The Weekly Colonist

Tuesday, March 22, 1864.

HOUSE OF ASSEMBLY.

WEDNESDAY, March 15.
House met at 3:15 p.m. Members present,
Messrs. Young, DeCosmos, Powell, Franklin,
Trimble, Street, Carawell, Bayley, Dennes. BILLS ASSENTED TOJ

The following bills have received the assent of the Governor:—Provisional Act for the Election of Mayor and Councillors; Governor's Indemnity Bill; Chief Justice Pension Bill; Appropriation Bill; Telegraph Bill : Pilot Bill.

THE OTHER INCORPORATION BILL.

Mr. Young said it was very desirable that no time should be lost in passing an incorporation bill (hear; hear.) He and some of his colleagues had attended the House day after day for the purpose of getting through a suitable bill, and the introduction of this new bill would simply be wasting so much time. He thought any desirable provisions in the new bill might be incorporated in the

Bill before the House. Mr. DeCosmos said that the mover of this new bill deserved the thanks of the House. The hon gentleman had said he had intro-duced his bill to meet the wishes of the citizens of Victoria, thus assuming that he was better acquainted with the wishes of the inhabitants than the four city members, an assumption certainly very flattering to hon, member in passing his bill through the

Dr. Powell said he was willing to allow the new bill to come before the House, but he would state that he would support the bill now before the House for the reasons urged by the hon. senior member for Victoria, viz., to save the time of the House.

Bill read a first time, and ordered to be APPROPRIATION FOR GOLD STREAM. Mr. Young said he rose by the sanction and request of His Excellency, to lay before the House an addition to the supplemental seti-

mates of \$4,000 for the purpose of constructing a food to Gold Stream.

Mr. DeCosmos rose to call the hon, gentleman to order; he was not aware that the hon. gentleman represented the Governor any more than any other member of the House.

SUPPLEMENTAL ESTIMATES. The House went into Committee on the additional amount asked for in the Supplemental Estimates, Mr. Franklin in the chair, be presented to His Excellence Gov. Ken-Sanich Road, \$5,000; item

Sooke Read, \$2,000.

Mr. Carswell had a word to say on this subject. He had understood that \$3,000 was to be put down. He would like to know why \$2,000 had been put down.
Mr. Young said the Executive had

thought the sum sufficient.

Mr. Carswell—Well, as the amount can't be Mr. Carswell—Well, as the amount can't be nareased there's no use in talking any more bout it!

Dr. Helmcken—I move that the amount by the House.

be \$1,000. (Laughter.)
Mr. Carawell—Oh! you do, do you?
(Laughter.) I would like, Mr. Chairman, to
know where this road is to commance?

Dr. Helmoken-At Victoria.
Mr. Carswell-At Victoria? I object; I piect entirely! Dr. Helmoken—The hon. gentleman ob-

iects to vote any amount!

Mr. Carswell—When did you hear me say that! (Laughter.) Item passed.

Metchosin Road—\$3,000. Passed.

From Metchosin to Albert Head—\$500.

Wagon Road to Goldstream \$1,000 McKenzie's to Naval Hospital-\$1,000

McKenzie's to join Burnside, crossing

Colquitz River near mouth—\$500. Passed.

Mount Tolmie Cross Road—\$600.

Mr. Young said he had received an application from the settlers there, offering to subscribe \$250 towards improving this road. should the estimate be passed. The road

was now an impassable swamp.

Mr. DeCosmos said this House had a short time ago opposed this same vote, as being expended on a deviation read, and being of no benefit to the general public. He was certainly opposed now as then to public money being spent on any such road. Let the people tax themselves as we do in Vic-

Mr. Young said this road had not pre-viously come up before the House. The road was much required by the settlers in that

Mr. Bayley said he had taken the trouble to ride over that road lately, and he found that some forty-five tax-paying settlers who had no other road to Victoria than this one. He would vote for the amount.

Dr. Helmeken said he would remind hon. members that every one of these settlers had to work their 6 days of statute labor during the year. They were in reality more heavily taxed than the citizens of Vic-toria. Item passed.

Casual repairs \$400. Passed.

EDUCATION \$5000. For the construction of a suitable school house on the Reserve;

Mr. DeCosmos thought the situation most convenient and delightful.

Mr. Carswell had thought this thing should be left to the Committee on Schools.

He was one of the Committee himself, and the Chairman.—There not being a

propose to meet!

Mr. Carswell—I don't know when they're going to meet. Tm not the chairman! They might have been appointed a year for all I know (laughter).

An hon member—Sit down!

Mr. Carswell—I'm not speaking to you! I think the House have no right to take up

ing school was about 150.

Dr. Powell said he had facts to show that

that the number was about 250. Mr. Carswell asked what was to be the religion and the terms of this \$5000 school.

(laughter)
Mr. Young said it was to be a school-house,
not a school; the vote only concerned the
construction of buildings, &c. Royal Hospital-\$2500. Passed

Mr. DeCosmos said this items ought to be aised by the civic authorities, and not by the

Mr. Young said it was proposed that the sity should pay it back to the Government. They were unable now to grant anything to he Fire Department as they had no revenue it present. It was contemplated that this amount should be paid from the back revenues of the city; if they were not enabled to collect these back revenues he thought venues of the city; if they were not enabled part of the counsel for the plaintiff, stated: in January, 1861, Mr. McTavish bought lots they should not be asked to repay the amount to the Government

ing of the estimates, wall reported the pass-

nedy on his assuming the Governorship.

House adjourned till te-day. (Thursday.)

made a bear THURSDAY, March 17. House met at 3-15 p. m. Members pres-ent Messral DeCosmos, Powell, Franklin, Frimble, Dennes, and April 1981 and 1981.

SUPPLEMENTAL ESTIMATES.

Mr. Franklin seconded.

Mr. DeCosmos asked the hon, mover his lar object in asking for this corres-Dr. Trimble said that in dealing with money question it was satisfactory to know all about it; to see he withings were managed hind the scenes bus

Motion granted. ADDRESS TO GOVERNOR KENNEDY. Mr. Franklin moved for an Address to His Excellency Governor Kennedy on his assuming the Governership of the colony.

Mr. Denaes seconded.

The Speaker appointed Mesars. Franklin, DeCosmes, and Trimble, as a Committee to

iraw up the address.

BUSINESS FOR TO-MORROW. Committee on Ways and Means, Mr. De-Cosmos' motion for Reduction of Lisenses, Lighthouse, Expenditure, and Telegraph Bill econd reading:

House adjourned on a sample of

them saw Rough Gambling, il

The Territorial Enterprise of Virginia City, N. T., has the following:

"What is your business, sir?" asked a Judge in one of our Courts of a witness, "Rough gambling, yer Honor," was the

ready reply.

We looked sharply at the man who claimed ready reply.

We looked sharply at the man who claimed so singular a trade. A pair of small black so singular a trade. A pair of small black so eyes, scatcely bigger than peas, twinkled under a pair of heavy, black eyebrows, each of which appeared to project straight in the direction to which the eyes underneath were directed. A heavy, black, sallor-like beard encircled his chin and covered his cheeks. The mouth was the only redeeming feature. The mouth was the only redeeming feature. There rested a sort of rude, defiant frankness. He swung back and forth against his legs a dilapidated Peruvian hat.

"What business did I understand yeu to easy, sir!" asked the judge, his eyes expressing some surprise.

"What business did I understand yeu to ing some surprise.

the Chairman had never asked him to meet.

He was opposed to this matter being brought up before the House—why not leave it to the Committee. Don't pinch my foot! [to an hon. member sitting near him.]

(Laughter.)

Dr. Helmcken—When does the Committee Mr. Carswell—I don't know when they're going to meet. I'm not the chairman! They might have been appointed a year for all I know (laughter).

Cary vs. Grennan.—There not being a sufficient number of special jurymen present, some of the common jury were empannelled with them. The following were the jury:

Mr. Lumley Franklin, foreman, Alfred Fellows, J. P. Sayward, R. Homfray, Hardy

Gillard, J. P. Davies, R. George and — Dally.

Mr. McCreight instructed by Drake, appeared for plaintin. Mr. Ring, instructed by Messrs. Parkes and Green, for defendant.

The action was one for mesne prefits, judgment having been given in an action of ejectment. The trespass was admitted, and it

ment having open given in an action of ejectment. The trespass was admitted, and it
only remained for the jury to assess the
damages upon the facts.

Mr. McCreight opened the case, and told
the jury that the action was brought to re-

THE OFFICE INCORPORATION BLL.

Dr. Trimble apologized for not having introduced his bill sooner. He proposed to repeal the present supposed act, and establish a new act on an entirely new principle, viz., that of raising taxes by rating, and to do away with the license system. He also proposed that the mayor and councillers should be elected as in the former, bill. Also that the Colonial auditor should be auditor for the council, to be assisted by two citizens from each ward. These were the principal features of his bill. He moved that the bill be read a first time.

Mr. Pernaklin thought the bill might be read a first time.

Mr. Pecosmos swidthe believed that one portation bill (hear, hear.) He and some of portation bill (hear, hear.) He and some of his colleagues had attended the House day in general property which they had not done so, his colleagues had attended the House day in general the colleagues had attended the House day in general to region to the council. The proposed to repeat the proposed to repeat the proposed to repeat the present supposed act, and establish the subject. (laughter)

Dr. Powell said he had been prevented by pressing engagements from visiting the distinct of the district time to the city children.

Dr. Helmcken said he would say nothing at the Colonial auditor should be auditor for the council, to be assisted by two citizens from each ward. These were the principal features of his bill. He moved that the bill be read a first time.

Mr. Decosmos swidthe believed that one this office the district school. He district school is not the proposed to the form to take up the fact of the proposed to the proposed that the action was brought to rescover damages upon the cities of the district school was along the district school was along the district school the proposed to restant the district school was a favorably strated for the city children.

Mr. Decosmos swidthe believed that one this colleanues of the proposed to the pr sequently found that they had not done so, and on making inquiry, I ascertained that Grennan and Cranney had piled lumber and built a house upon my lots. I gave him notice to move off, and I subsequently brought an action of ejestment, which was at first defended and afterwards confessed.

M. W. T. Drake, called—Produced the

judgment in ejectment which was signed on 23d Novr. I went to look at the lots 7 and S before Mr. Cary went away; I again saw them in August, there was lumber there then on the two lots. I saw Grennan after Cary left the country, I told him that he must move the lumber and the house, or I should have to issue a writ of ejectment against him. An action of ejectment was som-

Mi. Gastineau surveyed the lots and proved that there had been lumber on them.

Mr. Ring for the defence salled—

Dr. Tuzo, who after some objection on the Company. In November, 1862, I leased them to Grennan and Cranney for \$75. The committee rose and reported the passing of the estimates.

Item passed.

Postal Communication along the Coast.

\$20001 Passed.

The committee rose and reported the passing of the estimates.

The committee rose and reported the passing of the estimates. time of the estimates.

The inmigration iscruage.

Dr. Trimble moved for all correspondence between the hon. Colonial Secretary and any other persons in reference to the Immigration question and the appointment of a lecturer.

ADDRESS TO GOVERNOR MENNEDY.

Mr. Franklin gave notice that he would move that the House draw up an Address to be presented to His Excellency Gov. Kennedy, on his assuming the Governorship.

House adjourned till te-day. (Thursday.)

The Cologne Gazette says that the increasing development of the insurrection caused the authorities at St. Petersburg to ask Gen. Berg whether he could undertake to put it down in two months. Berg promised to down in two months. Berg promised to do so on certain conditions, which were granted. Among them was his being empowered to banish or otherwise put out of the way any person likely to interfere in any way with his the circumstance that the Japanese that the Japanese that the Japanese the merchants, irrespective of the restriction and obstacles constantly placed in their way and obstacles to put the development of the insurrectio Grennan and Oranney belonging to Mr.

McTavish: I think \$50 a month would be a fair rent for these two lots.

Oross-Examined by Mr. McCreight—I received \$250 from Mr. Cochrane on account of Mr. Cary. I do not know what it was for, it was not for lots 7 and 8. Mr. Cary claimed other lots to which he was not entitled.

Dr. Trimble moved for the production of all correspondence between the Celonial Secretary and all other persons in reference to the appropriation of the \$3000 voted by the House. ground which we supposed to be ours. There were no boundaries. In January or February 1863, Mr. Cary came down to our premises and asked me to whem an old house standing on the road belonged. I told him it belonged to me. Mr. Cary said it was an it belonged to me. Mr. Cary said it was on his ground; I told him it was no lot but on the read; then he inquired about the new building; I told him that I had built it in ber, 1863; that if it encreached upon his land he must see Mr. McTavish about it that I was paying rent to Mr. McTavish for some water lots and the boundaries were not clearly defined. A writ of ejectment was served in June, 1863, and within 15 days

after I moved the house. Cross-examined by Mr. McCreight-Is December, 1863, Gastineau came to me; he did not tell me where the lines were, but he pointed to a house on the other side of the Bay and told me the direction in which the ines run. After I took the lumber off in June, 1863, I made ne use of the lots belonging to Cary so far as I knew where the lots were; I did not know the exact boundaries and the lumber might have been a few feet over the line because the boundaries had never been pointed out. We had not the lumber piled up very high on our ewn lots; we had plenty of room on our own lots.

Mr. Gastineau recalled—I went twice to

the lets to point out the boundaries and did point them out so far as I could, but there was so much lumber I could not define them

Dr. Powell said it was high time that a proper school should be provided for the city; there were a great many children in the city for whom no provision was made. He would certainly oppose the expenditure of any more money in the district at the expense of the city.

Mr. Young said the Reserve was in such a position as to be convenient to all the children in the oity. The situation was the most delightful in the whole neighberhood.

say, sir!" asked the judge, his eyes expressing some surprise.

"Rongh gambling, yer. Honor," answered the witness, turning a quid of tobacco in his left cheek and gently swinging his bat.

"Reugh gambling!" repeated the Judge—
"I would ask you, sir, what you mean by "rongh gambling?" "I means, yer Honor, that my style is, where the run o the cards doesn't fetch me a feller's money, I knocks him down and takes it anyhow."

and exposed to the sun's rays," much less possessed and reduced to indigence. As a counterpart to the loyal addresses extorted use the phrase "temperate." It is impes-sible to conjecture the significance conveyed by the Russian authorities, the most ardent by the terms "night and morning," as well declarations of devotedness to the National as those of "slight frost and sharp frost;" Government had been drawn up, in spite of the former are exceedingly loose whilst the latter do not agree with the registered tem-

perature (vide 6th and 9th Feb. compared with 15th and 16th Feb.)

A register of metsorological observations, to be at all useful must be made carefully and at regular intervals, if not, as seems to be the case of that before me, it is utterly worthless to the man of science and misleads the uninitiated.

NEW CORPORATION ACT. BDITOR BRITISH COLONIST : SIR, In this letter I beg to call attention to the mode

carrying into effect the sale of property in default of payment of taxes.

Madame Sierakowski is under orders to follow them as soon as she has sufficiently reestate on expiration of one year after the sale covered from her recent confinement. The

decree vesting the land in another, in those cases in which the person legally entitled is since 1812; and the only person who, in a half made a party to the suit, and so bound to made a party to the suit, and so bound to carry out its orders. This proceeding does not convey the legal estate, but only prevents the person entitled from recovering the land. I assert, without fear of contradiction, that no title to land sold under this Incorporation opinions as to the unangelic nature of Moura-Act can be valid; and that the Sheriff has no vieff. Thus, neither M. Golovnin, the Minmore right to convey the land than the king of the Cannibal Islands. The best that can be done to protect a purchaser is to give him Reutern, the Minister of Finance; nor M. Tatarinoff, the Controller-General, would

be done to protect a purchaser is to give him a title under a decree of a court of equity.

Again, the redemption money is directed to be paid by the treasurer, to the purchaser or his legal representatives. How is the treasurer to determine who these parties may be? It is sometimes a very difficult matter to determine the legal representatives of a determine the legal representatives of a were sent to Generals Mouravieff and Berg. person, and I should recommend the treasur-er to be careful that he pay the money to the

sue. I am, etc., THE INSURRECTION IN POLAND.

en Mr. Cary's lots. The lots belonging to spective districts, who are arranged in two Mr. Cary are not so valuable as those occupied classes—the "dangerous" and the "harmless." These lists are expected to be com-pleted in a mouth, when banishments on a sweeping scale will take place. Gen. Berg has also decreed that foreigners implicated in the insurrection are not to be sent out of the country, as hitherto, but treated as Poles, in consequence of which 25 Prassian subjects were banished, and one, Demski, executed, on the 21st ult. On the 16th, an Italian named Becchi, formerly a lieutenant under Garibaldi. was also shot at Woelawek, although the Italian Ambassador, Marquis

Pepoli, had interceded with the Emperor in his favor. He died exclaiming, "God save Poland !"
The battles in various parts of Poland contime to succeed each other at short intervals.
The engagement of Major Rudowski at Kieles, on the 14th ult., was followed by another on the 16th in the 11zy woods, where small body of Polish infantry, under Major Lady, was attacked by 14 companies of Russians, but succeeded in cutting its way through the enemy with the bayones, after a sangulnary hand-to-hand fight, is which the losses were very severe on both sides. In the palatinates of Saudomir and Cracow the insurgents, under General Besak, are in great force—the various detachments numbering 3,000 infantry and about 300 cavalry in all

3,000 infantry and about 300 cavalry in all, under such experienced leaders as Bogdan, Bembajlo, Ostoja and Liwocza.

A letter from Gumbinnen (Eastern Prussia) contains the following: "The situation of Lithuania at the end of November may be thus briefly summed up. Several hundred capital executions, accompanied by circumstances of cruelty, had taken place without any regular trial. More than ferty thousand persons, chiefly nobles, ecclesiastics, and landowners, had been carried off into the interior of Bussia. The one knew where, without an of Russia, no one knew where, without at opportunity of proving their innocence, and, opportunity of proving their innocence, and, for the most part, on groundless accusations. The above number certainly does not exceed the truth, as may be seen from the official lists published by the Russian authorities, from which it appears that the numbers transported from Lithuania within the last nine menths are:—15,000 from the government of Wilna, 12,000 from Kowno, 10,000 from Cleades 2,300 from Agentical fraganties. The above number certainly does not exceed the truth, as may be seen from the official lists published by the Russian authorities, from which it appears that the numbers transported from Lithuania within the last nine menths are:—15,000 from the government of Wilna, 12,000 from Kowno, 10,000 from Gredno, 3,800 from Augustowo (recently annexed to Lithuania), 3,500 from Vitebsk, 3,000 from Mohilew—in all, 47,300. The prisons of Wilna, Dunaburg, Kowno, Gredno, Mohilew, Vitebsk, and Bialystok were crowded with persons awaiting death or transportation to make room for other victims. It is scarcely necessary to mention the butcheries en musse committed on armed bands of insurgents who fell into the power of the Russian troops. A system of brutality had been organized and continued to be carried out with increasing vigor against women, especially those of the upper classes. Overwhelming taxes, decreed by the Emperor Alexander's lieutenants, as much from political motives as from the necessity of meeting the expense of such a say over Leuis Napoleon's mind, and appearing in Parie; it now appearance of meeting the expense of such as a say over Leuis Napoleon's mind, and appearing in Parie; it now appearance of meeting the expense of such as a say over Leuis Napoleon's mind, and appearing in Parie; it now appearance of meeting the expense of such as a say over Leuis Napoleon's mind, and appearing in Parie; it now appearance of meeting the expense of such as a say over Leuis Napoleon's mind, and appearing in Parie; it now appearance of meeting the expense of such as a say over Leuis Napoleon's mind, and appearing in Parie; it now appearance of meeting the expense of such as a say over Leuis Napoleon's mind, and appearing in Parie; it now appearance of meeting the expense of such as a say over Leuis Napoleon's mind, and appearing in Parie; it now appearance of meeting the expense of such as a say over Leuis Napoleon's mind, and appearing in Parie; it now appearance of meeting the expense of such as a say over Leuis Napoleo

much from political motives as from the necessity of meeting the expense of such a mode of government, oppressed all owners of property, especially the nobles, to such an extent that many of them, being unable to perhaps, the whispers of the hour taket rise.—London correspondence of the least their converges contributions with the convergence of the least their convergence contributions. pay their enormous contributions within the time allowed, were stripped of all they

The St. Petersburg (late Warsaw) correspondent of the Times confirms the reports of Mouravieff's cruelty to women, with the commentary that, "except in Lithuania, and under the Mouravieff regime, no one ever heard of the offence of an insurgent chief being visited upon his wife and his wife's relations." Mouravieff's conduct, however, though generally, is not unanimously approved of in Russia, "It is a fact," he says, "that Madame Sierakowski's mother and two sisters (the mother, by the way being, afflicted pointed out in the new Incorporation Act, with paralysis) have been exiled to a town in Perm, on the confines of Siberia, and that thereof to the purchaser, whose title is de-clared to be an absolute and, indefeasible estate in fee simple.

Now there is only one way in which the legal estate in land can be conveyed, and that is by deed executed by the person legally entitled, and no Act of Parliament can accomplish this object in any other mede; much less can it authorise a Sheriff, or any ether ministerial officer to make a conveyance. A court of equity can do no more than make a designer of this unhappy lady's sufferings is the only really nouncer weating the land in another, in those must to some extent share Prince Souvaroff's

right person.

A more safe, and decidedly more legal me thod of recovering uspaid taxes, would be to give the Corporation power to register a charge against the property, so that no future dealing can take place unless the charge is cancelled by payment of the tax. This would render the unpaid tax an encumbrance on the land, and every one would be protected. As it stands at present litigation is certain to ensure the most fervent works, as well as by their lectures, and most of them are contributors either to the review called the Russian Messeng or to the Moscow News; which latter journal, however, has hitherto been among the most fervent works. hitherto been among the most fervent washippers of the Lithuanian archangel."

> by the Government, are destitute of the run mercantile spirit actuating the Chinese. The principal difficulty in trading with the Japanese consists in their immediately requiring for any article in the least demand se unreasonable a price as to tender business but impossible. The only articles whi but impossible of The only artistes which besides ites and silk, possess especial interest for Europe are, according to the report at the Swiss Embassy, camphor, vegetable war, gall, apples, and raw cotton; while copper, oil, coals, iron, timber for building, sea grand dried fish, &c., can only be of some importance to India and China. "No regular business," continues the report, "is done in larquered wares, percelain and curiosities, the articles only being available as presents and tokens of remembrance. In other respect the circumstances and requirements of the country are still too little known to allow oil reliable opinion being given upon the importance and export traffic, and the state of commercial general. All that can be said upon the reliable opinion being given upon the impand export traffic, and the state of comment in general. All that can be said upon its subject is confined to the results of 47% year experience. The Japanese Government is recently plainly betrayed its intention of all the said program all possible means of annoyance diagust foreigners with the country, and make their residence in Japan unpleasa. Thus, for example, all the silk has been to back in Yeddo for nearly a month, and it silk trade in Yokohama is actually upon a verge of ruin. In Yokohama alone there now upwards of two million dollar juic idle, which have been forwarded partly for China. partly from Europe, for the purchase of silk; and all the representations of its fereign Ministers and Consuls upon the said in the Japanese Gevernment have mained as yet entirely fruitless."

PARISIAN GOSSIF.—There are some will pers that the private life of the Emperor the French is not at the present time happiest. It may be that the insurant the Emperor's life in the London office

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VOL. 5

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GOVE His Excellen length landed tative of Her M inhabitants a w eneral. No Go hearts more vig ever received, more gracious ppearance en tants at once in appropriate rep decided and m these terse resp Excellency's vigor in his add ever, for the protection these demonstration unaffected by e have witnessed tive than we have seen in th

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