

The House proceeded accordingly to take the said Amendments into consideration; and the same were read, as follow:—

Press 1, line 36. After "enacted" insert Clauses (A.) and (B.)

Clause (A.) "And be it enacted, that for and notwithstanding any thing in the said Ordinance, it shall be lawful for the Registrars of the Counties of *Quebec* and *Montreal*, respectively, to have and keep separate Books and Registers (of the kind and form required by the said Ordinance, and authenticated in the manner thereby prescribed, as to those in which Memorials are to be registered) for the registration at full length, of Deeds, Instruments, and Writings of each of the classes hereinafter mentioned, that is to say:—

"First. Bonds, Recognizances, and other Securities and Obligations in favor of the Crown, Wills and Testaments, and Probates or office copies of Wills and Testaments.

"Second. Marriage Contracts and Donations.

"Third. Appointments of Tutors and Curators, Judgments and Judicial Acts and Proceedings.

"Fourth. Deeds of alienation and conveyance, (*titres translatifs de propriété*) not being of any of the classes hereinbefore mentioned, including exchanges and leases for more than nine years, and Deeds of partition.

"Fifth. Deeds, Instruments, and Writings creating mortgages, privileges, hypothecs or incumbrances, and not being of any of the classes hereinbefore mentioned.

"Sixth. All other Deeds, Instruments, and Writings not being of any of the classes hereinbefore mentioned.

"And the registration thereof at full length, in such Books respectively, shall be valid and effectual to all intents and purposes; and the registration of any Deed, Instrument, or Writing at full length, in any book, except that kept for the registration of Memorials, shall not affect the validity of such registration, although the Registrar may have mistaken the class to which such Deed, Instrument, or Writing properly belongs."

Clause (B.) "And be it enacted, that for and notwithstanding any thing in the said Ordinance, any Deputy Registrar may resign or be removed from office by his Principal; and in the event of such resignation or removal, it shall be incumbent on such Principal to appoint another Deputy in his place within twenty days after the occurrence of such resignation or removal. And if any such Registrar shall neglect to appoint a Deputy Registrar as as hereinbefore is prescribed, he shall forfeit five pounds current money of this Province, for each and every day during which he shall have neglected to make such appointment, which penalty shall and may be recovered in any Court of Record in *Lower Canada*, and one half thereof shall go and be paid to Her Majesty, Her Heirs and Successors, and the other half thereof to the informer."

The said Amendments, being read a second time, were agreed to.

Ordered, That Mr. *Laurin* do carry back the Bill to the Legislative Council, and acquaint their Honors, that this House hath agreed to their Amendments.

Mr. *Laurin* reported the Bill to authorize *Jean Clovis Bélanger*, Esquire, and others, to erect a Toll Bridge over the River *Etchemin*, in the Parish of *St. Anselme*, near the Church of the said Parish, in the County of *Dorchester*, and to incorporate the said *Jean Clovis Bélanger* and others, under the name of the "*St. Anselme Bridge Company*," and for other purposes therein mentioned; and the amendments were read, and agreed to.

Ordered, That the Bill, with the amendments, be engrossed.

Mr. *Galt* reported the Bill for the more effectual Administration of Justice in the Court of Chancery of the late Province of *Upper Canada*; and the amendments were read.

Mr. Solicitor General *Blake* moved, seconded by the Honorable Mr. Attorney General *Baldwin*, and the Question being proposed, That the amendments be now read a second time;

Mr. *Sherwood*, of *Brockville*, moved in amendment to the Question, seconded by Mr. *Seymour*, That all the words after "That" be left out, and the words, "the said Bill be recommitted to a Committee of the whole House, for Monday next, with an Instruction to the Committee to provide for the Administration of Justice in the Court of Chancery by one Judge only" added instead thereof;

And the Question being put on the Amendment; the House divided:—And it passed in the Negative. Then the main Question being put;—It was unanimously resolved in the Affirmative.

And the said amendments, being read a second time, were agreed to.

Ordered, That the Bill, with the amendments, be engrossed.

An engrossed Bill for the more effectual Administration of Justice in the Court of Chancery of the late Province of *Upper Canada*, was read the third time.

On motion of Mr. Solicitor General *Blake*, seconded by the Honorable Mr. Attorney General *Baldwin*,

Ordered, That the following engrossed Clause (A.) be added to the Bill, by way of Rider, and do follow the fourteenth Clause:

Clause (A.) "And be it enacted, that this Act shall come into force on the first day of January next, or at such earlier day as shall be appointed for that purpose by Proclamation under the Great Seal of the Province."

Mr. Solicitor General *Blake* moved, seconded by the Honorable Mr. Attorney General *Baldwin*, and the Question being put, "That the Bill do pass, and the title be, "An Act for the more effectual Administration of Justice in the Court of Chancery of the late Province of *Upper Canada*;"

The House divided: and the names being called for, they were taken down, as follow:—

YEAS.

Messieurs *Armstrong*, Attorney General *Baldwin*, *Bell*, Solicitor General *Blake*, *Boulton* of *Norfolk*, *Burritt*, *Chabot*, *Chauveau*, *Davignon*, *DeWitt*, Solicitor General *Drummond*, *Flint*, *Fortier*, *Fournier*, *Fourquin*, *Galt*, *Guillet*, *Holmes*, *Laurin*, *Lemieux*, *Marquis*, *Mongenais*, *Morrison*, *Nelson*, *Notman*, *Polette*, *Price*, *Richards*, *Sherwood* of *Toronto*, *Smith* of *Frontenac*, *Smith* of *Wentworth*, *Taché*, *Thompson*, *Viger*, and *Watts*.—(35.)

NAYS.

Messieurs *Crysler*, *Johnson*, *Robinson*, *Seymour*, and *Sherwood* of *Brockville*.—(5.)

So it was resolved in the Affirmative.

Ordered, That Mr. Solicitor General *Blake* do carry the Bill to the Legislative Council, and desire their concurrence.

The Order of the day for receiving the Report of the Committee of the whole House on the Bill to make further provision for the Administration of Justice, by the establishment of a Superior Criminal Court of Common Law, and also a Court of Error and Appeal in *Upper Canada*, and for other purposes, being read;

Mr. Solicitor General *Blake* moved, seconded by the Honorable Mr. Attorney General *Baldwin*, and

Court of Chancery (U. C.) Bill.

Superior Criminal Court, and Court of Error and Appeal (U.C.) Bill.