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LOWER CANADA.



RETURN to an ADDRESS of the Honourable The House of Commons,
dated 16 March 1837 ;—for,

COPIES of Two REPORTS of a Select Committee of the House of Assembly of Lower Canada, respecting Mr. Gogy, Sheriff of Montreal; and of any Correspondence between the Earl of Gosford and Lord Glenelg, on the subject of the Charges preferred against Mr. Gogy.

Colonial Office, Downing-street,
26 May 1837.

G. GREY.



SCHEDULE.

- No. 1.—Copy of a Despatch from the Earl of Gosford to Lord Glenelg, dated Government House, Montreal, 11 August 1836. (Five Enclosures.) - - - - - p. 1
- No. 2.—Copy of a Despatch from Lord Glenelg to the Earl of Gosford, dated Downing-street, 16 November 1836. - - - - - p. 55

— No. 1. —

COPY of a DESPATCH from the Earl of Gosford to Lord Glenelg.

My Lord, Government House, Montreal, 11 Aug. 1836.

I HAVE the honour herewith to transmit, for the information of your Lordship, an address presented to me by the House of Assembly, praying for the dismissal of the Honourable Lewis Gogy from the office of sheriff for the district of Montreal; my answer thereto, and all the other documents and information in my possession connected with this matter, which will enable your Lordship to acquire full information of the circumstances of the case, and to arrive at a decision on it.

The documents are, the first Report of, and Evidence taken by, the Special Committee appointed to inquire concerning fees and emoluments received by the Sheriffs and other Officers connected with the Civil and Criminal Courts of Judicature; the Report of, and Evidence taken by, the Special Committee appointed to inquire into the circumstances which preceded and accompanied the death of one John Collins, who died in the Common Gaol of the District of Montreal, and to inquire into the state of the Gaol; and, lastly, the explanation and defence of Mr. Sheriff Gogy, with the several papers and documents (thirteen in number), which accompanied it.

The charges against Mr. Gogy spring from two sources, and are of an independent nature.

Under the first series, he is accused of having fraudulently and corruptly concealed from the Executive Government, by transmitting false returns for the Blue Book, a great portion of the emoluments of his office of sheriff, amounting, in the five years ending with 1834, to the sum of 5,264 *l.* currency; and that he wilfully and maliciously gave false evidence, in his examination before a Special Committee of the House appointed to inquire concerning fees and emoluments received by sheriffs and other officers connected with the courts of law, with a view to conceal from the House the disproportionate amount of the fees and emoluments which he received as sheriff, and thereby to prevent the House, and his Majesty's Government, from applying an effective remedy to the abuses alluded to by the Committee.

To the charge of fraudulent concealment, Mr. Gogy states, that his returns of fees and salary were as nearly accurate as he could make them, from the imperfect notes and memoranda of his accounts, which he kept privately, and he admits that he is not capable of keeping regular books of accounts. He is, I believe, of an advanced age, approaching seventy; and I am informed that that part of his duties which relates to the keeping of the accounts of the office, has been discharged for many years past by Mr. Francis Perry, for some time his deputy sheriff, and subsequently his principal clerk. Mr. Gogy asserts, also, that if he has fallen into

Correspondence
respecting
Mr. Gogy.

Enclosure, No. 1.

Enclosure, No. 2.

Enclosure, No. 3.

Enclosure, No. 4.

Enclosure, No. 5.