

## CANADA.

## Appendix.

*Nays.*—Messrs. Cameron, Cartier, Cauchon, Chabot, Chapais, Solicitor-general Chauveau, Christie of Wentworth, Clapham, Attorney-general Drummond, Dubord, Dumoulin, Egan, Fortier, Fournier, Gouin, Hartman, Hincks, Jobin, Johnson, Lacoste, Langton, La Terrière, Laurin, Le Blanc, Lemieux, M'Donald of Cornwall, Mackenzie, Marchildon, Mattice, M'Lachlin, Merritt, Mongenais, Morin, Paige, Patrick, Poulette, Poulin, Attorney-general Richards, Rolph, Rose, Sanborn, Short, Sicotte, Stuart, Taché, Terrill, Tessier, Turcotte, Valois, Varin, Viger, White, Wright of East Riding, York, and Young,—54.

Mr. Brown again moved in amendment, that the final settlement of this exciting question, most consonant with the feelings of the people of Canada, would be the diversion of the Clergy Reserve lands and funds from all ecclesiastical and church purposes whatever, and their application to the support of a general system of secular education, whereby persons of all classes of society and of all religious creeds may alike profit.

*Yeas.*—Messrs. Brown, Fergusson, Langton, Mackenzie, and Papineau,—5.

*Nays.*—Messrs. Badgley, Boulton, Burnham, Cameron, Cartier, Cauchon, Chabot, Chapais, Solicitor-general Chauveau, Christie of Gaspé, Christie of Wentworth, Clapham, Crawford, Dixon, Attorney-general Drummond, Dubord, Dumoulin, Egan, Fortier, Fournier, Gamble, Gouin, Hartman, Hincks, Jobin, Johnston, Lacoste, La Terrière, Laurin, Le Blanc, Le Boutillier, Lemieux, M'Donald of Cornwall, Macdonald of Kingston, Malloch, Marchildon, Mattice, McDougall, M'Lachlin, Merritt, Mongenais, Morin, Paige, Patrick, Pollette, Poulin, Attorney-general Richards, Ridout, Robinson, Rolph, Rose, Sanborn, Seymour, Shaw, Short, Sicotte, Smith of Frontenac, Stevenson, Stuart, Taché, Terrill, Tessier, Turcotte, Valois, Varin, Viger, White, Willson, Wright of East Riding, York, Wright of West Riding, York, and Young,—71.

Mr. Brown further moved in amendment, that a Select Committee of five members of this House be appointed to prepare and report to this House, with all convenient speed, the draft of a Bill, framed in consistency with the powers of the Parliament of Canada, providing for the speedy sale of the Clergy Reserve lands to actual settlers, and for the appropriation of the funds heretofore legally derived, or to be hereafter derived, from the sale of such Clergy Reserve lands, to the maintenance of common schools; also, to prepare and report to this House, for the adoption of this House, and to accompany the aforesaid Bill when it shall in due course be transmitted to Her Majesty, the draft of an humble Address to Her most gracious Majesty, expressing the deep regret of this House at the contents of the despatch of the Right Honourable Sir John Pakington, Her Majesty's Principal Secretary of State for the Colonies, dated the 22d April 1852, reminding Her Majesty that the settlement of the reserve question, in the words of the despatch of the Right Honourable the Earl Grey, "is one so exclusively affecting the people of Canada, that its decision ought not to be withdrawn from the Provincial Legislature, to which it properly belongs to regulate all matters concerning the domestic interests of the Province," assuring Her Majesty that the settlement provided for in the Bill aforesaid is in unison with the opinions of the people of Canada, and of their representatives, and is the only one which will ever be held as final, assuring Her Majesty that very strong feelings prevail among the people of Canada on this subject, and that consequences deeply and lamentably affecting the prosperity of this colony may be apprehended, if the feelings of the people are overruled by Imperial power, and earnestly urging that the said Bill may receive the Imperial sanction. The said Committee to consist of the Honourable Malcolm Cameron, the Honourable L. J. Papineau, Mr. Mackenzie, Mr. Fergusson and the mover.

That the Constitutional Act, 31 Geo. 3, c. 31 directed that in respect of all grants of land made in the Province of Canada by the Crown, a quantity equal to one-seventh of the land so granted should be reserved for the support of a Protestant clergy, being one-eighth of each township; that instead of this proportion, and in direct violation of the Imperial Statute forming the only authority for the Reserve, there was actually set aside in Upper Canada as Clergy Reserves, by fraud or error, one-seventh of all the land, or a quantity equal to one-sixth of the land granted; that the same violation of the Act occurred in Lower Canada, but to a greater extent, a quantity equal to one-fifth of the land alienated having been reserved for the clergy, instead of one-seventh; that the public domain was thereby wrongfully divested of 300,000 acres in Upper Canada, and 227,559 acres in Lower Canada, or, in all, of 527,559 acres of land; and therefore that the said Select Committee be further instructed to prepare and report to this House, a measure providing for the recovery from the Clergy Reserve Fund, of the money received in payment of lands so wrongfully set apart and for the appropriation of such money and of the land so wrongfully set apart and yet unsold, to the maintenance of common schools.

The House divided upon each paragraph :

*Yeas.*—Messrs. Brown, Fergusson, and Papineau,—3.

*Nays.*—Messrs. Badgley, Boulton, Burnham, Cameron, Cartier, Cauchon, Chabot, Chapais, Solicitor-general Chauveau, Christie of Gaspé, Christie of Wentworth, Clapham, Crawford, Dixon, Attorney-general Drummond, Dubord, Dumoulin, Egan, Fournier, Gamble, Gouin, Hartman, Hincks, Jobin, Johnson, Lacoste, Langton, La Terrière, Laurin, Le Blanc, Le Boutillier, Lemieux, McDonald of Cornwall, Macdonald of Kingston, Mackenzie, Malloch, Marchildon, Mattice, McDougall, McLachlin, Merritt, Mongenais, Morin, Paige, Patrick, Polette, Poulin, Attorney-general Richards, Ridout, Robinson, Rolph, Rose, Sanborn, Seymour, Shaw, Short, Sicotte, Smith of Frontenac, Stevenson, Stuart, Taché,