The Chargé d'Affairs of the United States of America, had the honor, on the 14th. of this month, to receive the note of the Most Excellent Sñr. Francisco Carneiro de Campos, Minister and Secretary of State, dated the day previous; with the Memorial (requirimento) of Francisco José de Abreu Faria, complaining of having been forcibly brought off from the Port of Rio Grande de San' Pedro do Sul, by Captain Gardener of the Brigantine Argus, of New Bedford in the U. S. of America; on board of which the memorialist had been placed, as a Custom House Officer.

Always desirous of employing his good offices, wherever the occasion may be presented, to reconcile differences between the citizens of the United States, and the subjects of H. I. Majesty; and of repressing, so far as his influence may extend, every kind of ill-treatment, on the part of his fellow citizens, towards the officers of H. I. Majesty in the exercise of their duty, whatever their station may be, The Chargé d'Affaires of the U. States attended, without delay, to the subject referred to, by the note of His Excellency the Minister; and has now the further honor to return the memorial,

according to His Excellency's request, and to trans-
-mit, at the same time, the counter-Statement
of Captain Gardner, verified by his oath, and
the oaths of the mate and two seamen of the
Brig; and to inform His Excellency that all
the principal facts of Captain Gardner's state
-ment were noted for Protest, at the Consulate
of the United States, immediately after the
arrival of Captain Gardner in this port, with
the Memorialist.

In weighing the evidence
of conflicting statements, circumstances must
often decide which is most probable. It does
not appear that the duty of the memorialist
required his presence on board, after the Brig
had made Sail. It is understood also, that
it is unusual, at that place, for the guard
to remain on board till the vessel crosses the
bar, or even approaches it; as it is dangerous
to lie to, in that situation, till a boat can be
sent or have come and returned; especially when a
strong wind prevails; as represented in this
case. There is, moreover, no apparent motive
for malice or wanton oppression of the me-
-morialist by Captain Gardner; nor for a
contempt on his part, of the authorities of

the Imperial Government.

The Chargé d'Affaires of the United States will be much gratified if His Excellency the Minister shall conclude, from a comparison of the statements, and those from the known circumstances attending the navigation in entering and leaving the port aforesaid, that there was no violence to the persons of the memorialists; nor offence against the dignity of His Majesty's Government; and has the honor to express to to His Excellency the Sr. Francisco Carneiro de Campos, his continued great respect and Esteem

Praia do Flamingo, Rio de Janeiro.
April 18.th 1831.

Chas. A. Brown

To. His Excellency
Francisco Carneiro de Campos.

Consulate of the United States of America

Rio de Janeiro — Brazil.

Before me Lyst. M. Wright Consul of the United States of America for the Port of Rio de Janeiro personally appeared Hezekiah P. Gardner master of the Brig Argus of New Bedford, who made oath, That on the 14th day of February last past he arrived at Rio Grande and sent a Boat aboard the vessel the customary officer of the Custom House; That on the twentieth day of same month this vessel being ready for sea and getting under way he tendered to said officer his boat to convey him on shore that the said officer refused to avail of this offer that owing to head winds he was prevented from passing the bar on that day and returned to his anchorage that on the 24th again getting underway he offered to send the said officer on shore which he also again refused that he has not enabled on that day to put to sea and returned to his anchorage that he did then a third time tender said officer his boat which he still refused; that on the next day daylight he got underway and went to sea; that when he had cleared the bar of Rio Grande a boat passed within hail the deponent requested that she would convey the said officer on shore, but she refused, the officer of the boat alleging that the sea was so heavy as to render it impracticable. That the said officer of the Custom House did then assure the deponent that he had no inclination to return on shore, and that he desired to be taken to Rio de Janeiro. And furthermore the said deponent doth declare, that not considering himself

bligated to make farther exertions in order to the landing
f the said officer he proceeded on this voyage and
rrived at this port on the ninth day of March —
Port of Rio de Janº 15th day of April, 1831.
Sworn to before me
igned Wm H. Wright
Am Consul

(signed) Hy D. Gardner

Also personally appeared Timothy Hammond mate and
Chandler Giles and George Pitts seamen of said
Brig who made oath, that the facts set forth in the
foregoing deposition are just and true.
Sworn to before me
(signed) Wm H. Wright
Am Consul

(signed) Timothy Hammond.
(") Chandler Giles
(") George Pitts

The foregoing document is a true copy from
the records of this Consulate.
In testimony whereof I have signed
subscribed my name and affixed my
official Seal, this fifteenth day of
April A. D. one thousand
Eight hundred and thirty one.
Wm H. Wright
Am Consul.
Robt Clinton Wright