

moves that the question be not now put, but that the House do resolve itself into a Committee of the whole upon the subject of the same on to-morrow.

Amendment carried.

Which was carried.

The original question, as amended, was then put, and carried.

King's Bench Bill sent down from Legislative Council.

The Master in Chancery brought down from the Honorable the Legislative Council, a bill, entitled "An Act respecting the place of sitting of the Court of King's Bench," which that Honorable House had passed, and requested the concurrence of this House thereto.

King's Bench Bill read first time.

The Bill sent down from the Honorable the Legislative Council, entitled "An Act respecting the place of sitting of the Court of King's Bench," was then read a first time, and ordered to be read a second time to-morrow.

Agreeably to notice, Mr. Samson, seconded by Mr. Clark, moves that it be

Resolution relative to Clergy Reserves.

Resolved.—That by the Act of the Parliament of Great Britain, thirty-first Geo. III. one-seventh of the lands of this Province was set apart for the support of a Protestant Clergy.

That under that Act appropriations have from time to time been made, and which appropriations are in this Province, known by the name of "The Clergy Reserves;" that these appropriations having been generally made in Lots of two hundred acres throughout the several Townships of this Province, the value of the same has been much enhanced by the settlement of the country, and principally from the improvement of the Lands in the neighbourhood of such appropriations by the labor of the inhabitants composed of various denominations of Christians; that these Reserves being so interspersed with the lands of actual settlers have materially retarded the improvement of the country; that by an Act passed in the Reign of His late Most Gracious Majesty, provision was made for the sale of a portion of the said Reserves; that it is unjust as well as impolitic to appropriate the said lands to the support of any one Church exclusively, and it is extremely difficult, if not altogether impracticable, to apportion or divide the same among the Clergy of all denominations of Protestants; that a large majority of the inhabitants of this Province are sincerely attached to His Majesty's person and Government, but are averse to the establishment of any exclusive or dominant Church; that this House feels confident, that to promote the prosperity of this portion of His Majesty's Dominions, and to satisfy the earnest desire of the people of this Province, His Majesty will be graciously pleased to give the most favourable consideration to the wishes of his faithful subjects; that to terminate the jealousy and dissension which have hitherto existed on the subject of the said Reserves, to remove a barrier to the settlement of the country, and to provide a fund available for the promotion of education, it is extremely desirable that the said lands, so reserved, be sold, and the proceeds arising from the sale of the same placed at the disposal of the Provincial Legislature, to be applied exclusively for that purpose; that an humble address be presented to His Majesty, setting forth the subject of this resolution, and praying His Majesty will be graciously pleased to recommend to His Majesty's Parliament of Great Britain and Ireland, to pass an Act to authorize the sale of the Clergy Reserves remaining unsold, and to enable the Legislature of this Province to appropriate the proceeds thereof in such manner as may be considered most expedient for the advancement of education.

Amendment proposed.

In amendment, Mr. Perry, seconded by Mr. Bidwell, moves that after the word "education," in the original, the following words be added: "or other improvements in which the inhabitants of the Province will generally and equally participate."

House divides on amendment.

On which the House divided, and the yeas and nays were taken as follows:

YEAS.—Messieurs,

Yeas 7. Beardsley, Campbell, Howard, Shaver, Bidwell, Cook, Perry, 7.

NAYS.—Messieurs,

Nays 26. Atty. General, Crooks, Lewis, Samson, Berczy, Duncombe, McMartin, Shade, Boulton, Elliott, Maçon, Sol. General, Buell, A. Fraser, Morris, Thomson, Burwell, Ingersoll, Mount, Warren, Chisholm. Jones, Roblin, Werden, 26. Clark, Ketchum,

The question of amendment was decided in the negative by a majority of nineteen.

In amendment to the original motion, Mr. Solicitor General

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Amendment proposed by Solicitor General. ral, seconded by Mr. Burwell, moves that all the words after the word "Resolved," be expunged and the following inserted: "that the Imperial Parliament, in pursuance of the gracious recommendation of our late Reverend Sovereign Lord King George the Third, hath appropriated for the maintenance and support of a Protestant Clergy within this Province a certain allotment of land usually known as "The Clergy Reserves."

That the diffusion of religious knowledge and instruction is an object of the first importance to the happiness and welfare of mankind.

That the land appropriated for the support of Ministers of religion in this Province, having been made with a view to this object it is repugnant to the best interests of the inhabitants of Upper Canada, to apply them to any other use.

That it is the opinion of this House, that an humble Address be presented to His Majesty, praying that His Majesty will not comply with any request which may be made to recommend to Parliament the alienation of the Clergy Reserves in this Province to any other purpose than that for which they were set apart.

That His Majesty be at the same time informed that it is the earnest desire of his faithful subjects, that the same power which bestowed the land in question should be referred to, to determine on any alteration in the distribution or disposal thereof, which in their wisdom may be deemed necessary to carry their original intention into effect, and that this desire is expressed with a view to the final settlement of a question which has caused much discussion and difference of opinion on this important subject among His Majesty's subjects in Upper Canada."

On which the House divided, and the yeas and nays were taken as follows:

House divides on Solicitor General's amendment.

YEAS.—Messieurs,

Atty. General. Burwell, Lewis, Boulton, R. Fraser, Sol. General—6 Yeas 6.

NAYS.—Messieurs,

Nays 30. Beardsley, Crooks, McCall, Roblin, Berczy, Duncombe, McMartin, Samson, Bidwell, Elliott, Maçon, Shade, Buell, A. Fraser, Morris, Shaver, Campbell, Howard, Mount, Thomson, Chisholm, Ingersoll, Perry, Warren, Clark, Jones, Randal, Werden—30. Cook, Ketchum,

The question of amendment was decided in the negative, by a majority of twenty-four.

In amendment to the original motion, Mr. Attorney General, seconded by Mr. Elliott, moves that after the word "Resolved" in the original motion, the whole be expunged, and the following be inserted, "That His late Majesty King George the Third of illustrious memory, was graciously pleased by messages to both Houses of Parliament, in the 31st year of His reign, to express His Royal desire, that an appropriation of Land for the support and maintenance of a Protestant Clergy, in proportion to the Lands already granted by His said Majesty within this Province, and that such provision might be made with respect to all future grants of Land, as might best conduce to the due and sufficient support and maintenance of a Protestant Clergy within the said Province, in proportion to such increase as might happen in the population and cultivation thereof. That in accordance with the gracious intentions expressed in the said message, both Houses of Parliament concurred with His message, in declaring by an Act passed in the 31st year of His said Majesty's reign, that a proportion equal in value to one-seventh of the Lands granted, or to be granted by His said Majesty, His Heirs or Successors, within the said Province, should be appropriated to the support and maintenance of a Protestant Clergy within the same.

Amendment on original motion proposed by Attorney General.

That provision was also made by the said Act for constituting and erecting Parsonages or Rectories within the said Province according to the establishment of the Church of England, and for endowing every such parsonage or Rectory with so much of the lands so appropriated as aforesaid, as by the Executive Government of this Province might be judged expedient, but no provision was made for appropriating any part of the lands towards the support of any other Protestant Clergy.

That doubts have been entertained upon the construction of the term "Protestant Clergy," made use of in the said Act, whether the same was intended to apply exclusively to the Clergy of the Church of England, or to the Clergy of any, and what other Church or Churches within the said Province.

That the population of this Province is composed of persons of various Christian denominations, and that such of the