

*"the dangerous encroachments made in years of past misrule, by establishing such a construction of that law as would place the rights and liberties, the property and lives of the people of this Province, at the disposal of one while a liberal salary is provided for three Judges.*

*"In Michaelmas Term last, Mr. Justice Hagerman alone constituted our Court of King's Bench, wherein he confirmed his own questioned Judgment. At the preceding Assizes, in a trial in which Mr. Justice Sherwood was interested, the result of which trial involved a property of very great value, acquired through those extraordinary judicial proceedings in the case of Mr. Randall, whose injustice has long been unavailingly an object of Legislative relief and public sympathy. It is from such proceedings, such Courts, and such Judges, that the people desire to be relieved."*

"In 1832 the House of Commons of the United Kingdom addressed His Majesty, requesting that a copy of the above mentioned Address from Upper Canada might be laid before it. His Majesty sent it down, and the House ordered it to be printed and placed among its records, but Mr. Randall obtained no relief.

"In 1830 he again petitioned the House of Assembly for redress, and a bill was introduced, ordered to a third reading by a vote of 33 to 2, and passed by a vote of thirty one to two, appointing the Honorable Louis Joseph Papineau, Speaker of the House of Assembly of Lower Canada, a Judge in Equity, to try the case and do justice, but the Legislative Council, being as before, it is presumed, opposed to the principle of the Bill, it was found on an examination of their Journals, on the motion of Mr. Perry, that they had ordered its further consideration to be deferred three months.

"In 1830 Mr. Randall applied, by petition, to His Excellency Sir John Colborne, stating his case and exhibiting the proceedings had by Mr. Boulton, but his application was productive of no beneficial results, his petition and reply are hereto appended.

"In 1833 he applied to the Governor in Chief on the subject, we annex hereto the Correspondence.

"In 1834, Mr. Randall died, having spent nearly seven years of his life in a Prison, and the last thirteen years of it in a series of vain and fruitless efforts, to obtain in Upper Canada, that tardy justice which the defective organization of our Judicial Institutions, the personally interested situation of some of our Judges, and the character and composition of the Legislative Council, denied him. His Executors under the Will, the late Colonel Thomas Hornor and the present petitioner, took, it is presumed, such steps as they believed to be the best, on behalf of his estate, when the cholera carried off the former, and nothing further was done in the matter of the Chaudière property until last Session, when Mr. Mackenzie applied for the interposition of the House, which appointed a Committee, and a Bill was a third time reported in a third Parliament for the adjudication of the claim according to equity. But as it had been omitted to give a notice in the Gazette, in the matter, which affected private rights, further proceedings were deferred till the present Session.

"After some difficulties as to the style and tenor of the notice, an advertisement was placed in the Upper Canada Gazette, and the matter is now brought for the fourth time before the Legislature by petition.

"The correspondence between the late Mr. Justice Boulton, Mr. H. J. Boulton and Mr. Randall, at the time the former acted as Agents in obtaining the property from the Crown, a letter to Lieutenant Governor Gore, from Mr. McGillivray, of the North West Company; and a letter from Captain Le Breton and others, who wished to buy the Chaudière property or parts of it, are reported herewith. Mr. Waters, a Member of the House for the District of Ottawa, was desired last summer to make inquiry as to the worth of the Chaudière property, and in whose possession it was; and your Committee have examined that gentleman, who is of opinion that it is worth about £20,000, and will greatly increase in value.