

To His Excellency the Right Honorable *James Earl of Elgin and Kincardine*, Knight of the Most Ancient and Most Noble Order of the Thistle, Governor General of British *North America*, and Captain General and Governor-in-Chief in and over the Provinces of *Canada, Nova-Scotia, New Brunswick*, and the Island of *Prince Edward*, and Vice-Admiral of the same, &c. &c.

May it please Your Excellency,

We, Her Majesty's dutiful and loyal Subjects, the Legislative Assembly of the Province of *Canada* in Provincial Parliament assembled, beg leave to inform Your Excellency, that we have, during the present Session, passed a Bill, intituled, "An Act to raise an income of One hundred thousand pounds out of the Public Lands of *Canada* for Common School Education," which Bill contains clauses relating to and affecting Her Majesty's prerogative, touching the granting of Waste Lands of the Crown within the said Province; and we therefore pray that in order to give effect to the said Bill, Your Excellency will be pleased to cause it to be transmitted to *England* without delay, for the purpose of being laid before Parliament, previously to the signification of Her Majesty's assent thereto.

Ordered, That the said Address be engrossed.

Ordered, That the said Address be communicated, by Message, to the Honorable the Legislative Council, requesting the concurrence of their Honors thereto.

Ordered, That the Honorable Mr. *Price* do carry the said Message to the Legislative Council.

Municipal
Corporations
(U.C.) Bill.

Mr. *Cartier* reported the Bill to provide, by one general Law, for the erection of Municipal Corporations in and for the several Counties, Cities, Towns, Townships, and Villages in *Upper Canada*; and the Amendments, as far as Clause (Q.) were read, and agreed to.

Clause (Q.) The 116th Amendment being read a second time, as followeth:—

"And be it enacted, that with respect to any debt *bonâ fide* due by any District Municipal Council, City, Town or Village Council, or Board of Police, in *Upper Canada*, prior to the first day of January, one thousand eight hundred and forty-nine, it shall and may be lawful for the Municipal Corporation by this Act substituted for such District Municipal Council, City, Town or Village Council, or Board of Police, at any time within one year after the time appointed for this Act to commence, to pass a By-Law for providing for the liquidation of such debt, and upon such By-Law being approved by the Governor of this Province in Council, none of the provisions of this Act by which increased facilities are provided for the recovery of debts due by such Municipal Corporation shall be applicable to such debts, or any of them, until after default shall be made by such Municipal Corporation in raising the necessary funds for the discharge of such debts, or in applying such funds when so raised to the discharge of the same according to the provisions of such By-Law: Provided always nevertheless, first, that nothing herein contained shall extend or construe to extend, to prevent any such Corporation in any such By-Law, where such Corporation may have heretofore issued Promissory Notes or Debentures to pass as money, and which are still in circulation, to provide some mode for their gradual extinction, by redeeming a certain portion thereof annually, and by substituting other Promissory Notes or Debentures in the place of such as remain unredeemed, from time to time as they fall due, when the holders thereof are willing to

"receive the same in exchange till the whole of such Notes or Debentures are fully and completely redeemed and satisfied according to the provisions of such By-law: And provided also, secondly, that nothing herein contained shall extend, or be construed to extend to deprive any of the creditors of such Municipal Corporation of all such remedies as they now by law possess for the recovery of such debts against the District Municipal Council, City, Town or Village Council, or Board of Police, which they may be owed, all which remedies they shall continue to have against the Municipal Corporations substituted for such District Municipal Council, City, Town or Village Corporation."

Mr. *Smith*, of *Frontenac*, moved in amendment thereunto, seconded by Mr. *Seymour*, That the following Proviso be added at the end of the said Clause, and do make part thereof: "And provided also, thirdly, that no part of any County or Union of Counties which by this Act is added to any City as part thereof, or of the Liberties thereof, shall be assessed for the payment of any debt or the interest thereon, and for which such City may be liable, until the expiration of ten years from the time this Act shall take effect;"

And the Question being put on the Amendment; the House divided: and the names being called for, they were taken down, as follow:—

YEAS.

Messieurs *Armstrong, Boulton* of *TORONTO*, *Christie, Malloch, M'Connell, Robinson, Seymour, Sherwood* of *BROCKVILLE*, *Sherwood* of *TORONTO*, *Smith* of *FRONTENAC*, and *Taché*.—(11.)

NAYS.

Messieurs Attorney General *Baldwin, Beaubien*, Solicitor General *Blake, Boulton* of *NORFOLK*, *Boutillier, Cauchon, Chabot, DeWitt, Duchesnay, Guillet, Hall, Hincks, Holmes*, Attorney General *LaFontaine, Laurin, Marquis, M'Farland, Méthot, Mongenais, Nelson, Polette, Price, Richards, Sauvageau, Smith* of *DURHAM*, *Smith* of *WENTWORTH*, *Thompson*, and *Watts*.—(28.)

So it passed in the Negative.

The 116th Amendment was then agreed to.

The 117th and 118th Amendments, being read a second time, were agreed to.

The 119th Amendment being read a second time, as followeth:—

Clause 170, line ult. After "price" insert "And in case the person or persons now in possession of any concession road or side line may have laid out streets in any City, Town, or Village, without any compensation therefor, he shall be entitled to retain the Land originally set apart for such concession road or side line, in lieu of the street set apart by him in place of the said concession road or side line."

On motion of Mr. *Richards*, seconded by the Honorable Mr. *Boulton*,

Ordered, That the words "within such City, Town, or Village" be inserted after the word "Land" in the said Amendment.

The 119th Amendment, so amended, was then agreed to.

The subsequent Amendments, as far as Schedule (B.) being read a second time, were agreed to.

Schedule (B.) the next Amendment, being read a second time;

Mr. *Sherwood*, of *Brockville*, moved in amendment thereunto, seconded by Mr. *Malloch*, That that portion of the said Schedule which relates to the Town of *Brockville*, be left out, and the provisions originally contained in the said Schedule in relation to that Town substituted;

And the Question being put on the Amendment; the House divided: and the names being called for, they were taken down, as follow:—