

it could come from the pen of Mr. Barnabas Bidwell, a man allowed to possess a great knowledge in law, who writes in support of a principle to favor a worthless friend, totally at variance to all law and justice, which a very school boy would see through and scout, as calculated to promote fraud, and amounts to this,—that if two or more persons put into some trading concern the necessary amount of stock to carry on business, and become involved in debt, when the creditors ask for pay they call themselves creditors, and say, before you get a fraction of your pay we must first take out the amount we put in as stock.”]

June 26, 1829.—Mr. Dalton applied to the Board for his property to be released from the mortgage. The Commissioners agree to take counsel upon the case.

Extract from the Counsel's opinion:

“4th. That part of the Statute which enacts that the award of Arbitrator shall be final and binding upon the parties—must be construed to mean, an award free from fraud, and one authorised by the act, and not as in this case, in direct opposition to its provisions.”

July 31, 1829.—Mr. Thomson moves that the award of the Arbitrators in the case of Thomas Dalton, be complied with, except so much thereof as relates to receiving stock certificates and the granting a release from the mortgage before payment is made.

Yea—H. C. Thomson.

Nays—John Strange, Henry Smith.

Nov. 27, 1829.—Board met. Present—Hugh C. Thomson, Archibald McDonell.

Mr. Dalton applied to the Commissioners to accept the award in his case, that he would relinquish the part relating to paying in Stock Certificates. The Commissioners present voted that the award be accepted. At the request of Mr. Dalton, they release a portion of his property from the mortgage, called the Battery Lots, to enable him to purchase certificates to pay his debt, and he would ask no further release until his debt was paid.

Dec. 10, 1830.—Board met. Present—Hugh C. Thomson, John Strange, Archibald McDonell.

Mr. Dalton applied to the Board to get his Brewery, and 400 acres of land in Murray. The majority of the Commissioners consent, and the property requested is released from the mortgage.

May 4, 1832.—Mr. Dalton was requested to deed to the Commissioners the property not released from the mortgage. He replied that he had sold said lands to pay his debts, except the broken front of No. 19 in the Township of Kingston, which he requested to be released