe, about what he pays through the Everton tollgate on his journey. If "A Shire Ratepayer" desires us to believe that the carrier charges no more because tolls are on the road, although he will be £6 out of pocket on each trip himself, it is idle to argue with him.

I made no insinuation, "insolent" or otherwise, as to the Stanley Road Board. I was a great believer in the efficiency of that body. As far, too, as I have considered the subject, I think the Council perfectly right in adhering to the determination not to have their portion of the Melbourne-road proclaimed a main road. I never gave any advice as to petitioning for the removal of the Everton tollgate, but since "A Shire Ratepayer" considers that course "insane" I do most heartily give that advice now. The threat of "cutting down the expenditure on that road to the proportion to which it is entitled according to the rateable property along its course," is as innocuous as it is malignant. I presume that the same Council which abolishes the tollgate will be far-seeing and consistent enough to have at least as much expended on it as heretofore. A road should not be valued by the number of ratepayers along its course but according to the number it serves, and the Melbourne-road serves every soul in the Shire.

As to my suggestion that an additional 1d in the £1, might produce as much as the toll gate without the extra expense of collection, I should have said that 2d would do so; but if we take into consideration that the cost of collection is heavy out of all proportion to the net proceeds, and that this cost would be saved by the extra rate, my 1d is far nearer the mark than "A Shire Ratepayer's" 4d. In fact were the total rates not more than 1s, we would have the Government equivalent of £2 to £1, on the additional rate, while we can get

no equivalent whatever for a toll fund. As some of your readers may not be aware of the state of the Everton toll fund, I may state that from October, 1865, to the 31st July inst. the total collections have been £266 7s 6d, while the cost of collection for the same period has reached £106 15s; in other words we have paid out of one of our pockets, in ten months, the sum of £266 7s 6d, in order to put into another of our pockets £150 12s 6d.

I remain, Sir,
 Yours obediently,
 RATEPAYER.

THE REV. MR. INGLIS LECTURE.

To the Editor of the Ovens and Murray Advertiser.

MY DEAR SIR,—The letter from the Rev. Mr Inglis, which appeared in your issue of Tuesday, respecting the proposed report of his lecture that was inserted in the Constitution, on Monday, proves that a grievous wrong has been attempted upon a respected citizen and esteemed minister of the Gospel who is dwelling in our midst, which wrong I, with many others, hope the writer of the shameful article will hasten to repair, as far as he can, by a suitable apology.

Sir, this is not the first time that there has been just ground for complaint of reports emanating from the same quarter, but in the names of honor and peace I hope it will be the last. Truthful reports, with intelligent and honest criticisms of public lectures, are desirable, because they are beneficial to the community; but misreporting, while it may gratify a malicious mind, can benefit no one, but may prove injurious to the character and usefulness of worthy men.

If an apology be made to Mr Inglis, through the press, it will, perhaps, be regarded by the public as a guarantee that such liberty will not be taken in future, and, therefore, will be disposed to look over past offences; but should the apology be refused, the aggressor may expect to be sent to "Covey" by every respectable inhabitant of Beechworth; and in the event of such attacks being repeated, the author of them may render himself liable to a good flagellating from some aggrieved party, such as was once inflicted upon a distinguished member of the press, in this colony, by the late "Lo la Montes."

Hoping no one will ever be desirous to inflict such a method of retaliation, I am, yours,
 A CITIZEN OF BEECHWORTH.

Beechworth, August 8th, 1866.

REV. MR. INGLIS AND THE CONSTITUTION.

To the Editor of the Ovens and Murray Advertiser.

Sir,—Had the Rev. Mr Inglis known what value the public of Beechworth are in the habit of attaching to any remarks made by the Constitution newspaper, more especially when they refer to this portion of the district, he would not have troubled himself by replying to the so-called criticism on his lecture which lately appeared in its columns. The somewhat noted character himself, thinned down by a long residence in the Australian colonies. "Asleep again Tom," old Wardill exclaims, in Mr Dickens' famous work, "Asleep again S." well might the audience at every public meeting in Beechworth cry out. To this weakness on the part of the gentleman in question the paragraph, which appeared in Monday's Constitution is no doubt attributable. Rendered cross and peevish by the shortness of his nap, he revenges himself by abusing the lecturer, charging him with making statements about angels, bishops, &c., which only existed in his own uneasy dreams.

Yours, &c.,
 ONE WHO WAS THERE.

Beechworth, August 8th, 1866.

CHILTERN.

(From our own Correspondent.)

August 8th.

The return of gold from the Extended Sons of Freedom for the week ending Monday last was 98 oz. This return seems small in the estimation of the works, but those acquainted with the workings of the claim are well satisfied, as the men below have been engaged for the past three weeks following up a tributary which ran into the main lead from the creek-road, and if not taken out now would have to be left entirely, but this will be finished this week and the men will return to work on the main lead.

WAHGUANYAH.

(From our own Correspondent.)

August 8th.

Mr Clarence Smith, Government Contract Surveyor, is here surveying for parties taking up land under the 42nd section of the Amending Land Act 1865. Persons requiring his services have now an opportunity of obtaining them.

The Victoria steamer has left for Beechna.

The Wahgunyah leaves this day.

The river is steadily rising, splendid rains having fallen, scarcely without intermission, since Sunday night, a portion very heavy. The country looks very well.

ERRATUM.—In our report of the North Ovens Road Board meeting, which appeared in our last issue, we mentioned that Mr Souer's tender for erecting a bridge over Reid's Creek, at Morey's Crossing, was £1522, it should have been £1022.

THE CRESCENT CITY MINSTRELS.—Lovers of Negro Minstrelsy will have an opportunity of indulging their predilection by attending at the Imperial Hotel, High-street, this evening. Their performances are well spoken of.

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