

by means thereof the people are enabled to travel much better, and were it not for what has been done by the company it would at certain seasons of the year be almost impassable for loaded teams which can now be driven on the road.

13th. I consider the route of this road the best in this Township, and it was so considered by the Engineer employed by the company, John Fraser.

14th. A first mortgage on the road for the amount of the debentures so issued under the authority of By-Law number one hundred and sixteen, as aforesaid, was executed by the company, and delivered to the Council, and three hundred dollars of the coupons were paid by the Treasurer of the Township, which said money was paid by the company on their mortgage, and a further sum of forty dollars was paid on the coupons by the Treasurer of the Township, but the Council after the By-Law was discovered to be illegal, refused to allow him this sum.

15th. The planked part of the road lasted in good condition for about 8 years, as did also the gravelled part. Very little statute labor was during this time done on the road, but the labor which would have been expended there if no road had been built was expended on other roads.

16th. I am confident that the parties purchasing the debentures did so in good faith, and without any suspicion of their being in any way defective.

17th. That until an attempt has been made lately to have said first mentioned debentures legalized by an Act of the Parliament of this Province, I never heard any person or persons assert or pretend that previous to the sale of said debentures to the persons now holding the same, any meeting of the people or ratepayers of this Township was called or held to express any opinion as to the said Township taking stock in or in any way becoming stockholders in said company or assisting the same in any way whatsoever, and I am positive that no such meeting was held or called.

[Signed]

DAVID MERRILL.

Sworn before me, at Port Burwell, in the County of Elgin, this Twelfth day of May, A.D. 1865.

[Signed]

JACOB S. JONES,

A Commissioner for taking affidavits in the Queen's Bench, in and for the County of Elgin.

AFFIDAVIT No. 11.

County of Elgin, }
To-Wit: }

I, GEORGE NONILL PROCUNIER, of the Township of Bayham, in the County of Elgin, Esquire, make oath and say:

1st. That I am now and have been for the last nineteen years a resident of the Township of Bayham, and for the last three years I have been a Justice of the Peace in and for said County of Elgin.