

this City and County has and is subjected by the extinguishment without compensation of the right, long possessed, to send *all* its convicts to the Provincial Penitentiary.

8. Your memorialists are informed that one cause of the delay in attention being given to so serious a matter is that negotiations have been long pending between Your Excellency's Government and the Provincial Government of New Brunswick, involving also the application of the whole question the Provinces at large.

9. Your memorialists humbly solicit Your Excellency's good office to bring such negotiations to such a termination, or to secure such steps being taken, as will speedily relieve this city and county from a condition of things which has a tendency to detract from the dignity of justice and the terrors of the law, and which seriously affects the morals and threatens the health of the unfortunate class of men, women and children who are now the most frequent occupants of the gaol of this city and county.

In testimony whereof, the Council of the said municipality of the City and County of St. John have caused the corporate seal of the said municipality under the hand of the Warden to be hereunto affixed, and the Common Council of the said City of St. John have caused the common seal of the Mayor, Alderman and Commonalty of the City of St. John, under the hand of the Mayor, to be hereunto affixed, the second day of February, A.D., 1883.

C. A. ROBERTSON, *Warden.*

[L.S.] By order of the County Council,	} S. JONES, <i>Mayor.</i>
H. W. FRITH, <i>Secretary.</i>	
[L.S.] By order of the Common Council.	}
B. LESTER PETERS, <i>Common Clerk.</i>	

To His Excellency the Right Honorable The Earl of Dufferin, Viscount and Baron Clandeboye of Clandeboye, K.P., K.C.B., &c., Governor General of Canada, &c., &c.

The Memorial of the Justices of the City and County of St. John, in the Province of New Brunswick, in Sessions, Humbly sheweth :

That in consequence of the City of St. John being a seaport, and the most populous town in the Province of New Brunswick, the said City and County of St. John is much more seriously affected than any other part of the Province by the legislation which has taken place since the Confederation of the said Province with Canada and Nova Scotia in reference to the penitentiary in New Brunswick, and by which it appears to be very shortly to exclude from such penitentiary all convicts sentenced for less than two years;

Your memorialists, therefore, respectfully beg to call Your Excellency's attention to the following facts in regard to the rights which this City and County separately and in common with the other Counties of New Brunswick, has always hitherto had enjoyed in such penitentiary; that is to say :

1st. That the tract of land situate in the Parish of Simonds, in the said city and County of St. John, upon which the prison known as the "St. John Penitentiary" now stands, was, in the year one thousand eight hundred and thirty-eight, purchased by the said Justices for the purpose of erecting thereon a *House of Correction* for the said City and County.

2nd. That between that period and the year one thousand eight hundred and forty-one, a stone building which forms part of the penitentiary as it at present exists, together with a residence for the Keeper, and other subordinate buildings were erected by the said Justices.

3rd. That in the year one thousand eight hundred and forty-one, the Government and Legislature of New Brunswick feeling, as the Act says, the great benefit which,