

that he granted it to others under conditions, and with reservations, in the free exercise of his Sovereign prerogative—that these conditions and reservations—whether implying services to be performed, or rents to be paid—formed sources of revenue vested in and disposed by the Crown in England as well as in all other European feudal Kingdoms—that these royal revenues could be no more seized by the Representative Branch under the notion that they were *taxes*, than the rents of the lands in the hands of the proprietors,—that the great Nobles and the lesser freemen had no better title to the one, than his Majesty had to the other, as being both founded in the right of Conquest—that these ideas of the Constitution extended to and prevailed in the Colonies, and could not be infringed without subverting the Government,—lastly, that if the legitimate exertion of the territorial prerogative pressed heavily on the Colonists, we must adopt the practice of Britain, and purchase exemption from it by the establishment of a Civil List. At all events it is plain that whatever may be given in exchange for these revenues, must be permanent like themselves, and not liable to be altered by the levity or caprice of the popular Branch. The King on his accession became entitled to possess them in right of his Crown, and to enjoy them uninterruptedly till they pass into the hands of his successors; so the Civil List in lieu of them must be also an hereditary appanage of the Crown, and voted for the natural life of its wearer.

A very appropriate exemplification of the most of these views may be met with in the present condition and practice of Nova-Scotia. Here the King exercises all the functions of his territorial prerogative, without having excited a murmur or having been questioned by the local Legislature.—First of all, grants from the Crown of Forest lands are subjected to certain fees payable to the public Officers, and settled *as to their amount* by the sole authority of His Majesty. In most of those Grants, Mines

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