The Undersigned, Consul of The United States of America, has the honour to present his respects to His Excellency José Joaquim Carneiro de Campos, Counsellor, Minister and Secretary of State for Home and Foreign affairs, and to acknowledge the receipt of His Excellency's notes dated on the 24th and 25th Inst. the former communicating the evacuation of Bahia by the Portuguese troops the latter containing an answer to a request made on the same day by the Undersigned, for his passports. These notes were respectively received on the afternoon of the 26th, and in the evening of the 27th current, a circumstance which the Undersigned has thought it incumbent on him to notice, as an apology for his apparent neglect in not having sooner acknowledged their receipt.

Whatever might have been the course pursued by The Undersigned, after a full knowledge of the redress awarded for the wrongs and injuries of which he has complained— however disposed he might have been to avail himself of the new manifestation of friendship towards the United States on the part of His Majesty's Government displayed in the act of withholding from him his passports— yet he feels

himself bound to declare that there appears t
His Excellency's note of 25th an expression which
makes it the duty of The Undersigned to renew
his application. His Excellency has been pleased
to assert, as a point notoriously settled that by
the Laws of nations Consuls are not only limite
in their functions to matters purely commercial
but that they are "in every thing" subject to the
laws of the Country in which they reside. To this
doctrine the Undersigned is not prepared to sub=
-scribe— first, because it is not in conformity with
the principles laid down by Vattel and other
writers of high authority on National Law— and
secondly, because it is an attempt to place upon
new ground the relation in which the Undersigned
is to stand towards His Majesty's government
having been heretofore recognized as Consul of The
United States, invested with all the rights and pri=
veleges, whatever they may be, to which his rank
and office entitled him by the laws and usages
of nations, and it now be required of him to
admit (which he should do by implication, were
he not thus to protest against the proporal) that
he is to act hereafter, under an avowed or tacit
acknowledgement, that he possesses no rights or pri=
vileges but which equally belong to any private citizen
of this nation.

The Undersigned having been appointed by
e President with the advice and consent of the Senate, of
e United States, Consul of the same, for the port of Rio
e Janeiro, and all other ports in Brasil nearer to
Rio de Janeiro, than to any other Consulate, has a
ight to resign his commission, at his own good
leasure and he feels it obligatory upon him, so
o do, whenever he finds that he has not qua=
lifications to be useful to his country or as soon
as he perceives a disposition to divest him of any
f the immunities which belong to the office of
a Consul.

His Excellency will thus perceive an
additional motive for the proceedings of the Under-
signed, and as the latter omitted in his former
application to enumerate the individuals of his
family, he takes this occasion most respectfully
to state that they consist of one Lady, one female
and one male attendant.

Rio de Janeiro.
July. 29. " 1823.

Condy Raguet
Consul of
The U. S. of A.