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### **Copy Marriage Certificate. Cathedral of St. Finbarre, Cork.**

“1808, September 29<sup>th</sup>, Guy Colclough of Newtownbarry in Co.Wexford, Lieut. in H.M. 102<sup>nd</sup> (103<sup>rd</sup>) Regt, and Elizabeth Cramp of Kinsale, by the Rev. H. Newman, by licence”.

I certify that the above is a correct extract from the Cathedral Registry.

August 24<sup>th</sup> 1874.

Robert J.Gregg D.D. Dean of Cork.

### **Copied from Brief in Colclough v Colclough, 1865.**

#### **Registry of Baptisms, Charlotte Town, Prince Edward Island.**

Colclough- Louise Ponsonby, daughter of the Honourable Caesar Colclough, Chief Justice of Prince Edward Island, and of Susannah Leach, his wife born 13<sup>th</sup> July 1809, baptised 27<sup>th</sup> October 1809, Theophilus Desbrissay, Rector

1811. Colclough, Mary Grey Wentworth, daughter of the Honourable Chief Justice Colclough, and of Susannah Leach his wife, born 9<sup>th</sup> July 1811, baptised 27<sup>th</sup> of October 1811. Theophilus Desbrissay, Rector.

I, David Fitzgerald, Rector of St. Pauls Church, Charlotte Town, in the Parish of Charlotte, in Prince Edward Island, do hereby Certify that the above and foregoing writing is a true and correct copy of entries in the public register book of births and baptisms for Charlotte parish in the said Island, kept according to law for the registry of births and baptisms in the said parish and now in my possession and keeping, and that Theophilus Desbrissay, above named, appears from the said book of registry to have been during the years 1809 and 1811, and for many years previously, and subsequently, rector of said parish and keeper of said register book, and that his signature in such capacity appears to the entries therein contained, dated at Charlotte Town, Charlotte parish Prince Edward Island, this 13<sup>th</sup> Day of February 1863. D.Fitzgerald, A.B. T.C.D. Rector of St.Pauls

Verified by Chas Palmer, Notary Public, 14<sup>th</sup> February, 1863 and by His Excy, Lieut. General George Dundas, Lieut. Governor, P. E. I., 14<sup>th</sup> February 1863.

### **Address of the Grand Jury of Prince Edward Island, to Chief Justice Colclough, Trinity Term, 1813.**

Sir, The intimation contained in the able and affecting Charge delivered by you on the opening of this Term, of your speedy removal from this Island, has filled one minds with sentiments of sincere regret. We individually in common with the inhabitants of this Colony, did cherish a hope, that as those divisions in Political sentiment which have unfortunately existed during almost the whole of your residence amongst us, and created such disagreeable sensations, have happily subsided, and a dawn of prosperous internal tranquillity about to open upon us, that we should have witnessed in general with our fellow subjects, the satisfactions you must desire from such an auspicious change and the benefits this Colony would enjoy under the wise, dignified, firm and impartial administration of Justice which you have through such trying times winced and supported.

But as his Royal Highness the Prince Regent has been pleased to remove you to a more important and lucrative appointment, we hope and trust, that your new situation may in

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every respect afford you that satisfaction which is due to your merits, and that your successor in official duties here, may be guided by those true principles of honor and rectitude, which have marked your character and conduct in public life. With our best wishes for the prosperity and happiness of yourself and family we have the honor etc.,etc.,

signed Fade Goff, Foreman (here follows the names of the whole Grand Jury)

### **Reply: To Fade Goff, Esquire, Foreman, and the Gentlemen of the Grand Jury.**

Gentlemen, dead to every honourable sensation must that man be whom an address such as you have favoured me with, would not inspire with gratitude and pride. It is a proof that in scenes the most trying, my conduct has been uniform and consistent, that I have impartially performed the duty with which I was intrusted, and have been most amply and highly rewarded for so doing. Believe me Gentlemen, next to approbation of my own conscience, the unanimous and respected testimonies borne to my character by the different Grand Juries, must afford me the greatest satisfaction, and as our connection has now nearly closed, this last and most valued mark of your esteem, and I will say affection for me and my family, shall be treasured in my memory, and preserved to show my friends in Europe and elsewhere that an ancient and honourable ancestry has not been tarnished in my person.

I am, etc.,

Caesar Colclough.

### **Address of H.M. Council of Prince Edward Island, To the Hon. Chief Justice Caesar Colclough.**

Sir, We the members of his Majesty's Council of Prince Edward Island, beg leave to approach you with the expression of our sincere and cordial congratulations on the fresh mark of Royal Favour conferred on you by your recent appointment of Chief Justice of Newfoundland. While we thus offer you this small but well merited tribute of respect, expressive of our joy on an occasion so honourable and advantageous to you, we never can forget that for six years we have seen you with unenvied? diligence and distinguished ability, under circumstances of peculiar difficulty, exercising the powers of an enlightened and comprehensive mind in giving dignity and energy to this Government, and by your meritorious endeavours, and spirited exertions as President of his Majesty's Council, as well as a firm and dignified but temperate and wise and impartial and equitable administration of the laws in the Supreme Court of Justice committed to your care. Highly conducing to the tranquillity of the community, and tending in an eminent degree to promote the welfare and happiness of his Majesty's faithful and loyal subjects in this valuable Island. With these impressions on our minds, we trust we may be permitted, to express our deep concern and regret that arrangements formed to promote the General meal, have called you to fill a station more important and worthy of your talents and virtues, and give us leave Sir to add the further assurance that wherever your duty may command or inclination lead you, you will carry with you our never ceasing earnest prayer for the health, happiness and prosperity of yourself and amiable lady and family, and that a just and lively sense of your public virtues and private and endearing quality, will ever live in our grateful hearts

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Thomas Desbrissay, William Townsend, Robert Grey, Harry Compton,  
W.R.Proctor, George Wright. August 6<sup>th</sup> 1813.

**Reply. Gentlemen,** the address with which you have been pleased to honor me, demands my warmest acknowledgments. After the long and perfect experience you have had of my conduct, the assurance that I have merited and attained your approbation I consider the most satisfactory reward I could receive on my departure from this Island, and I shall ever bear in remembrance a just sense of the obligation you have conferred upon me. I am conscious your partiality has greatly overrated my abilities, though not my inclination to discharge the duties of my official situation. During my residence amongst you and as President of his Majesty's Council, it has been my fate to be placed in circumstances peculiarly painful and difficult. The arm of oppression and folly was raised against me, but I shrunk not from the meditated blow, and the injury happily averted, recoiled on those who intended to inflict it-In the Supreme Court (to which I wished to confine myself) I endeavoured to act on the established and broad bases of the law, and never for a moment suffered friendships prejudice or passion to bias my judgment, or influence my decision. In the role of private life, when divested of the parade and trappings of office, the real man is known. I feel, believe me Gentlemen, equally, if not more proud of the notice you take of me and my family, than even of too flattering testimony you have so eloquently borne to my public character. Under these impressions you may rely that with every sentiment of gratitude to you, and to my other friends, with sincere regards for the Island, and an ardent wish to promote the true interest thereof, in whatever state Providence may place me, I shall ever remain etc.,etc.,

Caesar Colclough

Note: Chief Justice Caesar Colclough reached Newfoundland on the 7<sup>th</sup> of Sept 1813.

**By his Excellency Sir Richard Goodwin Keats, etc.,**

**Governor and Commander in Chief, in and over the Island of Newfoundland etc.,**

Whereas the position of this Island is rendered critical in a peculiar degree by a war with the United States of America, and it is therefore necessary that provisions should be made against every danger or difficulty that may arise, and more especially that in the event of a necessity for declaring martial law in the Governor's absence, there should not be any doubt or hesitation as to the power of declaring it. I do hereby authorise and require you in the event of an enemy landing upon the Island or appearing in force on the coast with the apparent design of landing, to hold consultation with the General or officer Commanding his Majesty's Forces, and the senior Officer of his Majesty's Sloops in St. Johns Harbour, and if they shall be of opinion, and you shall coincide with them, that martial law ought to be declared, you are immediately to declare Martial Law to be in force accordingly.

Given under my hand and seal at Fort Townsend, St.Johns, Newfoundland, this 12<sup>th</sup> day of November, 1813. Signed R.G.Keats.

To Caesar Colclough Esq. Chief Justice of the Island of Newfoundland.

By Command of his Excellency . Signed, P.C. le Geyt

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### St. Johns Newfoundland. December 25<sup>th</sup> 1813.

Our Chief Justice gives very general satisfaction, he has not left a single cause undetermined, and by system, temper, and firmness, has greatly reformed the practice of the Court. He does more business in one day than his predecessor did in seven, and with more ease to the parties.

### Copied from Brief in *Boyse v Colclough*. 1857, page 177 Letter from Chief Justice to Caesar Colclough of Tintern Bolougne, March 3<sup>rd</sup>, 1816.

I just received your letter dated from a place I was required at- it was such as I expected, plain, manly, friendly and sincere-such conduct demands a reciprocity of plainness and sincerity, and you shall have it.xxxxx I am most happy to make you what I am convinced you are, my friend, but I am too proud and too independent a mind- were you a different person from what you are, to stoop to improper means to do so. Xxxxx Know then, whatever property I have is in fee, it would be gratifying and pleasing to me if you would get a copy, or if you would read my father's Will, he died the February after yours, so you will have little trouble of search. You will see by it how incapable he was of making any dispositions. xxxxx and so satisfied was my brother Adam of it, that he died intestate, saying that whatever he had he derived from me, and to me it should return. This I can still prove by a living witness. xxxx there are few who have suffered [more] from their family, than I have. My father by making me join him in securities he was unable to pay, twice drew from me from the bar, at a time I was doing well at it, and lost what with difficulty I had gained, by being each time a year an accounted debtor. Since his death a security and that for a meritorious debt from a carelessness in a drunken fool in not putting in his claim in time to be benefited by the decree in chancery, and a bond which I gave for £50 for a marriage portion to a child laid to my charge, but which I believe had another father. Xxxxx I have been very dangerously ill, but I am, thank God recovering. Xxxx I have not time to say more at present, but that you have full power to act for me in every instance save the one.

Your sincere friend

Caesar Colclough.

Addressed: Caesar Colclough Esq.,Tintern.

### Copied from Brief in *Colclough v Colclough*. 1865, page 99. Letter from Chief Justice Colclough to Theophilus Steward Esq., Mortimer Street, Cavendish Square. July 3<sup>rd</sup>, 1816.

My dear Toff, I never sat down to write a letter which gave me more uneasiness, or which I shall find more difficult to write, it is (I am forced to do it by cruel necessity, or I will add, by unmerited ill treatment ) to take leave of you. I did once indulge the hope that the connection formed between us would have lasted for life, that I might have had it in my power to see you happily and independently settled, that you would have become the support, the boast of your family, a credit to your name and family,

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and an honor and a comfort to me, and so I hope you may – but alas, it will be without my assistance, further than my good wishes can assist you. But though you may be assured my dear boy should my circumstances so change, as I hope and trust they may, my sentiments shall never – that I shall never miss an opportunity of offering you any service in my power, that my advice and my purse, should I ever have one, will be always at your command, had I xxx had xxx the reverse of what I think I am, been taken ill, or obliged to act as I have done, he could not have been treated with more severity and harshness, and I might add contempt, but this between ourselves, the only consolation now is, that though I may linger out a wretched existence in penury and want, my beloved wife and my darling children will be well and amply provided for when I am no more. My namesake and relation, that would not, I believe, give five pounds to rescue me, or any of his name or family from prison for life, is yet, I am convinced, a man of honor and honesty. He has a higher opinion of me than almost any man, and to use his own expression, "he never heard a second opinion or character of me or of Mrs. Colclough." He has just succeeded in an appeal from the Court of Chancery in Ireland, as to a property which is estimated at £2,000 a year and which will, by compromise or by law, govern every case depending on the same point, bring him back property which had been fraudulently sold, of at least twice or thrice that value, but he is a most eccentric character – has not drank a glass of wine these nineteen years, or any female connection, according to what he has told me, these ten years. His great desire is, by every exertion to recover back the landed property, and thereby he says perhaps with truth - the respectability of the family. He says though he has made the estate his own, by levying fines and suffering recoveries (of which serious doubts are entertained, but this to you most confidentially I trust), yet it will be found, at his death, by his will that he has acted by his family most honourably and there cannot be a doubt but had I a son, he would have been his first object, indeed I do not wonder at his being out of humour with the world when he came home. He expected to have an accumulation of property to near £50,000, instead of which he was near £30,000 in debt, and the first article which struck his eye was for bribery at the elections £12,000 and for other expenses £18,000. I have every reason to believe should I outlive him, I shall be, as I am by law, his heir, and then that I may again have the power of serving you, for believe me, did you belong to my own family, I could not have a stronger affection for you, or your interest more at heart. xxxx I know it is needless in me to desire you to be attentive to my dearest Susan and my beloved little ones to the last, and, by bearing the separation with fortitude yourself, to strengthen them xxxx This is the most painful letter I ever wrote. Xxxx.

**Caesar Colclough.**

**Copied from Brief in Boyse v Colclough. 1857, page 155.**  
**Letter from Caesar of Tintern, to Chief Justice Caesar Colclough.**  
Dublin, 3 Merrion Square, 4<sup>th</sup> Nov 1816.

My dear Caesar,

I received your letter, and only answer the few lines in that of the one enclosed to Martin, because I think your interest is in question between your two brothers. Mrs. Colclough of Duffry Hall, has pressed me very much to interfere in

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Dudley's account with Sarsfield, and from some documents she showed me, I would be inclined to think that the latter ought to settle with you first, and not refer to Dudley, which would appear like a put off. You must know that Dudley was arrested in Wexford and in Jail, from whence I bought him out at the expense of about five times his original debt, augmented by his neglect and the expenses of law; on this occasion Sarsfield would not do anything, and still neglects the payment of Duffry Hall head rent, in so much that I fear you and Dudley must finally be ejected. Martin has written and menaced him, but as yet to no purpose. From your letter of the-- Nov. I intend speaking to him, and requiring him to come up and settle his account with you, as Mrs. Colclough is ready (Dudley being null in business) to furnish all the documents she has had from Sarsfield, but refused naturally to give him them back to him, and he is much irritated, she says at this refusal, equally in the order of business on her part, as the demand looks awkward on his part. I think you will be obliged to file a bill, as Martin says against him, and from the income of the Estates which I annex, you will be able to judge of the portion you received and what comes to you by Mrs. Colclough's account. Dudley has not received near his 4<sup>th</sup> part, and I perceived that when I said whatsoever surplus of his share had been received by him, he replied, "I have a letter from Caesar that will indemnify me". If you have committed yourself so far, I fear you will have some pain to get anything hitherto received, and you must look to the future. Now I think your best place would be first to have a settlement of your account, and say you are sure Mc Cord, or rather Dudley will assist, and refer to me in Dublin to be present with Martin and all the parties- my wish is justice to you and them. (Now follows a rental and accounts of Duffry Hall and Glaslackan, which the present writer omits) I give you these details in order to put you in possession of some data. At the same time I offer my mediation only, as a relation and friend to you all, and I am sure you only desire justice, and I need not say how ready I am to see it done to all in return, I have only one request that you will not be drawing Sir R---- a money hack, where I am perfectly unconcerned.

Yours Truly Caesar Colclough.

To Caesar Colclough Esq., Boulogne,

**Copied from Brief in same page 157**

**Letter from Caesar of Tintern to Bagenal of St. Kearns.**

**Dublin 30<sup>th</sup> November, 1816.**

My dear Bagenal,

Although I sent you the notices for the tenants, although I want money, although I wished to catch my mother at Tintern, I am obliged on account of Mr. Corbet's business to remain in town until this day week, Saturday next, when I shall leave this and sleep in Ross. So you may send Molloy with the horse early on Sunday morning, and I shall be at Tintern to dinner. You must send the bailiff to the tenants to give them notice that I shall not receive their rents until the 13<sup>th</sup> of December, Friday. I put it off on account of the Quarter Sessions adjourned to Tintern on the 10<sup>th</sup>. I wish it would enter in to my mother's arrangements to remain there until I go down. However, do not endeavour to influence her on my account. I have visited the house for her, every thing is ready and if I do not see her here, I shall find her at Tintern, I have just come

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back from an arbitration of the Roche's affair, I fear he is not *bono fide* as to the return of Tinecarney and Rathnagare tithes, I wish we could get some data from 1796, as also of Bannow. It is too late to add more than,  
Ever yours, Caesar Colclough. [to] Bagenal Colclough Esq.

**Copied from brief in Colclough v Colclough 1865. page128.  
Letter from H.R.H.The Duke of Kent to Chief Justice Caesar Colclough.  
Brussels 15<sup>th</sup> March. 1817.**

Private. My dear sir.

I have this day received your favour on the 10 inst. and are much obliged to you for what as you mentioned to have collected from Mr.Cavendish Bradshaw and Sir Frederick Faulkner, I concluded that the former has vacated his seat, from not finding it convenient to answer another summons of the same nature to attend Parliament, and perhaps from being ashamed of being compelled to vote as a Courtier (for if I mistake not he is a groom of the bedchamber) in a line of politics diametrically the reverse of that which he has heretofore followed. As to the humbug, I own I never had a doubt of it myself, or that the measures which have been adopted were unavoidable to prevent Ministers from sinking- however, if they have had the good effect of ridding the Country of such a pest and firebrand as Cobbett has become, it will reconcile me for a moment to them, as I consider that fellow, from his wonderful talent in speaking to the feelings of the lower class of people and his indefatigable industry in circulating his inflammatory publications, to be the most dangerous scoundrel of the whole. I also think that the extension of protection to the person of Prince Regent is a highly proper measure, as well as strengthening the law for punishing every attempt to scons? our soldiers and sailors from their allegiance, but I will candidly own that in my heart I should have found a difficulty in giving my consent, had I been upon the spot, to the temporary suspension of that palladium of our liberties, the Habeas Corpus, upon the very little information afforded by the labours of the secret committee. You see I speak my mind freely – but I hope without warmth or any personal feeling. I am particularly gratified with what you tell me of the probability of the report you had heard respecting a certain understanding between a great personage and minister being unfounded, for although I certainly have not met in that quarter what I had a right to expect., his honor and the respectability of his character I shall ever feel equally jealous for, as if he had valued all those expectations he had once led me to entertain. Tell your friend Doctor Asplin, that whenever he wishes to present me with a copy of his Thesis, if he will only write a note to Captain Harvey to request, I will appoint a time for receiving him, I shall be most ready to do so, being convinced you not have introduced him to me had you not been perfectly sensible of his merits and respectability, that worthy gentleman appears to have acted most judiciously in a selection of a house for you, and I really do not see how you can do better than avail yourself of the offer, if upon a comparison in point of prices here and at Boulogne, with which Dr. Asplin can, of course, furnish you, it will appear that these are the more moderate, for I apprehend your person will be as safe here as where you are – but that too, is a point on which your friend can obtain all the

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necessary information. In the Autumn perhaps your health may require a warmer climate, and if so, I apprehend the South of France offers the means of living at a much more moderate rate than these northern regions, but if it should be better in the course of next Summer, which I feel sanguine will be the case when your mind is at ease, and you find you can live comfortably within your little means, then you cannot do better than stay on, for I apprehend you can educate your children here as cheap as anywhere, and that when the Court returns to the Hague, which it will do at Michaelmas, you will find living very fair here especially if the harvest should happen to be a productive one. With every wish for your welfare and happiness I remain at all times, My dear sir, yours faithfully, Edward. [to] Caesar Colclough Esq., etc.,

**Copied from the same, page 129**  
**Letter from H.R.H. The Duke of Kent to the same.**  
**Brussels 15<sup>th</sup> April, 1817.**

My dear Sir.

I received this day, your favour of the 12<sup>th</sup> inst., and perfectly concur in opinion with you that situated as you are, it will be much more prudent for you to postpone your removal to Brussels until that period arrives when house rent and all the necessaries of life have returned to their old level, and which if the harvest be but favourable, will about Michaelmas at which period the Court return for a twelve month to the Hague. With regards to Captain Codd, I believe him to a friendly benevolent man, but I have before heard complaints similar to yours of his being a little inattentive to his correspondents, you will do therefore perfectly right in carrying into effect your plan of sending your good lady over to join with your respected friend Mr. Hast, in bringing your business to a conclusion, as from the proofs that gentleman has given you of his honor and disinterestedness, your affairs cannot be in better hands. In the meantime the less expense you put yourselves to in moving, and the more economical you can live, undoubtedly the better, and to do this I would strongly suggest your keeping as far off as possible from the haunts of the English, as I am assured you will live yourself 200 per cent cheaper in any corner to which they have not had access. With best wishes to your family, and every sentiment of friendly regard to yourself, I remain at all time,  
My dear sir, yours faithfully, Edward. [to] Caesar Colclough Esq. etc., etc.,

**Copied from brief in Boyse V Colclough 1857, page 188.**  
**Letter from Chief Justice Caesar Colclough to Caesar Colclough of Tintern**  
**Bolougne Sur Mer. April 25<sup>th</sup> 1817.**

Dear Caesar,

As I know your dislike to long letters, or indeed to any letter at all, I shall compress this as much as I can. I need not tell you my opinion as to the contest for the County. I fully and fairly stated it to you. I continue of the same opinion, but since you have declared for it, my hopes and my wishes are that you may support it with the utmost spirit. I do not mean personal, for that almost every man possesses, but there is no man has more right than you to spare no expense. You have an unfettered property,

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and nothing to prevent the honourable attainment of your family situation. Though divested of pride in my own person, I have that of family, which since you have put yourself forward, I declare upon my honour it is the object of my most private wishes.

I should like to know your ideas of my removal from here. Xxxxx I have not dined out of my own house, or rather lodgings since the arrival of my family, but two or three times with Captain Caesar, and over with Mr. Talbot, [n]or has any person dined with me. I live within my income but have had a sickly and severe winter of it.

God bless and protect you, truly yours, Caesar Colclough.

Addressed Caesar Colclough Esq., In a subsequent letter from the same and dated 5<sup>th</sup> May 1817, the writer alludes to his having canvassed the Duke of Kent on his cousin's behalf in the approaching Wexford elections, and concluded as follows," God bless you, I never expect to see you again, but I have the satisfaction to tell you I live within my income, and have every comfort and attention my case requires. God bless you again and again. Remember the promise you have made me, (referring to his two daughters)'tis my chief consolation, and on which I have the fullest reliance".

**Copied from the same, page 212.**

**Letter from Sarsfield Colclough to C. Colclough of Tintern 14<sup>th</sup> June 1817.**

Dear Caesar,

Since you were here, I have had a melancholy time of it, as the day after, I had a most miraculous escape of being arrested by Hoyer of Ross for a debt of my brother Caesar, and had 4 bailiffs in Newtownbarry watching me, but luckily I went to Kildavin and got an account of them on my way home, and of course did not return, but went to Beauchamp's for a few days, and then got a bed at Kildavin, where I am a prisoner I may say. It is uncommonly hard on me to be driven from my house, my family, and business, and not to be able to get a settlement, and besides that, to be so treated as I am by all parties. While at Beauchamp's, to add to the unpleasantness of the matter, his wife (the present writer [Beauchamp Colclough]'s Grandmother) was from her illness while you were here, despaired of for five days, and every moment they thought would be her last, but she has, I hope for the present, thrown it off-it was an abscess on her liver, which they think burst inwardly, and so went off,( she lived and enjoyed good health for 20 years afterwards). Dr. Derenzy was there for three days, and he and I had a great deal of conversation about electioneering. xxxxxxx

Yours very sincerely, Sarsfield Colclough.

**Copied from the same, page 213.**

**Letter from Sarsfield and Beauchamp Colclough to Caesar Colclough of Tintern,  
dated July 12<sup>th</sup> 1817**

My dear Caesar,

I wrote to you to Tintern, mentioning different people who had interests in this County, who if you had applied to you would have some good chance of, and advising you to come up to me and we would go to them, but never got any reply from you, nor did I know where to send to you, or I would have sent a message purposely to

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you. This will be given to you by one much esteemed friend Dr. Derenzy, to whom I need not I am sure desire you to be as attentive as you can, and I would advise you to come over to us as soon as you can, and take another trip about this neighbourhood. I would wish much to be at the Assizes, as I think it would be no harm, but I am obliged to go to Dublin, and also times must mend a little with me before I volunteer going in public, and that not on my own account. Let me know, if you can, your routes that if anything occurs I might send to you  
Yours very affectionately,  
Sarsfield Colclough.

My dear Caesar,

I have got you three plumpers and should you come over here, I will I go with you to Tom Swane, who is a great friend of mine and who I think have great influence over.

Yours, Beauchamp Colclough.

Caesar Colclough Esq., per favour of Dr.Derenzy.

**Copied from the same, page 158.**

**Letter from Caesar Colclough of Tintern, to J. Irwin Esq.,  
Dublin 3 Merrion Square E, 20<sup>th</sup> August, 1817**

Sir.

On my arrival in town, I had the honor to receive your voluminous letters from the hand of my esteemed friend and solicitor, Mr. Martin. Not hearing you had come to Dublin, as you said, in twelve days, I shall remain here twelve days and more, to afford you an opportunity of putting your project into execution, and settling our differences by the only appeal your unmerited attack can possible admit. I shall hold myself ready at half an hours notice. to prove sir that I do not apprehend the menace of "the weight of your arm" nor "tremble at the consequence" of resisting unauthorised demand, unjust accusations, and unqualified language.

I have the honor, to be with due consideration, sir,

Your most obedient servant, Caesar Colclough.

**Copied from the same, page 159.**

**Letter from Caesar of Tintern to the Rev. Dudley Colclough.  
Tintern Abbey. 25th September 1817.**

My dear Dudley.

I received yours of the 18<sup>th</sup> inst. only yesterday, and having consulted Mr.Kidd, we think it prudent for you to keep yourself in surety till Mr. Martin comes, and I shall engage him to visit you at Duffry Hall, and there consult on the subject of your wise letter, of which we both highly approve. I will not now enter into the difficulties which must occur in any arrangement for you being joint tenant in tail with your brother, and ignorant of the demands against you individually or jointly – these demands you should, as far as possible, from memory state – and we shall concert the means of completing a list of your creditors, 'ere we think of proposing to them any arrangement. Remember me to your good wife, and assure her of my wish to do anything in my power to assist or extricate you from your difficulties. And believe me,

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Ever yours, Caesar Colclough.

**Copied from Respondents case in the Lords page 182.  
Boyse, Appellants, Rossborough Colclough Respondents.  
Letter from Caesar of Tintern, to the Rev. Dudley Colclough.**

Tintern 16<sup>th</sup> Novr 1817.

My dear Dudley

I received yours and approve of your intentions, and although for insurmountable reasons I cannot accept the trust, I will induce Mr, Kidd to do it when feasible, which will answer better. You must be aware, as I said before, of the danger or inserting an advertisement in the papers. It would awake your own and brother's creditors, and induce theme to proceed elegit or custodium against your joint properties. It will be necessary that Caesar should join you in every act, which cannot be easily done. However I spoke to Mr. Martin on the subject and we have, he thinks, means of getting this executed. I think I mentioned the engagement I am under to my aunt Knox, without whose permission in writing I cannot accept any trust, or sign any deed, bond, etc., beside you know under the general appeal I shall be plaintiff, and could not acknowledge a title which I mean to impeach in any part, these, exclusive of weight of my own affair and the minors, would under my immediate interference nugatory, and my necessary absence to attend the House of Lords, would make more confusion than my best wishes and intentions could render effectual. We must get from your brother Caesar a sanction of co-operation, and perhaps even more before you can act. I dined at Mr. Rows and he certainly, will go on with the ejection when he returns to town. I must return to Dublin in two days. Write to me there, and remember me to your amiable consort.

Yours ever,

The Rev. Dudley Colclough.

Caesar Colclough.

**Copied from Brief in Boyse v Colclough 1857 page, 231.  
Letter from the Chief Justice to Caesar Colclough of Tintern.  
Boulogne February 2<sup>nd</sup> 1818.**

My dear Caesar.

I feel the hand of death is on me, though my medical men assert there is no danger- they have so emptied my head by leeches, blisters etc.,- in this state my consolation is that I leave my beloved wife and children to the protection of a man of honor. My will I made in Newfoundland, previous to my coming home, perhaps I may put it into better form, but in nothing material will I alter it. I have if anything-very little and that little will go to my immediate family. I am, considering what I have gone through, strong, and as Dr. Bailie told me of Lord Ponsonby, I shall probably take a great deal of dying. Believe the words of a man, who will, I really believe, never see you no more. I was ever your sincere friend, be so to my poor wife and children.

Very truly yours, Caesar Colclough

Excuse this for I am not allowed to write.

**Copied from the same, page 218**

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### Letter from Caesar of Tintern to Sarsfield Colclough, Dublin 8<sup>th</sup> May 1818.

My dear Sarsfield.

I received yours of yesterday, and am sorry you should find any increase of difficulties by our friend Kidd's becoming agents to your brother's, which results from the joint letter of Attorney sent by Caesar and Dudley. Kidd wrote me word that he had a most peremptory letter from Caesar, and I was suppose he must proceed in consequence. I spoke to Martin, and I showed him your letter, who says the best is to pay the half years rent, and give up the ground. He complains of your not sending the accounts by the mail - however, for God's sake do not resist your two brothers, as Caesar is thinking of coming over here, and you may judge of the bad effect on him and public, it would have. I think the arrangement Martin is making will allow him to live in Ireland, and you must all contrive to make some sacrifice for public opinion, and the so long neglected dignity of an old family, write to Martin, and he possibly will prevent any coercive measure being taken against you. Remember me to your family.

In haste, not less your sincere friend and kinsman.

N.B. The Chief Justice having become liable for his father's debts, was embarrassed, and could not safely return to Ireland.

### Extracts from the Diary of Henry Colclough of Mount Sion, while in France, from 1817 to 1822.

Monday July 21<sup>st</sup> 1817, "Wrote a letter to Henry" (his nephew Captain Henry Colclough of the Buffs, then with the Army of occupation near Paris)

Tuesday July 22<sup>nd</sup> 1817. "Wrote to Mc Carty to Halifax" (his son then in the 62<sup>nd</sup> Regt) "and to Henry, to Gibraltar" (of his son then in the 60<sup>th</sup> Rifles).

Sunday July 27<sup>th</sup> "Drove out and dined with the Buffs".

Sunday August 17<sup>th</sup> 1817, "Parted poor Henry, suffered more than I can mention, he is regretted by all the good fellows in the Regt."

Monday 18<sup>th</sup> August, "Had Fitzgibbon, a Lieut. on the half pay of the Regt. playing the Pipes, all the evening, he is one of the greatest characters I have met".

Tuesday 26<sup>th</sup> August 1817. "This division of the Army, have got the Route to march for Valenciens, where they are to be encamped."

Monday 15<sup>th</sup> September 1817, "This day 5 months, I left Mount Sion".

Tuesday 16<sup>th</sup> September. "I got a most affectionate letter from Caesar Colclough (The Chief Justice) from Boulogne".

Friday 19<sup>th</sup> September, "On reading the London papers of the 15<sup>th</sup> just arrived at Galignanis, I find the 103<sup>rd</sup> Regt. have landed in England from America. I wonder is Guy, (his nephew and the present writer's father) and his family returned with the Regt."

Monday September 22<sup>nd</sup>, "The Doctor tells me that my complaint is Fever, produced by the great warmth of the weather which I was not used to. I forced Oliver out last night, and after he was gone, everything unpleasant occurred to me. I was so enervated that I burst out crying, and barred my door, lest some one should come in

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and cut my throat. God help the man, far from home that falls sick, without one female friend to attend and console him, such was my situation this day”.

Friday 3<sup>rd</sup> October. "I had yesterday a most affectionate letter from Caesar Colclough in which he most kindly offers me board at his house, and regrets that he has not a bedroom, but that he would take lodgings for me, as near himself as possible”.

Sunday November 2<sup>nd</sup>, "Was dreaming all night of home, particularly of Beauchamp (his son then a Captain in the 13<sup>th</sup> Regt.) was introduced this day to Colonel MontCrief, late of the 13<sup>th</sup>. He told me that but for Col. Williams, Beauchamp would have got the difference, that every advantage possible was taken of him, so far as changing the Post Mark etc., A curious thing my dreaming all night of B. and having a long conversation about him to day”.

Thursday 6<sup>th</sup> November. "I had such horrid dreams, my brother, his family and all my own, with crowds of little children, were never out of my head for one moment, it depressed me so, that I stayed all day at home, and eat bread and milk for my dinner a new and solitary meal for me”.

Monday 10<sup>th</sup> November 1817. "I have just heard the melancholy account of the death of Princess Charlotte, she is the greatest national loss that England has experienced these many years, and what this event may produce God only knows”.

Wednesday 3<sup>rd</sup> June 1818, "Got to Boulogne before eleven. I met two Caesar Colcloughs. Maxwell, Moore late of the Cavan, Danvers Butler, and Cavendish Bradshaw, with many others, have a neat small house consisting of kitchen, parlour, and two bedrooms, very neatly fitted up, for which we pay 70 Francs a month”.

Thursday 4<sup>th</sup> June. Passed all my morning with the two Colcloughs, the Counsellor not much altered. We knew each other directly, though we had not met for more than fourteen years. Mrs Colclough was given over the day before with spasms in her stomach, but is this day out of danger. The other Caesar is brother to Mrs Brennan, he was some years back a Captain in the 13<sup>th</sup>, but has lost the use of his limbs from the hips down. He was very civil to me, and I am to dine with him tomorrow, he has also asked Oliver and Fitz. Sat the evening with Captain Colclough, drank King George's health, it being his birthday.

Saturday 6<sup>th</sup> June, Caesar's wife very ill last night, he has two very fine little girls, eight and nine years old, very like the family, the eldest has a very strong resemblance to George Butler.

Sunday 7<sup>th</sup> June, Caesar's wife much better today, spent the day with the two Colcloughs

Monday 8<sup>th</sup> June, In the evening I walked with Mrs. Colclough (wife of Captain Colclough) to a dance of all the Genteel people in town. On entrance you pay ten pence, the French and English dance promiscuously and seem on the best of terms.

Friday 12<sup>th</sup> June, was introduced to Mrs Caesar Colclough for the first time, she is a very pleasant pretty fat little woman, chatty and agreeable, and was very polite to me. I walked the ramparts and the town for two hours with the Colcloughs, am to dine with the Captain tomorrow with a large party.

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Wednesday 17<sup>th</sup> June. Had a letter from Henry with one from Molloy enclosed, long wished for. Counsellor Colclough calls on us every morning, his wife better, he is going to live in Paris.

Thursday 18<sup>th</sup> June. Am to dine with the Counsellor en famille, spent a very pleasant day, Mrs Colclough a most agreeable woman, and quite the manners of a Gentlewoman. He is outrageous with his brothers, who have used him most shamefully, as he tells me.

Saturday 20<sup>th</sup> June. Sat at Caesar's for two hours, am to dine at Counsellor Colclough's tomorrow.

Sunday 21<sup>st</sup> June. Dined with Caesar, Mr Minchin and Doctor Courtney were of the party, Mrs Colclough is one of the most attentive woman to a husband I ever saw, consults his very looks.

Monday 29<sup>th</sup> June. Had a letter from my dear wife, walked all day with the Judge and Mrs Colclough, heard of Sir Ulysses De Burg'o return, and the death of Kavanagh.

Tuesday 30<sup>th</sup> June. Answered my wife's letter, and put it into the post, dined with Caesar.

Thursday, July 2<sup>nd</sup>, 1818 Sat with Mrs Colclough for an hour, dined at home, and went to the ball at eight with Mr And Mrs. Minchin.

Thursday July 1<sup>st</sup> 1819. Battle of the Boyne, I dined with Mitchell and drank "The Glorious Memory".

Monday 23<sup>rd</sup> August. Caesar Colclough (of Tintern) called on me. I dined at Mrs Talbot's with him and Mrs Colclough, she is a very fine woman.

Tuesday 24<sup>th</sup> August. Put Caesar and his wife on board the Elizabeth for Dover.

Friday 27<sup>th</sup> August. Read in the Times of a great meeting held at Colcloughs Moor, near Huddersford. (quere Huddersfield on the left bank of the Colne, West Riding of Yorkshire) where some of my family lived.

Tuesday 14<sup>th</sup> September. Sarsfield Colclough passed through here on his way to Paris- left me a number of letters about my brother's business in which I am involved.

January 1<sup>st</sup> 1820. Was engaged to dine with Caesar Colclough at Versailles but the day was so bad did not go.

January 6<sup>th</sup> 1820. I dined at Versailles with Caesar, Sam Moore, his wife, and Doctor and Mrs Asplin of our party, for 40 years the frost was never known so hard in Paris.

January 22<sup>nd</sup>. Read the news of the death of the Duke of Kent on the 17<sup>th</sup>, and some extracts from the Dublin Evening Post as to the state of poor Ireland, which seems to be very bad.

February 2<sup>nd</sup>. News of poor George, 3<sup>rd</sup>'s death- he died on the 29<sup>th</sup> January ten days after the Duke of Kent.

Monday February 7<sup>th</sup>. Put a letter for McCarty into the post, and one for Adam - Boulogne.

Sunday February 13<sup>th</sup> 1820. The Duke De Berry was assassinated going into his carriage out of the Opera at half past eleven-the Duchess was with him, all the sport of the Carnival was discontinued by an Ordinance of the Police-14<sup>th</sup>-no Masks allowed this day.

March 23<sup>rd</sup> - Had a letter from the old Judge from Versailles, telling me that my good friend, poor Mrs. Colclough of Boulogne (wife of Captain Caesar) was dead, she died the 19<sup>th</sup> inst I am truly sorry for her.

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June 16<sup>th</sup> 1820, Met Dudley Carleton- took lodging for him in the same house as myself.

July 6<sup>th</sup> Got a letter from Mc Carthy.

July 7<sup>th</sup> 1820, Lady Dorchester, came here on the 14th- she asked me to dine with her, but I was engaged.

January 31<sup>st</sup> 1821, An account arrived here of the attempt to blow up the King of France at the Tuilleries.

### **Copied from original placard in the writers possession (*Beauchamp*).**

An accurate account of the Grand Procession that occurred in Wexford on Wednesday the 22<sup>nd</sup> inst. (July 1818) on the chairing of Mr.Carew and Mr.Colclough.

Never in the memory of the oldest man in this County was anything so striking, impressive and Grand, as the Chairing of Mr.Carew and Mr.Colclough, and the procession. It was indeed worthy of this great County, and of the triumph of the virtuous and independent cause, which it was intended to commemorate. The order of procession was nearly as follows-

Captain Carew R.N. on horseback, and the sailors of the different vessels in the harbour displaying their various flags.

The Law agents of Messers Carew and Colclough, with alternate silk sashes of pink and blue, and white wands.

The Gentlemen forming the committee, on horseback, with sashes and ribbons, carrying eight beautiful banners of various colours, denoting the eight different Baronies of the County, with appropriate inscriptions as follows, viz.

Bantry and Carew, carried by William Blacker of Woodbrook, L.E.White of Ballyregan, Esqs.

Shelburne and Colclough, by Bagenal Colclough of St.Kearns, T.Richard Haughton of Kilmannock Esqs.

Forth and Independence by Walter Redmond of Bettyville and Abraham Howlin of Carne, Esqs.

Bargy and Freedom by Captain Lett of Newcastle and Samuel Boxwell of Sarshell Esqs.,

Shelmalier and The Constitution by William Goff of Horetown and Joseph Fade Goff of Williamstown Esqs.

Gorey and The Virtuous Minority by Sir Thomas Esmond of Ballynastraw, Bart, and Goddard Richards of Stephens Green (Dublin) Esqs.

Ballaghkeen and Our Old Friends By Matthew Talbot of Castle Talbot, and I.N Richards of Hermitage,Esqs.

Scarawalsh, and Our Increasing Popularity, by Sarsfield Colclough of Upper Kildavin, and E.R. Cookman of Bessmount (now Monart House) Esqs.

The Mountains of Forth and the Moor of Mulrankin with Erin go Bragh (in Irish characters) by C.A.Walker of Belmont, and Villiers Hatton of Trimple (Temple?) Hill Esqs.

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Two Large Flags, one white, on which was inscribed in large gold letters Purity of Elections, and on the other, The Harp of Erin, surmounted with a Crown, surrounded with Shamrocks, with Erin go Bragh.

A Flag with the inscription of Enniscorthy, Independence by John O Neill of Enniscorthy Esq.,

Two Independent Bands of Music, composed of Amateurs, drawn in Sociables.

The Chairs with the members, placed on an elevated and beautiful platform, surrounded with sky blue railing, elegantly decorated with laurel and drapery of blue satin. The Chairs were beyond description tasteful and beautiful- Mr. Carew's was white, and sky blue satin with draperies of blue and silver, and a profusion of white ostrich feathers on the top. Mr. Colclough's chair was white and pink satin with draperies of pink and silver, and the same profusion of white Ostrich feathers as Mr. Carew's. Both chairs were decorated with festoons of Laurel and Rose's. On the back of Mr. Carew's chair was the following inscription in gold letters- Carew and Independence. On the back of Mr. Colclough's there was also an inscription in gold letters- Colclough and his Native County. Mr. Carew and Mr. Colclough looked remarkably well, and seemed animated with the virtuous triumph they had just achieved.

Mr. J. C. Martin, the conducting agent of Messers Carew and Colclough, in this trying contest, was on the same platform, behind the chairs, with a white wand, and sashes of blue and pink. He looked animated and happy with the scene before him.

There were numerous parties of Gentlemen and Freeholders on horseback. The windows were crowded to excess, principally by beautiful females of rank and fashion. The concourse of people was immense, they followed the representatives with continued shouts of acclamation. Happiness and joy were pictured on every countenance. It was indeed the natural and legitimate effusion of constitutional triumph.

There could not have been less than 30,000 persons at this grand spectacle-and yet not a single violation of peace occurred, not a momentary riot, or even dispute, not a single accident. It was as if their hearts had been penetrated with the sacred love of that constitution, which had enabled them in the exercise of the elective franchise to have selected the candidates they loved and admired and have thus chosen them their representatives.

Great and virtuous county-orderly and civilised people-never in the Annals of Election was such an instance of true and genuine order exhibited by such a people, and that a moment of public joy and success. It is an example that ought to be engraved in letters of gold, and which we are bold to say, can bear the contrast with any county in Great Britain.

The ships in the harbour hoisted their colours most high, and the evening passed away in the most rational and joyful festivities of every kind-bonfires, fireworks, and rockets. The mayor ordered the inhabitants not to illuminate.

**Copied from Brief in Colclough v Colclough 1865. page 81  
Deed making tenant to the freehold.**

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This indenture, made the 2<sup>nd</sup> day of November, in the year of our Lord 1818, between Caesar Colclough of Tintern Abbey in the County Wexford Esq. of the first part, Peter Burrowes of Lesson Street in the City of Dublin, barrister at law, of the second part, and James Charles Martin, of Ely Place, in the said City of Dublin, Gentlemen of the third part. Witnesseth that for the docking and barring all estates tail, and all remainders and reversions thereupon expectant and depending, of and in the lands tenement, and hereditaments hereinafter granted and released, or mentioned, or intended so to be, or any of them, or any part thereof and for in consideration of the sum of ten shillings sterling, by the said Peter Burrowes to the said Caesar Colclough in hand paid, at or before the ensealing and delivery of these presents (the receipt whereof is hereby acknowledged) he, the said Caesar Colclough hath granted, bargained, sold, released, and confirmed, and by these presents doeth grant, bargain, sell, release, and confirm, unto the said Peter Burrows (in his actual possession now being by virtue of a bargain and sale to him thereof, made by the said Caesar Colclough, for the term of one whole year, by indenture bearing date, the day next before the day of the date of these presents, in consideration of five shillings sterling to him the said Caesar Colclough paid, by the said Peter Burrowes, and by force and virtue of the statute for transferring uses into possession) and to his heirs and assigns, all that and those, the Manor of Tyntern alias Tintern with the etc., (here follows the detailed description of the whole estates, which being previously set forth at large in this manuscript book, need not be repeated here. In virtues whereof the parties aforesaid, have hereunto put their hand, and affixed their seals.  
Signed Caesar Colclough, Peter Burrows, James Charles Martin-  
Witness. Robert Reeves, Bernard Lynch,

Be it remembered, that on the 27<sup>th</sup> day of November 1818, the within named Caesar Colclough, came before me, The Right Hon. John Lord Norbury, Chief Just. of his Majesty's Court of Common Pleas in Ireland and acknowledged the within deed, therefore let the same be enrolled. Norbury.

Enrolled in the prothonotarys Office of his Majesty's Court of Common Pleas in Ireland in Michaelmas Term, 1818. Richard Hill.

**Copied from Brief in Boyse v Colclough 1857. page 210.**

**Letter from Chief Justice to Caesar of Tintern.**

**Passy pres Paris, 10<sup>th</sup> February 1819.**

Dear Caesar,

Your Letter which I received last Monday gave me every satisfaction. You have indeed done a most material part of the business in having Mr. Kidd secured in the receipt of the rents, and the submission which you have got my brother to sign will greatly facilitate the adjustment of my accounts. However I cannot conceive but it is a great hardship upon me to be obliged to bear any of the expenses of an ejectment, which I had no blame in incurring, and which originated certainly in the misconduct of one or both of my brothers. I wish I could give you a pleasing account of my family, but I

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cannot. (here follows an account of the illness of the writer's wife and daughters, and he continues) -This place does not agree with us, for I have had more sickness in my family, since I came here last July, than they ever had in their lives. I shall therefore remove from it in April when my time is out, either to Paris or Versailles, in either of which I can properly educate my dear children. From the account I have heard of Mrs. Colclough, I have a very great opinion of her, and from my knowledge of her father, who I knew to be an honourable gentleman, and the very good, indeed excellent character I have heard of her from the Talbots, I doubly felicitate you, and think you have every prospect of being a very happy man. That you both may continue long to enjoy it, is believe me, the sincere wish of Mrs. S Colclough and myself and our little girls. Did you see and know them, I am certain you would love them.

Very truly, your affectionate cousin, Caesar Colclough.

Caesar Colclough Esq., M.P. London.

**Copied from the same, page 232.**

**Letter from The Rev. Dudley C to the Chief Justice, Duffry Hall, April 2<sup>nd</sup> 1819.**

Dear Caesar,

I lately received a letter, by it, it appears to me you are very well, which makes me extremely happy, I should have wrote you often, but to be candid, I received a letter from you wrote in such a state, which I so little deserved, that I thought it the better way to be silent. Nothing would or will me so happy as to have all accounts between you, Sarsfield and me settled. I was ever anxious for it, and have at length got Sarsfield to sign a submission, though I have heard it was told to you that I was the cause of the delay. which I now tell you was diametrically the contrary. Sarsfield and I are as yet on same terms. I often told you neither you nor I are a match for him, and at this moment he is nearly our ruin. If Rowe is about to execute the *habere* to dispossess us of Duffry Hall, and that is totally attributable to Sarsfield. In the first instance I thought he had paid the rent, and his son told me he had, not a week before I was served with an ejection, but he applied the Deerpark rent to pay six years rent due by him to Mr. Rowe, which has ever since kept us back. That is, and has been one principle reason of my not being on terms with him xxxx No man living has suffered more than I have done these ten years back. I was in prison three times. Sarsfield never was the man to go see me, or try to get me out. I make no boast, but what was my conduct when a similar circumstance occurred. Ask your friend O Hara xxxx If by any means we can settle with Mr. Rowe this term, in future I trust things will take a favourable turn, but ten days from this date will tell all, and I shall loose not a moment in writing to you. I am told my nieces are very fine nice little girls. Present them with my regards and best compliments to Mrs. C. Caesar's conduct was a surprise on every person, and more so. I am not without a promising family, the eldest Caesar, I intend to bring up to the Bar if I can xxxx I am informed poor Richard, commonly called the "Bailic", who you and I acted as a father by for many years, was drowned trying to cross a river in the West Indies in flood. I had a letter from him five years ago, he spoke of being in good circumstances, and the person who brought it (one of B.Ruther's sons) told me at that time he was worth ten thousand pounds-he was master or head over a Plantation.

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I am dear Caesar, your affectionate brother. Dudley Colclough.  
To Caesar Colclough Esq., Versailles, France, copied from the same, page 229.

### Letter from Sarsfield Colclough to Caesar Colclough of Tintern. 13<sup>th</sup> September 1819.

Dear Caesar

At the request of Anne (writer's daughter) and Captain Browne, I write to you to become sponsor to their first born son. I the more readily do it from political motives, as it will I think, be a kind of confirmation of the support of that family in future. She had no less than twins, however as I think one fully sufficient for them so soon, we had a churchyard on this place where we buried one. I think since the Devereux's have settled here, we have been so attentive and civil to them, that I would almost undertake to say that he would support you now instead of being against you; And if through us his opposition families were brought about, I think we would not have been idle and (and Mrs.Colclough to whom we beg our best regards) seem to have forgotten us, we never lose sight of your interest when we can, and am dear Caesar yours very affectionately

Sarsfield Colclough.