

the Beach Lot in question was made by Mr. John Fraser, in the year 1834, and that he having disposed of his rights therein to the petitioners, they applied to be substituted in his stead, and that the conditions upon which a grant was recommended to be made to them, is contained in an approved Report of Council, dated 27th June, 1836.

Subsequent to this period, viz :—On the 14th September, 1836, Mr. Bonner applied for a grant of one half of the said Beach in his own name, which was accordingly recommended in a Report of Council, of 5th October ; and on the 16th of December following Mr. Petry made a similar application for the remaining half, which was also recommended in a Report of Council of the 4th January 1837, and Letters Patent were accordingly issued to each party respectively, on the 14th of that month.

It seems, therefore, strange that the parties should now come forward jointly complaining of the terms of these grants to which they had before, individually, acceded. And the Committee see no ground for complying with the prayer of the petitioners. The Committee, however, deem it right for your Excellency's information, and to meet the arguments of the petitioners, to state that they complain that, while the Council in their Report of the 27th June 1836, recommended that they should have the benefit of the same rule of valuation which was applied to the case of Mr. Campbell, an estimation of their Beach was made contrary to the intention of the Council, to prove which a comparative statement of the rents paid by each party is given thus—

Mr. Campbell pays to the Crown	£10 0 0
per annum, and to the Nuns	37 10 0
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	£47 10 0
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The Petitioners pay a Rent for the land above high water	13 6 4
For Beach	77 12 0
To the Nuns	40 0 0
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	£130 18 4

Now the sum of £13 6 4, is for interest on the commutation fine, by which the tenure of the property above high water mark, was commuted into free and common soccage, and is quite distinct from the rent of the Beach, and as to the sum of £40 stated to be paid to the Nuns, the Crown have nothing whatever to do, so that deducting these two sums, it appears that the petitioners are charged £77 12 for nine arpents in front, and that Mr. Campbell pays £47 10 for six arpents in front, and although these sums are not in exact proportion relatively to the respective fronts of the lots, yet the difference may arise in the superficial contents. By a reference to the before mentioned Report of Council, of the 27th June, 1836, it will be seen that the case of Mr. Campbell was a very special one, and cannot be drawn into a precedent, yet that the valuation of the rent to be paid by the petitioners must be based upon the whole rent paid by Mr. Campbell, including the rent specially reserved for the Nuns ; and it is shown above that the difference is trifling.

Under these circumstances the Committee cannot recommend that any deduction should be made from the rent stipulated to be paid by Messrs. Bonner and Petry for the beach lots granted to them at L'Ance des Mères, for which they hold Letters Patent.

Certified,

JASPER BREWER,

Asst. Clk. Ex. Cl.

List of Grants of Beach Lots and Deep-Water Lots at the Coves, from 1832 to 1837.

	Patent issued.	Annual rent.	
John S. Campbell, . . . Beach Lot about 8 superficial arpents,	11th Feby. 1833	£10 0 0	} being the inter- est of £103 13s. 4d.
Deep Water Lots	11th Feby. 1833	16 5 7	
A. Gilmour & Co. . . . Beach Lot 33 superficial arpents,	7th Nov. 1833	5 0	
Deep Water Lots,	1834	20 17 0	
William Sheppard, . . . Deep Water Lot,	26th Sept. 1832	12 7 0	
Pemberton Brothers, . . Deep Water Lots, the Beach being held on a lease from the Crown at £175 per annum,	28th Dec. 1835	6 5 0	
Sharples and Son, . . . Deep Water Lots, the Beach being held on a lease from the Crown at £175 per annum,	28th Dec. 1835	6 5 0	
John Bonner and } Beach Lots about 12 superficial arpents,	14th Jany. 1837	77 12 0	} being the inter- est of £1293 6s. 0d.
William Petry, } Deep Water Lots,	7th July, 1837	8 11 6	