

JOURNAL

OF

THE LEGISLATIVE COUNCIL

OF

Prince Edward Island.

ANNO DECIMO QUINTO

VICTORIÆ REGINÆ.

FOURTH SESSION OF THE EIGHTEENTH GENERAL ASSEMBLY.



CHARLOTTETOWN:

JOHN J. PIPPY, QUEEN STREET.

1852.



BY HIS EXCELLENCY

SIR ALEXANDER BANNERMAN, KNIGHT.

Lieutenant Governor and Commander in Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c.
A. BANNERMAN, Lieut. Governor.

A Proclamation.

WHEREAS the General Assembly of this Island stands prorogued to Tuesday, the Fifteenth day of July, instant.

I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued until Tuesday, the Sixteenth day of September next, of which all persons concerned are required to take notice, and govern themselves accordingly.

Given under my Hand, and the Great Seal of this Island, at Charlottetown, in the said Island, this Eleventh day of July, in the Year of Our Lord One thousand eight hundred and fifty-one, and in the Fifteenth Year of Her Majesty's Reign.

By Command,

JAMES WARBURTON, Colonial Secretary.

God Save the Queen.

BY HIS EXCELLENCY

SIR ALEXANDER BANNERMAN, KNIGHT,

Lieutenant Governor and Commander in Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c.
A. BANNERMAN, Lieutenant Governor.

A Proclamation.

WHEREAS the General Assembly of this Island stands prorogued to Tuesday the Sixteenth day of September, instant.

I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued until Tuesday, the Twenty-eight day of October next, of which all persons concerned are required to take notice, and govern themselves accordingly.

Given under my Hand, and the Great Seal of this Island, at Charlottetown, in the said Island, this Fifteenth day of September, in the Year of Our Lord One thousand eight hundred and fifty-one, and in the Fifteenth year of Her Majesty's reign.

By Command,

JAMES WARBURTON, Colonial Secretary.

God save the Queen.

BY HIS EXCELLENCY

SIR ALEXANDER BANNERMAN, KNIGHT,

Lieutenant Governor and Commander in Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c.

A. BANNERMAN, Lieutenant Governor.

A Proclamation.

WHEREAS the General Assembly of this Island stands prorogued to Tuesday the twenty-eighth day of October, instant :

I have thought fit further prorogue the said General Assembly, and the same is hereby prorogued until Tuesday, the Ninth day of December next, of which all persons concerned are hereby required to take notice, and govern themselves accordingly.

Given under my Hand, and the Great Seal of this Island, at Charlottetown, in the said Island, this twenty-seventh day of October, in the Year of Our Lord One thousand eight hundred and fifty-one, and in the Fifteenth year of Her Majesty's Reign.

By Command,

JAMES WARBURTON, Colonial Secretary.

God save the Queen.

BY HIS EXCELLENCY

SIR ALEXANDER BANNERMAN, KNIGHT,

Lieutenant Governor, and Commander in Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same &c. &c. &c.

A. BANNERMAN, Lieutenant Governor.

A Proclamation.

WHEREAS the General Assembly of this Island stands prorogued to Tuesday, the Ninth day of December instant :

I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued until Tuesday the Twentieth day of January next, of which all persons concerned are hereby required to take notice and govern themselves accordingly.

Given under my Hand, and the Great Seal of this Island, at Charlottetown, in the said Island, this Fourth day of December, in the Year of Our Lord One thousand eight hundred and fifty-one and in the Fifteenth year of Her Majesty's Reign.

By Command,

JAMES WARBURTON, Colonial Secretary

God save the Queen.

BY HIS EXCELLENCY

SIR ALEXANDER BANNERMAN, KNIGHT,

Lieutenant Governor, and Commander in Chief, in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c.

A. BANNERMAN, Lieutenant Governor.

A Proclamation.

WHEREAS the General Assembly of this Island stands prorogued to Tuesday the Twentieth day of January, instant :

I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued until Thursday, the 22d day of January instant, **THEN TO MEET FOR THE DISPATCH OF BUSINESS**, of which all persons concerned are hereby required to take notice, and govern themselves accordingly.

Given under my Hand, and the Great Seal of this Island, at Charlottetown, in the said Island, this Second day of January, in the Year of Our Lord One thousand Eight hundred and fifty-two, in the Fifteenth year of Her Majesty's Reign.

By Command,
JAMES WARBURTON, Colonial Secretary.

God save the Queen.



JOURNAL
 OF THE
LEGISLATIVE COUNCIL
 OF
Prince Edward Island.

Thursday, 22d January, 1852.

The General Assembly having been, by Proclamation, prorogued to this day, the Legislative Council met.

P R E S E N T :

<p style="text-align: center;">The Honorable Mr. <i>Hodgson</i>, President.</p> <p>The Hon. Mr. <i>Attorney General</i>, \$</p> <p>Mr. <i>Rice</i>, \$</p> <p>Mr. <i>Swabey</i>, \$</p>	<p>The Hon. Mr. <i>Hensley</i>,</p> <p>Mr. <i>Birnie</i>,</p> <p>Mr. <i>Haythorne</i>.</p>
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His Excellency the Lieutenant Governor having come to the Council Chamber, and being seated, the Gentleman Usher of the Black Rod, received His Excellency's Commands to desire the attendance of the House of Assembly immediately in the Council Chamber.

The House of Assembly, with their Speaker, having attended accordingly, His Excellency was pleased to open the Session with the following SPEECH:

Mr. President, and Honorable Gentlemen of the Legislative Council;

Mr. Speaker, and Gentlemen of the House of Assembly;

I have great satisfaction in again meeting the Legislature for the Despatch of Business, at a season of the year which I trust will be more convenient for you than the one I was necessarily obliged to summon you at the opening of the last Session. After its prorogation I visited mostly all the different localities in this Island. It is almost needless for me, I hope, to express the grateful sense I entertained of the kindness I every where met with;

but I wish to embrace this opportunity of acknowledging that kindness, and to say it was greatly enhanced to the Queen's Representative, by the expressions of loyalty and attachment to Her Majesty's Person and Throne which all classes of Her subjects in this Colony seemed anxious to impress upon me. During my visit in the country, I ascertained with regret that there is a lamentable want of Education, and until lately great apathy seems to have prevailed on this most important question; while in this Town I am happy to find many benevolent individuals taking a warm interest in the rising generation and the cause of Education. It becomes, therefore, the duty of the Legislature to put their shoulders to the wheel, and in addition to the provisions they make for the Academy in Charlottetown and District Schoolmasters, to take care that the inestimable blessings of Education be extended to every corner of this Colony. The necessity for a more efficient system is a subject which has for some time occupied the anxious attention of the Government; and a measure will soon be submitted for your consideration, which I am sure will meet with from you, that impartial deliberation and favor which its great importance demands.

Of the thirty-four Acts which you passed last Session, twenty-eight have been left to their operation; on the provisions of two of the remaining six, I have ascertained the views of Her Majesty's Government, to which I shall presently advert; but before doing so, I may acquaint you that the loan of £10,000, which you authorized the Government to borrow, was easily effected at 5 per cent., and the whole sum appropriated to the purposes for which you intended it. The 6 per cent. Warrants are called in; all Warrants under £10 are paid on demand; and I am happy to say, that no higher rate of Interest than 5 per cent. is now paid on any obligations which the Treasury has to discharge. In regard to the two Acts I have alluded to, I shall first notice the Civil List Bill of last Session: it seems there was an accidental omission in the Act, which required that the title of the Sovereign should continue in the land, and thereby render valid any legal proceedings that might arise in reference to Crown Lands; a similar clause, under similar circumstances, was introduced into the Nova Scotia Act, and I am confident you will take an early opportunity to remedy the omission, in order that the Bill may receive the Royal assent.

The other Act is the One-ninth Bill. This Act has not been confirmed, Her Majesty's Government requiring clearer proof of its necessity. My belief of its equity and justice was fortified by both branches of the Legislature, although several Honorable Gentlemen, Members of the Legislative Council, considered that unless some case arose to call for Legislative interference, it was unnecessary; such cases have arisen, and more may follow; and I cannot help thinking, that all inconvenience and difficulty arising from uncertainty, might have been obviated, had the Legislature, on passing so important a Bill as one to regulate the Currency, also defined by Statute the just and equitable provisions, so necessary on such an occasion, for all the existing contracts and obligations according to the established practice, custom and usage of the Colony; in other words, that "parties should in future pay and receive at the rate at which they had before paid and received," without subjecting their contracts and obligations to the interpretation of the Courts of Law. It shall be my duty to endeavour to afford proof to Her Majesty's Government, of the necessity for legislation on the principle which I have just enunciated, and which induced me to give my assent to the Bill in question.

Mr Speaker and Gentlemen of the House of Assembly;

The state of the Revenue, notwithstanding that you made wise reductions of duties last Session on some articles of general consumption, you will, I think, have reason to be satisfied with. The amount for the year would have been larger, had it not been for the unusually early winter, which has frozen up and prevented several vessels from reaching the Island, laden with cargoes subject to revenue duties.

The Estimates will soon be laid before you, and I doubt not you will readily vote the necessary Supplies for the Public Service. By a wholesome control over the expenditure, and keeping it always within the amount of the Revenue, you will soon increase the credit of the Colony, enable its Government to carry on a better system of Finance than has hitherto prevailed, which cannot but prove to be acceptable and advantageous to the Community at large.

Mr. President, and Honorable Gentlemen of the Legislative Council :

Mr. Speaker and Gentlemen of the House of Assembly :

A Bill for the Recovery of Small Debts will be submitted for your consideration.

I shall not further trespass on your time at present, than by directing your attention to a question which has become of great importance to Prince Edward Island. In 1849 its Legislature passed an Act for Reciprocal Free Trade with the United States, in certain enumerated articles. That Act has remained a dead letter, and we have no right to complain of the policy which may prompt the United States Government to adopt such legislation as they may think most conducive to the interests of the citizens of that great Republic, with whom, I trust, we shall always continue on terms of amity and friendship. But while concessions are sought for, advantageous to the United States, we have a right to expect, before they are granted, to be met in a corresponding spirit of reciprocal advantage. And I am induced to express that opinion, because I observe, during the same Session of 1849, the Legislature of this Colony agreed to a joint Address to Her Majesty, apparently unconditionally, praying for the abrogation of the Treaty of 1818, which prohibits others than British Subjects from prosecuting the Fisheries at a less distance from the shore than three miles ; the construction put upon that Treaty being, that the distance shall be computed from the head lands. The Address to which I have alluded was very graciously received by Her Majesty, and was to meet from Her Government with that earnest consideration which so important a subject demanded. But no further correspondence seems to have taken place with my Predecessor. The importance of the Fishery, and the magnitude of the United States fleet of Fishermen may be estimated, when I inform you that upwards of two hundred sail were at one time in one of our harbours in the autumn, and no fewer than seventy-two of their vessels were cast ashore or were more or less damaged on the Shores of this Island during the disastrous gale at the beginning of October last. I have, therefore, considered it to be my duty, with the advice of the Executive Council, to renew the correspondence with Her Majesty's Government on the Fishery question. Negotiations, I am informed, are now pending, which, I trust, will terminate to the mutual advantage of both Countries. But if no concessions can be granted by the United States, I hope you will direct your energies to induce British Capitalists to prosecute that important branch of trade and industry, and afford every facility to erect fishing stations along the shores of this Island.

With the blessing of God, I trust that your endeavours to promote the welfare and prosperity of the Colony, and the happiness of the People, may meet with success.

The Speech being ended, and the House of Assembly having withdrawn, His Excellency was pleased to retire.

Prayers were then read.

Mr. President reported His Excellency's Speech, which being read by the Clerk —

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, to return the thanks of this House for his Speech delivered this day.

Ordered, That *Mr. Attorney General*, *Mr. Swabey*, and *Mr. Birnie* be a Committee to prepare a Draft pursuant to the above Resolution.

Resolved, That a Committee be appointed to revise the Journals of this House each day, and that it be an instruction to the Committee to require that a printed Copy be laid on the Table daily.

Ordered, That *Mr. Holl*, *Mr. Attorney General*, and *Mr. Hensley*, do compose the said Committee.

Resolved, That a Committee be appointed to examine into and report upon such Laws as are near expiring.

Ordered, That *Mr. Attorney General* and *Mr. Birnie* do compose the said Committee.

Resolved, That a Committee be appointed to examine Bills to be engrossed, or that have been engrossed.

Ordered, That Mr. *Rice* and Mr. *Swabey* do compose the said Committee.

Resolved, That a Committee be appointed to regulate the Contingent Expenditure of this House during the present Session.

Ordered, That Mr. *Attorney General* and Mr. *Haythorne* do compose the said Committee.

Resolved, That One Hundred Copies of the Journals of this House be furnished by the Printer.

Resolved, That the Thirty-seventh Standing Order of this House be inserted three times in each of the Newspapers published in Charlottetown, for the information of the public.

Resolved, That Patrick Furlong be appointed Door Keeper to this House.

A Message from His Excellency the Lieutenant Governor was delivered by the Hon. Mr. Secretary Warburton, and the same was read and is as followeth :—

A. BANNERMAN, LIEUTENANT GOVERNOR.

The Lieutenant Governor is desirous that the Legislative Council should appoint their own Printer, and any other officer performing the necessary duties to the Council.

Government House, 22d January, 1852.

A Message from the House of Assembly, by the Hon. Mr. Pope—

House of Assembly, Thursday, 22d January, 1852.

Resolved, That a Committee of Six Members be appointed to keep up a good correspondence between the two Branches of the Legislature, and to report their proceedings from time to time, with power to send for Persons, Papers and Records.

Ordered, That the Hon. Mr. Pope, Mr. Clark, the Hon. Mr. Coles, Mr. Wightman, Mr. Palmer, and Mr. Thornton do compose the said Committee.

Ordered, That the said Resolution be communicated, by Message, to the Legislative Council.

Resolved, That a Committee be appointed to join the Committee of the House of Assembly, to keep up a good Correspondence between the two Branches of the Legislature, and to report their proceedings from time to time, with power to send for Persons, Papers and Records.

Ordered, That Mr. *Attorney General*, Mr. *Rice*, and Mr. *Swabey* do compose the said Committee.

Ordered, That the said Resolution be communicated by Message to the House of Assembly.

Adjourned until Monday next, at One o'clock.

Monday, 26th January, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Holl</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Swabey</i> ,	§	

P R A Y E R S .

Read the proceeding of Thursday last.

Mr. Desbrisay, the Clerk, having represented to the House, that his duties as Clerk to the Executive Council, will, in all probability, frequently require his personal attendance elsewhere, on the business of the Executive Council,

Resolved, That Mr. Henry Douglas Morpeth be appointed to act as Assistant Clerk of this House, for the present Session.

Resolved, That an Address be presented to His Excellency the Lieutenant Governor, thanking him for his Message of the 22d inst., thereby placing the appointment of the Officers of this House at its disposal.

Ordered, That Mr. *Swabey* and Mr. *Hensley* be a Committee to prepare the said Address.

Resolved, That in pursuance of the Message of His Excellency the Lieutenant Governor, of the 22d inst., placing the appointment of the Officers of this House at its disposal, the following Offices be now declared vacant, viz :

Chaplain,
Gentleman Usher of the Black Rod and Sergeant at Arms,
Messenger.

Resolved, That the Reverend Louis Charles Jenkins, D. C. L., be appointed Chaplain.

Resolved, That Henry Palmer, Esquire, be appointed Gentleman Usher of the Black Rod and Sergeant at Arms.

Resolved, That Mr John Rider be appointed Messenger.

And that such appointments do continue during the present Term of the General Assembly.

Mr. *Attorney General*, from the Committee appointed to prepare an Address in answer to His Excellency's Speech, reported a Draft thereof, which he read in his place.

Ordered, That the Report be received, and the said Draft was again read by the Clerk; and it was ordered, that the House be forthwith put into a Committee of the whole, to take the same into consideration.

The House was adjourned during pleasure, and put into a Committee on the said Address. After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Address, and that they had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

The said Address, being read a second time, was agreed to by the House.

Ordered, That the said Address be engrossed.

Mr. *Swabey*, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, thanking him for his Message of the 22d instant, reported the Draft of an Address, as prepared by the Committee, and the same was read, and is as followeth :

To His Excellency SIR ALEXANDER BANNERMAN, Knight, Lieutenant Governor, and Commander in Chief, in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c., &c., &c.

MAY IT PLEASE YOUR EXCELLENCY ;

We, the Members of the Legislative Council, beg to acknowledge your Excellency's kindness, in conceding, on the part of the Crown, to this Branch of the Legislature, the valuable privilege of appointing its own Officers.

On motion the said Address was agreed to, and ordered to be engrossed.

Ordered, That the said Address be presented to His Excellency, by the whole House.

A Message from His Excellency the Lieutenant Governor was delivered by the Honorable Mr. Secretary Warburton, and the same was read, and is as followeth :

A. BANNERMAN, LIEUT. GOVERNOR.

The Lieutenant Governor is desirous to save the Members of both Branches of the Legislature, the trouble and inconvenience of proceeding to Government House on matters of public Business; he will therefore, during the sitting of the Legislature, be at the Colonial Building, three days in each week.

Government House, January 26, 1852.

On motion, the Address to His Excellency the Lieutenant Governor, in answer to His Excellency's Speech, was read a third time, and passed, whereupon Mr. *President* signed the same, and which is as followeth :

To His Excellency, Sir ALEXANDER BANNERMAN, Knight, Lieutenant Governor and Commander in Chief, in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c., &c., &c.

MAY IT PLEASE YOUR EXCELLENCY ;

We, the Members of Her Majesty's Legislative Council beg to offer to Your Excellency, our thanks for your Speech at the opening of the present Session, and our acknowledgments for your consideration in assembling the Legislature at a time the most convenient for its Members.

We learn with sincere gratification, that when traversing different localities, your Excellency was received by Her Majesty's faithful People of this Island, with uniform kindness, and that you had the satisfaction of receiving their expressions of loyalty and attachment to Her Majesty's Person and Throne.

Conscious that Education and mental improvement are the basis of all social happiness and public security. We shall cheerfully co-operate in the laudable design of aiding their advancement, and of bringing them still more within the reach of all classes of our fellow subjects.

We are glad to learn, that the financial operations of your Excellency's Government have been attended with success, and that the Loan of Ten Thousand pounds, which was authorised by an Act of the last Session, has been accomplished.

We will give our best attention to remedy the accidental omission in the Civil List Bill, passed last Session.

We trust that your Excellency will be enabled to afford to Her Majesty's Government, all the explanation which may be necessary, so that the question involved in the one-ninth Bill, may be brought to a satisfactory conclusion, in order that the minds of Her Majesty's subjects in this Colony may be relieved from all uncertainty as to the nature of their monetary engagements.

A Bill for the Recovery of Small Debts shall receive our best attention.

We rejoice, that the subject of International Trade on a system of reciprocity with the United States of America, has engaged the attention of your Excellency; and that with the advice of the Executive Council, you have renewed the Correspondence with Her Majesty's Government on that most important subject.

The great natural advantages which we possess in having extensive and valuable Fisheries at our command, justly claim for us from the Government of the United States, concessions of equal value, should they be permitted to participate in them, but if no such concessions can be obtained, it will be our duty to give every facility to British Capitalists, so that this Branch of Industry may be prosecuted with success.

We unite with your Excellency in the hope, that the endeavours of the Legislature to promote the welfare and prosperity of the Colony, may be attended with the blessing of the Disposer of all human affairs.

Ordered, That the said Address be presented to his Excellency by the whole House.

Ordered, That the same Committee who prepared the Address, be a Committee to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive this House with the said Address; and also with the Address thanking His Excellency for his Message of the 22d instant, who returning, reported, that they had waited on His Excellency, and that he had been pleased to say he would receive the respective Addresses to-morrow, at half-past twelve o'clock.

Resolved, That a Committee be appointed to receive Tenders for printing the Journals of this House for the present Session, and to report thereon to the House.

Ordered, That Mr. Swabey and Mr. Birnie do compose the said Committee.

Adjourned until to-morrow, at Twelve o'clock.

Tuesday, 27th January, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. *Holl*,

Mr. *Attorney General*,

Mr. *Rice*,

§

§

§

The Hon. Mr. *Swabey*,

Mr. *Hensley*,

Mr. *Birnie*,

P R A Y E R S .

Read the proceedings of yesterday.

At half-past twelve o'clock, the House waited on His Excellency the Lieutenant Governor with their Address in answer to his Speech at the opening of the Session, and being returned, Mr. *President* reported, that His Excellency had been pleased to receive the same, and to give an answer thereto, which was read by the Clerk, and is as followeth:

Mr. President, and Honorable Gentlemen of the Legislative Council:

I thank you for this Address. It will afford me great pleasure, if the united efforts of the Legislature shall enable us to bring to a satisfactory and successful issue, upon the measures I alluded to at the opening of the Session. You may rely on my co-operation to accomplish that object, as well as every other one, which may tend to promote the welfare of the Colony, and the good of the People.

Mr. *President* further reported, that His Excellency had also been pleased to receive the Address of this House, thanking His Excellency for the privilege conferred on the House, of appointing its own Officers; and that His Excellency had been pleased to give an answer thereto, which was read by the Clerk, and is as followeth:

Mr President, and Honorable Gentlemen of the Legislative Council;

I am glad that you consider it a privilege to appoint those officers who perform the necessary duties of the Legislative Council. I hope you will always enjoy that privilege. But you are aware, that I have no right to concede, on the part of the Crown, any privilege which may appertain to the Lieutenant Governor; in making such appointments, further than for the time I may have the honor of administering the Government of this Colony.

Adjourned until to-morrow, at One o'clock.

Wednesday, 28th January, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Holl</i> ,	§	The Hon. Mr. <i>Swabey</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Hensley</i> , ^½
Mr. <i>Rice</i> ,	§	Mr. <i>Birnie</i> ,

PRAYERS.

Read the proceedings of yesterday.

Mr. *Swabey*, by leave, presented a Petition of divers Inhabitants of Brudenell River, Georgetown and Royalty, Georgetown Road, Baldwin's Road, and Cardigan River, praying that this House will sanction the grant of a sum of money in aid of individual subscription for the erection of a Wharf over Brudenell River.

Ordered, That the said Petition do lie on the Table.

The Honorable Mr. *Rice*, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House, an Extract from a Despatch from Earl Grey, to His Excellency, dated 20th August 1851, in reference to the accidental omission in the Civil List Bill, passed in the last Session—which was read.

Ordered, That the same do lie on the Table.

(See *Appendix*, No. 1.)

Mr. *Attorney General* laid before the House, the following Accounts, viz:—

The Accounts of the Collector of Impost and Excise for Georgetown, for the year ending 31st December, 1851.

An Account of Light Duty, collected at Georgetown for the same period.

An Account of Sales of certain Articles at Georgetown, seized for a breach of the Revenue Act.

Sundry Accounts and receipts of John Thomson, Preventive Officer at Georgetown.

Accounts of the Collector of Impost and Excise for Crapaud, for the year, ended 31st December, 1851.

Ordered, That the said Accounts do lie on the table.

Resolved, That a Committee be appointed to inquire into the practicability of rendering any property which may have been at any time granted for the purposes of Public Education in Charlottetown, available to the support of the Central Academy, and to ascertain the nature and situation of such property, and to report thereon, by Bill or otherwise.

Ordered, That Mr. *Swabey*, Mr. *Hensley*, and Mr. *Birnie*, do compose the said Committee.

Mr. *Swabey* presented to the House, a Bill to provide for the care and maintenance of Lunatics, in certain cases.

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on a future day.

Mr. *Birnie*, from the Committee appointed to receive Tenders for the printing of the Journals of this House, for the present Session, reported, that the Committee had received several Tenders, which are as follow :

One from James Douglas Haszard, engaging to perform the work on the following terms, viz :

The daily and finished Journals for the sum of twenty-nine shillings, on paper produced, marked A, and on paper marked B, for twenty-six shillings per sheet, and to bind the volume, when finished, for three shillings and four pence each copy.

One from Frederick W. Hughes, engaging to perform the work at the rate of one pound four shillings and ten-pence for every sheet, on good English paper, binding the Journals; four-shillings each copy.

One from John J. Pippy, on the following terms, viz :

Twenty-one shillings per sheet of four pages,—for binding the Journals three shillings and six-pence per copy.

Which latter Tender, being the lowest, your Committee recommend the House to adopt, which the House agreed to.

Adjourned until to-morrow, at One o'clock.

Thursday, 29th January, 1852.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Attorney General</i> ,	§	The Hon. Mr. <i>Hensley</i> ;
Mr. <i>Rice</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Swabey</i> ,	§	

PRAYERS:

There not being a Quorum.

Adjourned until to-morrow, at One o'clock.

Friday, 30th January, 1852.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Attorney General</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Swabey</i> ,		

P R A Y E R S .

There not being a Quorum,

Adjourned until Monday next, at One o'clock.

 Monday, 2d February, 1852.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Attorney General</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Swabey</i> .	§	

P R A Y E R S .

There not being a Quorum,

Adjourned until to-morrow, at One o'clock.

Tuesday, 3d February, 1852.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Attorney General</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Swabey</i> .	§	Mr. <i>Haythorne</i> ,

P R A Y E R S .

There not being a Quorum.

Adjourned until To-morrow, at One o'clock.



Wednesday, 4th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Holl</i> ,	§	The Hon. Mr. <i>Swabey</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Hensley</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Haythorne</i> ,

P R A Y E R S .

Read the proceedings of Wednesday last.

Mr. *Swabey*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Indian River and Oyster Cove.

A Petition of divers Inhabitants of Township No. 49.

A Petition of divers Inhabitants of New Bideford Township No. 12.

A Petition of divers Inhabitants of Cove Head Road, Township Number thirty four.

A Petition of divers Inhabitants of South West, Township Number thirty-seven.

A Petition of divers Inhabitants of Campbelton, Township Number seven ; severally praying that this House will concur with the House of Assembly, in establishing a system of Free Education throughout the Island, by the imposition of a further Assessment on Land, Property or Income, or any other mode deemed most expedient.

Ordered, That the several foregoing Petitions do lie on the Table.

A Petition of divers Inhabitants of Brudenell Point, and adjacent Settlements praying that this House will sanction the grant of a sum of money in aid of a Road on the North Side of Montague River.

A Petition of James Gillenders of Township Number Eighteen, praying remuneration for his services as a Teacher at Tryon, Township No. 28, from the 4th November, 1850, to 24th February, 1851,

A Petition of Abercrombie Willock of Queen's County, Gentleman, touching certain alleged abuses,

A Petition of Mary Ann Mearns, of Georgetown Road, Township No. 50,—praying that this House will sanction the grant of a sum of money as a remuneration for teaching the children of the settlement in which she resides,

And also,

A Petition of Thomas Sloane of Seal River, Township No. 54, setting forth, that he has an Idiot daughter for whom he is unable to provide, and praying relief,—were presented to the House by Mr. Swabey, and the same were severally received and read; and ordered to lie on the Table.

Mr. Rice, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Township Number Eleven.

A Petition of divers Inhabitants of Point Prim,—Eastern District.

A Petition of divers Inhabitants of Point Prim,—Western District.

A Petition of divers Inhabitants of Gallows Point; severally praying that this House will concur with the House of Assembly, in establishing a system of Free Education throughout the Island, by the imposition of a further Assessment on Land, Property or Income, or any other mode deemed most expedient.

Ordered, That the several foregoing Petitions do lie on the Table.

Mr. Swabey laid before the House, the following Accounts, viz :—

The Accounts of the Collector of Impost and Excise for Charlotte Town, for the year, ended 31st December, 1851.

The Accounts of the Collector of Impost and Excise for Cascumpec, for the same period.

Ordered, That the said Accounts do lie on the table.

Mr. Attorney General, from the Committee appointed to examine into and report upon the expiring Laws, presented to the House, the Report of the Committee, which he read in his place, and is as followeth :

Your Committee having carefully examined the Laws of the Island, to ascertain those which are about to expire during the present Session, beg leave to report as follows, viz :

That the Act, 8 Geo. 4, cap. 7, intituled "An Act to continue and amend an Act passed in the Fifty-ninth year of His late Majesty's Reign, intituled 'An Act to regulate the Sale of the interest of Leaseholders when taken in execution,'" will expire on the last day of the present Session.

That the Act, 59 Geo. 3, cap. 7, intituled "An Act to regulate the Sale of the interest of Leaseholders when taken in execution," will expire on the last day of the present Session.

That the Act, 5 Geo. 4, cap. 12, intituled "An Act to regulate the Fisheries of this Island," will expire on the last day of the present Session.

That the Act, 3 Will. 4, cap. 23, intituled "An Act to empower the Administrator of the Government to shut up such Roads, or parts of Roads, as are no longer required," will expire on the last day of the present Session.

That the Act, 3 Vic., cap. 12, intituled "An Act to regulate the Floating of Logs, Scantling, Deals, and other kinds of Wood, down the Rivers and lesser Streams in this Island," will expire on the last day of the present Session.

That the Act, 6 Vic., cap. 9, intituled "An Act to amend the Act regulating the Floating of Logs, Scantling, Deals, and other kinds of Wood, down the Rivers and lesser Streams of this Island, and for other purposes therein mentioned," will expire on the last day of the present Session.

That the Act 5 Vic., cap 14, intituled "An Act to regulate the Letting of Stalls in Charlottetown Market House, and for other purposes therein mentioned," will expire on the last day of the present Session.

That the Act 10 Vic., cap. 16, intituled "An Act to revive, continue, and add to the Act relating to the Charlottetown Market House," will expire on the last day of the present Session.

That the Act 6 Vic., cap. 20, intituled "An Act relating to Landlord and Tenant," will expire on the last day of the present Session.

That the Act 9 Vic., cap. 3., intituled "An Act to consolidate and amend the several Acts relating to Dogs and the Taxation thereon," will expire on the last day of the present Session.

That the Act 9 Vic., cap. 22, intituled "An Act to facilitate the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick," will expire on the last day of the present Session.

That the Act 9 Vic., cap. 27, intituled "An Act to make provision for the regulation of Seamen shipped on board of any Ship or Vessel owned in or belonging to Prince Edward Island, while such Ship or Vessel shall be within the precincts of the said Island," will expire on the last day of the present Session.

That the Act, 10 Vic., cap. 9, intituled "An Act for the encouragement of Education," will expire on the First day of May next.

That the Act, 10 Vic., cap. 14, intituled "An Act to alter and amend an Act made and passed in the Sixth year of the Reign of Her present Majesty, intituled 'An Act to alter and amend an Act for the establishment of an Academy in Charlottetown,' will expire on the last day of the present Session.

That the Act, 12 Vic., cap. 10, intituled "An Act for raising a Revenue," will expire on the First day of May next.

That the Act, 14 Vic., cap. 9, intituled "An Act for raising a Revenue," will expire on the First day of May next.

That the Annual Grant of Five hundred Pounds, during three years, to the Royal Agricultural Society, by the Act, 12 Vic., cap. 22, sect. 15, has now ceased.

Ordered, That the Report of the Committee be received.

Mr. *Swabey* presented to the House, a Bill to amend an Act relating to Statute Labor for Charlotte Town, its Common and Royalty, and also to nuisances in and about the same.

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Friday next.

Mr. *Hensley* laid before the House, his Accounts as late Treasurer, for the quarter ending 31st March 1851; also, his Account as late Treasurer, to 30th April, 1851.

Ordered, That the said Accounts do lie on the Table.

Mr. *Swabey* laid before the House, the half-yearly Report of the Visiter of Schools for King's

County. Also, the half-yearly Report of the Visitor of Schools for Queen's County, together with a Supplementary Report.

Ordered, That the said Reports do lie on the Table.

(See Appendix, No. 2.)

The Bill to provide for the Care and Maintenance of Lunatics in certain cases was read a second time.

Ordered, That the said Bill be referred to a Select Committee of three Members.

Ordered, That the Committee be Mr. *Attorney General*, Mr. *Swabey*, and Mr. *Hensley*, to meet and adjourn, as they please.

A Message from the House of Assembly by Mr. Clark, with the following Bills, to which they desire the concurrence of the Legislative Council, viz :

A Bill intituled, an Act to continue two several Acts, therein mentioned, relating to the floating of Logs, Scantling, Deals, and other kinds of Wood, down the Rivers and lesser streams in this Island.

A Bill intituled, an Act to further continue an Act, intituled, an Act to regulate the Fisheries of this Island.

A Bill, intituled, an Act further to continue an Act, relating to Dogs and the taxation thereon.

A Bill intituled, an Act further to continue an Act, regulating Seamen shipped on board of any Ship or Vessel belonging to Prince Edward Island, whilst within the Precincts of the said Island,

A Bill intituled, an Act further to continue an Act relating to Landlord and Tenant.

The said Bills were severally read a first time.

A Message from the House of Assembly by the Hon. Mr. Coles, with a Bill intituled, An Act to amend the Act providing for the payment of the Civil List of Prince Edward Island, and for commuting the Crown Revenues thereof, to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly, by Mr. Fraser, with a Bill, intituled, an Act to facilitate the Intercourse between this Island and the Provinces of Nova Scotia and New Brunswick, to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

Mr. *Swabey* presented to the House, the following Report, which he read in his place, viz :

Your Committee appointed to inquire into the practicability of rendering any property, which may have been at any time granted for the purpose of Public Education in Charlottetown, available to the support of the Central Academy, and to ascertain the nature and situation of such property—having had under our consideration, the subject referred to us, are of opinion, that out of twenty Town Lots granted by Lieutenant Governor Fanning, to certain Trustees in the said grant enumerated, and which grant bears date the 19th day of October, 1804, the Ten now occupied by, and attached to the Central Academy, and on which the National School, and its enclosure likewise now stand, might in great part be sold or leased, to form a fund for the maintenance of the structure of the Academy, or in case of any surplus, beyond the charge of such maintenance, for any purpose connected with the said Institution.

That the said Ten Lots are in the Third Hundred of Lots in Charlottetown, and are Nos. 50, 51, 52, 53, 54, and 100,—in the Fourth Hundred, Nos. 1, 2, 3, 4.

That the Trustees now entitled to the possession of such Grant, are—

His Excellency the Lieutenant Governor,
The Members of Her Majesty's Executive Council,
The Chief Justice,
The Hon. the Speaker of the Assembly,
The Rector of Charlotte Parish,

And we recommend a Bill to be prepared to enable them (or the Trustees of the Central Academy in preference, if the trust can be vested in them,) to dispose or to let on Lease, such of the said Lots as are not required for the use of the Institution, in order that a fund may be obtained for the purposes aforesaid.

WILLIAM SWABEY,
CHARLES HENSLEY.

Ordered, That the Report of the Committee be received.

Adjourned until Friday next, at Twelve o'clock.

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Friday, 6th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Rice</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Swabey</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Hensley</i> ,

PRAYERS.

Read the proceedings of Wednesday last.

A Message from the House of Assembly, by the Hon. Mr. *Coles*—

“House of Assembly, January 30, 1852.

“Resolved, That a Committee be appointed to prepare an Address to Her Majesty the Queen, praying that She will cause to be removed the restrictions of the Treaty of 1818, prohibiting American Citizens from fishing within certain prescribed limits on the Shores of this Island, provided the American Government admit articles, the growth or production of this Island, into the United States, duty free, in accordance with the Act 12 Vic., cap. 3, including Fish; also, Vessels built on this Island to American Registry; and that the Legislative Council be requested to join in the said Address.

“Ordered, That the Hon. Mr. *Coles*, the Hon. Colonial Treasurer, the Hon. Colonial Secretary, Mr. *Davies*, Mr. *Clark*, and Mr. *Thornton*, be a Committee, on the part of this House, to prepare the said Address.

“Ordered, That the said Resolution be communicated, by Message, to the Legislative Council.”

Resolved, That a Committee of this House be appointed, to join the Committee of the House of Assembly, to prepare the said Address to Her Majesty.

Ordered, That Mr. *Holl*, Mr. *Attorney General*, and Mr. *Swabey*, be a Committee, on the part of this House, to prepare the said Address.

Ordered, That the said Resolution be communicated, by Message, to the House of Assembly.

Mr. *Swabey*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Township Number One.

A Petition of divers Inhabitants of Saint Eleanor's.

A Petition of divers Inhabitants of Murray Harbour.

A Petition of divers Inhabitants of Douse's Road, Township No. 59.

A Petition of divers Inhabitants of New Glasgow and vicinity.

A Petition of divers Inhabitants of Township No. 51.

A Petition of divers Inhabitants of Brown's Creek, Township No. 59; severally praying that this House will concur with the House of Assembly, in establishing a system of Free Education throughout the Island, by the imposition of a further Assessment on Land, Property, Income, or any other mode deemed most expedient.

Ordered, That the several foregoing Petitions do lie on the Table.

Mr. *Rice*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Uigg Settlement School District.

A Petition of divers Inhabitants of Township No. 19, and vicinity.

A Petition of divers Inhabitants of the back Settlement of Orwell Head; severally praying that this House will concur with the House of Assembly, in establishing a system of Free Education throughout the Island, by the imposition of a further assessment on Land, Property, Income, or any other mode deemed most expedient.

Ordered, That the several foregoing Petitions do lie on the Table.

Mr. *Swabey*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Nail Pond, Township Number One, praying that this House will sanction the grant of a sum of money, for the purpose of raising a Bridge near Skinner's Pond, which has overflowed, by means of a Grist Mill and Mill dam having been recently erected adjacent thereto.

A Petition of Mary Cahill, of Kildare, Township Number Three, setting forth, that her husband left her about three years ago, that she is in very indigent circumstances with a helpless family and praying relief.

A Petition of Henry Lecky of Township Number Twenty, praying remuneration for his services as a Teacher in that District.

A Petition of Martin Collins, of Saint Peter's, Fisherman, setting forth, that he was engaged, last season, in the prosecution of the Mackarel Fishery on the North Coast of this Island, but that owing to unavoidable circumstances, he had been prevented from literally complying with the terms of the Act for the encouragement of the Cod and Mackarel Fisheries, so as to entitle him to a legal right to the Bounty there under, but conceiving that he has conformed to the spirit of the Act, prays the favourable consideration of this House.

Ordered, That the several foregoing Petitions do lie on the Table.

Mr. *Rice*, by leave, presented a Petition of divers Inhabitants of Township Number Forty-nine, praying that this House will sanction the grant of a sum of money, for the purpose of continuing the Village Green Road, to the Monaghan Settlement Road on that Township.

The said Petition was read, and ordered to lie on the Table.

Read a second time, the Bill intituled, an Act to continue two several Acts therein mentioned, relating to the floating of Logs, Scantling, Deals, and other kinds of Wood, down the Rivers and Lesser Streams in this Island.

On motion the House was adjourned during pleasure, and put into a Committee on the said Bill.— After sometime, the House was resumed, and Mr. *Hensley* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

Read a second time, the Bill intituled, an Act further to continue an Act, regulating Seamen shipped on board of any Ship or Vessel belonging to Prince Edward Island, whilst within the precincts of the said Island.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.— After some time, the House was resumed, and Mr. *Holl* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

Read a second time, the Bill intituled, "An Act to further continue an Act, intituled an Act to regulate the Fisheries of this Island."

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.— After some time, the House was resumed, and Mr. *Hensley* reported that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly acquainting them therewith.

Read a second time, the Bill intituled "An Act further to continue an Act relating to Dogs, and Taxation thereon.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.— After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly.

Read a second time, the Bill intituled "An Act further to continue an Act relating to Landlord and Tenant."

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.— After some time, the House was resumed, and Mr. *Rice* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

Read a second time, the Bill intituled "An Act to facilitate the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick."

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.— After some time, the House was resumed, and Mr. *Rice* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

A Message from the House of Assembly by Mr. *Clark*, with a Bill intituled "An Act to consolidate and amend the Acts now in force regulating the Letting of Stalls in Charlottetown Market House, and for other purposes therein mentioned," to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly, by the Hon. Mr. *Jardine*, with a Bill, intituled, "An Act to consolidate the Laws now in force for regulating the sale of the Interest of Leaseholders, when taken in Execution," to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

Read a second time, the Bill to amend the Act relating to Statute Labor for Charlottetown, its Common and Royalty, and also to Nuisances in and about the same.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.— After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same, with an amendment.

Ordered, That the Report of the Committee be received.

Ordered, That the said Bill be engrossed, and that the title be, “An Act to amend an Act relating to Statute Labour for Charlottetown, its Common and Royalty, and also to Nuisances in and about the same.”

Adjourned until Monday next, at Twelve o'clock.

Monday, 9th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Holl</i> ,	§	The Hon. Mr. <i>Swabey</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Hensley</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Haythorne</i> ,

P R A Y E R S .

Read the proceedings of Friday last.

Mr. *President*, by leave, presented a Petition of Mary Kelly, of Charlotte Town, Widow, in indigent circumstances, praying relief.

The said Petition was read, and ordered to lie on the Table.

Read a third time, as engrossed, the Bill, intituled, “An Act to amend an Act relating to Statute Labour for Charlottetown, its Common and Royalty, and also to Nuisances in and about the same.”

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly, for their concurrence.

Mr. *Holl*, from the Joint Committee of the Council and Assembly, appointed to prepare an Address to Her Majesty, praying that She will cause to be removed, the restrictions of the Treaty of 1818, with the Government of the United States, on certain conditions, reported the Draft of an Address as prepared by the Committee, and the same was read and agreed to, and is as followeth :

TO THE QUEEN'S MOST EXCELLENT MAJESTY;

MOST GRACIOUS SOVEREIGN;

We, your Majesty's dutiful and loyal subjects, the Legislative Council and Assembly of Prince Edward Island, in Colonial Parliament assembled, humbly beg leave to renew our assurances of devoted loyalty and attachment to your Majesty's Person and Government; and we beg again to approach the foot of the Throne, on the subject of our Joint Address, forwarded to Great Britain so long ago as the Year 1849, praying for an abrogation or relaxation of the Treaty of 1818, with the United States' Government, as concerns the Fisheries surrounding this Island. This Address, as we were informed by your Majesty's Colonial Minister, was most graciously received by your Majesty, and, we were told, would receive the earnest consideration of your Majesty's Government.

We beg to state, that this subject becomes of daily increasing moment.

Your Majesty's Representative, the Lieutenant Governor of this Island, in the late Fishing season, had the opportunity of personally witnessing hundreds of Fishing Vessels belonging to the United States, fishing on our Shores, and frequenting our Harbours, in direct contravention of the Treaty of 1818.

His Excellency has not the means of preventing an intrusion so detrimental, to our best interests—the single Ship of War of your Majesty's fleet, usually employed in this duty, being inadequate to the extensive service required of her.

The Citizens of the United States have an advantage over the subjects of your Majesty in this Island, which prevents all successful competition, as our own Fish, caught on our own Shores by strangers, are carried into their Ports by themselves, whereas we are excluded by high protective duties.

The Legislature of this Island passed an Act in the Twelfth Year of your Majesty's Reign, which offered to reciprocate with the United States in the interchange of certain enumerated articles; notwithstanding which offers, our Fish and Agricultural Produce, for which latter there is an extensive demand in the Northern States of the American Union, remain subject to high duties.

And although the British Navigation Laws have been so relaxed, that Foreign-built Vessels, owned by British subjects, may obtain British Registries, a concession from which the Citizens of the United States have very recently derived great advantages, by the Sale of their Vessels, stranded on the Shores of this Island, during the disastrous Gale of last Autumn, no reciprocal advantage is offered to us, which if obtained, would be of immense importance to the builders of Ships and Fishing Vessels in this Island.

Your Majesty's subjects are desirous to continue to cultivate the good-will of the citizens of the United States, by every reasonable concession, and with a due consideration of the value of the intercourse, which, on a basis of reciprocal advantage, might be established. They presume that the immense importance to the United States of an uninterrupted right of Fishing on the Shores of this Island, as a basis of Treaty, ought to ensure for them valuable concessions; and if this be not possible, that the Fisheries ought to be scrupulously maintained in the spirit of the Treaty of 1818.

We most humbly pray, that your Majesty will be most graciously pleased to take the premises into your favorable consideration, and cause to be removed the Restrictions of the Treaty of 1818, prohibiting American Citizens from Fishing within certain prescribed limits on the Shores of this Island, provided the American Government admit Articles, the growth or production of this Island, into the United States, duty free, in accordance with the Act of the General Assembly of this Island, passed in the 12th Year of your Majesty's Reign, intituled "An Act to authorize Free Trade with the United States of America, in certain enumerated Articles," including Fish, also Vessels built on this Island to American Registry.

And as in duty bound, we shall ever pray.

Read a second time, the Bill intituled, "An Act to consolidate the Laws now in force regulating the Sale of the Interest of Leaseholders, when taken in Execution."

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.— After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly acquainting them therewith.

Read a second time, the Bill intituled. "An Act to consolidate and amend the Acts now in force regulating the Letting of Stalls in Charlottetown Market House, and for other purposes therein mentioned."

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.— After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly.

Read a second time, the Bill intituled "An Act to amend the Act providing for the payment of the Civil List of Prince Edward Island, and for commuting the Crown Revenues thereof.

A Message from His Excellency the Lieutenant Governor was delivered by the Hon. Mr. Secretary Warburton, and the same was read, and is as followeth:

A. BANNERMAN, LIEUT. GOVERNOR.

The Lieutenant Governor transmits, for the information of the Legislative Council, copies of the following Despatches and Orders of Her Majesty in Council:—

- No. 1.—Despatch from Earl Grey, No. 32, dated 21st November, 1851, relative to fees retained by the late Colonial Secretary, together with the Lieutenant Governor's Despatch to Earl Grey, No. 37, of 12th September, 1851.
- No. 2.—Despatch from Earl Grey No. 33, dated 28th November, 1851, with a Report of the Colonial Land Emigration Commissioners.
- No. 3.—Order of Her Majesty in Council, dated 23d October, 1851, confirming an Act for shortening the Language used in Acts of the General Assembly, passed in the last Session of the Colonial Legislature.
- No. 4.—Order of Her Majesty in Council, dated the 14th November, 1851, confirming three Acts therein named, passed in the last Session of the Colonial Legislature.
- No. 5.—Order of Her Majesty in Council, dated 13th October, 1851, confirming twenty-four Acts, passed in the last Session of the Colonial Legislature.
- No. 6.—Order of Her Majesty in Council, dated 26th December, 1851, confirming two Acts therein named, passed in the last Session of the Colonial Legislature.

No. 7.—Despatch No. 17, on the erection of Light Houses at the East Point and North Cape of this Island; together with Letters from the British North American Colonies on the same subject.

The said Despatches and Papers were read, and ordered to lie on the table.

(See Appendix, Nos. 3 to 9.)

Adjourned until To-morrow, at One o'clock.

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Tuesday, 10th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Holl</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Swabey</i> ,	§	

P R A Y E R S .

Read the proceedings of yesterday.

A Message from the House of Assembly, by the Hon. Mr. Whelan, with a Bill, intituled, “An Act to regulate the Sale of Arsenic, and other poisons therein mentioned,—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly, by the Hon. Mr. Coles—

“House of Assembly, Monday, February 9, 1852.”

“Resolved, That a Committee of this House be appointed to join a Committee of the Legislative Council to prepare an Address to His Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to transmit the Joint Address of both Houses to Her Majesty, praying for the removal of the restrictions of the Treaty of 1818, with the Government of the United States, on certain conditions.

“Ordered; That the same Committee, who prepared the Address to Her Majesty, be a Committee on the part of this House, to prepare the said Address to His Excellency—and also to wait upon His Excellency with the same.

“Ordered, That the foregoing Resolution, be communicated by Message, to the Legislative Council.”

Resolved, That a Committee of this House be appointed, to join the Committee of the House of Assembly, to prepare the said Address to His Excellency, the Lieutenant Governor.

Ordered, That the same Committee who prepared the Address to Her Majesty, be a Committee on the part of this House to prepare the said Address to His Excellency, and also to wait upon His Excellency with the same.

Ordered, That the said Resolution be communicated, by Message, to the House of Assembly.

Mr. *Swabey*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of White Sands and Murray Harbour.

A Petition of divers Inhabitants of Irish Town and vicinity.

A Petition of divers Inhabitants of Township No. 59.

A Petition of divers Inhabitants of Township No. 48.

A Petition of divers Inhabitants of Township, Number Forty-nine; severally praying that this House will concur with the House of Assembly, in establishing a system of Free Education throughout the Island, by the imposition of a further Assessment on Land, Property, Income, or any other mode deemed most expedient.

A Petition of divers Inhabitants of Bedeque and its vicinity, submitting certain suggestions, relative to Free Education, to which, they pray the favourable consideration of this House.

A Petition of Patrick Trayner, of Charlotte Town, setting forth, that he has been labouring under severe illness for the last seven years—that he is in a very destitute condition, and praying relief.

Ordered, That the several foregoing Petitions do lie on the Table.

Mr. *Swabey* laid before the House, the half yearly Report of the Visitor of Schools for Prince County,

Ordered, That the same do lie on the Table.

(See Appendix No. 10)

Mr. *Attorney General*, by leave, presented a Petition of divers Inhabitants of the First Electoral District, of Prince County, submitting certain suggestions, relative to Free Education, to which they pray the favourable consideration of this House.

The said Petition was read, and ordered to lie on the Table.

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill intituled, "An Act to amend the Act providing for the payment of the Civil List of Prince Edward Island, and for commuting the Crown Revenues thereof."—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Bill, and had agreed to the same.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly.

Read a second time, the Bill, intituled, "An Act to regulate the Sale of Arsenic, and other poisons therein mentioned.

Adjourned until to-morrow, at One o'clock.

Wednesday, 11th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Holl</i> ,	§	The Hon. Mr. <i>Swabey</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Hensley</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Birnie</i> ,

P R A Y E R S .

Read the proceedings of yesterday.

A Message from the House of Assembly, by the Hon. the Colonial Secretary, with a Bill, intituled; "An Act to regulate the publishing of Notices and Advertisements, relating to the Public Service,—to which they desire the concurrence of the Legislative Council:

The said Bill was read a first time.

Mr. *Swabey* presented to the House a Bill to incorporate the Diocesan Church Society of Prince Edward Island.

The said Bill was read a first time.

His Excellency the Lieutenant Governor having come to the Council Chamber, and being seated, the Gentleman Usher of the Black Rod received His Excellency's Commands to desire the attendance of the House of Assembly, immediately in the Council Chamber.

The House of Assembly, with their Speaker, having attended accordingly, His Excellency was pleased in Her Majesty's Name, to give his assent to the following Bills, viz:

An Act to further continue an Act, intituled, "An Act to regulate the Fisheries of this Island."

"An Act to continue two several Acts therein mentioned, relating to the Floating of Logs, Scantling, Deals, and other kinds of Wood, down the Rivers and Lesser Streams in this Island."

"An Act further to continue an Act relating to Landlord and Tenant."

"An Act further to continue an Act, regulating Seamen shipped on board of any Ship or Vessel belonging to Prince Edward Island, whilst within the precincts of the said Island."

"An Act to consolidate the Laws now in force for regulating the sale of the Interest of Leaseholders, when taken in execution,"

"An Act to facilitate the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick."

The Speaker of the House of Assembly then addressed His Excellency as followeth:

MAY IT PLEASE YOUR EXCELLENCY;

On behalf of Her Majesty's faithful Commons of Prince Edward Island, I have now to present a Bill, intituled, "An Act to amend the Act providing for the payment of the Civil List of Prince Edward Island, and for commuting the Crown Revenues thereof,"—to which I have humbly to request your Excellency's assent.

To which His Excellency was pleased, in Her Majesty's name, to give his assent.

The House of Assembly having withdrawn, His Excellency was pleased to retire.

Mr. *Holl*, from the Joint Committee of the Council and Assembly, appointed to prepare an Address to His Excellency the Lieutenant Governor, requesting that he will be pleased to transmit the Joint Address of both Houses to Her Majesty, praying for the removal of the restrictions of the Treaty of 1818, with the Government of the United States, on certain conditions—presented to the House the Draft of an Address as prepared by the Joint Committee, and the same was read and agreed to, and is as followeth :

To His Excellency SIR ALEXANDER BANNERMAN, Knight, Lieutenant Governor, and Commander-in-Chief, in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging Chancellor, Vice Admiral; and Ordinary of the same, &c., &c., &c.

MAY IT PLEASE YOUR EXCELLENCY ;

The Legislative Council and House of Assembly having given that part of Your Excellency's opening Speech, at the commencement of the present Session, which relates to the important subject of reciprocity with the United States, and the encroachment of the American Fishermen upon our Shores, every consideration, have adopted a Joint Address to the Queen upon this important subject, and now respectfully request, that your Excellency will be pleased to forward the same, so that it may be laid at the foot of the Throne ; and also that your Excellency will be further pleased to give the prayer of the said Address, your powerful recommendation, in which, we beg to assure your Excellency, we have very great confidence.

Mr. *Swabey*, by leave; presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Treaugh, DeSable, Township No. 29.

A Petition of divers Inhabitants of Wilmot Creek ; severally praying that this House will concur with the House of Assembly, in establishing a system of Free Education throughout the Island.

A Petition of Prudence Logan, Matron of King's County Jail, praying remuneration for her services as such.

A Petition of Hugh Logan, Keeper of the Jail at Georgetown, praying full indemnification for his loss sustained by the escape of two Prisoners, owing to the insufficiency of the Jail Yard Fence—having been obliged to pay the amount for which one of them was confined.

Ordered, That the several foregoing Petitions do lie on the Table.

Mr. *Rice*, by leave, presented a Petition of Malcolm MacKinnon, setting forth, that he has no fixed place of residence—that he has attained the age of Eighty-nine years, and that through calamitous circumstances, he is reduced to extreme destitution, and praying relief.

The said Petition was read, and ordered to lie on the Table.

Read a second time, the Bill, to incorporate the Diocesan Church Society of Prince Edward Island.

On motion the House was adjourned during pleasure, and put into a Committee on the said Bill—After sometime, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

Ordered, That the said Bill be engrossed, and that the title be, "An Act to incorporate the Diocesan Church Society of Prince Edward Island."

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill, intituled, "An Act to regulate the Sale of Arsenic, and other Poisons therein mentioned."—After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly acquainting them therewith.

Adjourned until to-morrow, at One o'clock.

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Thursday, 12th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Swabey</i> ,	§	

P R A Y E R S .

Read the proceedings of yesterday.

Mr. *President* acquainted the House, that His Excellency the Lieutenant Governor had provisionally appointed James Dingwell, Esquire, by Warrant, bearing date the 24th January, 1852, a Member of this House, who desires to be admitted.

Ordered, That Mr. *Rice* and Mr. *Swabey*, be a Committee, to attend Mr. Dingwell, and see him qualified.

Mr. *Rice*, from the Committee appointed to attend Mr. Dingwell, and see him qualified, reported, that they had, according to order, attended Mr. Dingwell, who took the oaths in presence of the Lieutenant Governor.

The Honorable Mr. Dingwell was then introduced between Mr. *Rice* and Mr. *Swabey*, and took his seat.

Mr. *Swabey* from the Joint Committee of the Council and Assembly, appointed to wait upon His Excellency the Lieutenant Governor, with the Address requesting that he will be pleased to transmit the

Joint Address of both Houses to Her Majesty, praying for the removal of the restrictions of the Treaty of 1818, with the Government of the United States, on certain conditions,—reported; that they had waited on His Excellency, and that he was pleased to say, he would have much pleasure in forwarding the said Address.

Mr. *Swabey*, by leave, presented the following Petitions, and the same were severally received and read, viz:

A Petition of divers Inhabitants of Grand River, Township No. 14.

A Petition of divers Inhabitants of Brackley Point Road.

A Petition of divers Inhabitants of Little Sands, Township No. 64,—severally praying that this House will concur with the House of Assembly, in establishing a system of Free Education throughout the Island.

A Petition of divers Inhabitants of Grand River, Township Number 14, praying that this House will sanction the grant of a sum of money, in aid of a Road on that Township.

A Petition of Angus MacMillan, John C. Leitch, William D. Lawson and Alexander MacMillan, Contractors for building a Bridge, (called Cass's Bridge) at Cove Head,—praying that this House will sanction the grant of a sum of money as a full compensation for erecting said Bridge,—the sum appropriated for that purpose not being sufficient.

A Petition of divers Inhabitants of Grand River Township No. 14,—praying aid to complete a Road on that Township.

A Petition of John McLeod, Senior, and John McLeod, Junior of New London, claiming Tonnage Bounty, under the Act for the encouragement of the Cod and Mackarel Fisheries—Petitioners state that they have been prevented through unavoidable circumstances, from complying with the letter of the Act, but, conceiving that they have conformed to the spirit thereof, they pray the favourable consideration of this House.

A Petition of Donald Morrison of New London, of a like nature.

Ordered, That the several foregoing Petitions do lie on the Table.

Read a second time, the Bill, intituled, "An Act to regulate the publishing of Notices and Advertisements, relating to the Public Service."

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Attorney General*, reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

Mr. *Haythorne*, by leave, presented a Petition of divers Inhabitants of Saint Peter's Road, Township No. 34, and adjacent Settlements, submitting for the consideration of this House, several suggestions on the subject of Free Education.

The said Petition was read, and ordered to lie on the Table.

Mr. *Attorney General*, by leave, presented a Petition of David Fitzgerald and Peter DesBrisay, on

behalf of the Grand Division of the Sons of Temperance of Prince Edward Island, praying that an Act may pass to incorporate the Grand and Subordinate Divisions of the said Order.

The said Petition was read, and ordered to lie on the Table.

Mr. *Swabey*, by leave, presented a Petition of Benjamin Pollard, Alexander Livingston, and James B. Livingston of Townships Nos. 9 and 10, relative to a Road leading from the Bray Bridge to John Beaton's, Percival River.

The said Petition was read, and ordered to lie on the Table.

Adjourned until to-morrow, at One o'clock.

Friday, 13th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Dingwell</i> ,

P R A Y E R S .

Read the proceedings of yesterday.

The Hon. Colonial Treasurer presented to the House, his Accounts with the Government, extending from the 30th April, 1851, to 31st January, 1852, including his Small Disbursements Account; List of Bonds in the Treasury, with the Balances due thereon, Return of Debentures issued under Act 14 Vic. Cap. 10.

Ordered, That the said Accounts do lie on the Table.

Mr. *President* laid before the House, the Public Accounts for the past year, as arranged and classified by the Auditors.

Ordered, That the said Accounts do lie on the Table.

Mr. *President*, by leave, presented a Petition of Roderick Campbell, late Under Sheriff of King's County, setting forth, that he had neglected to charge in his account against the Government, the sum of one pound nineteen shillings and six-pence for printing, which he is now called upon to pay, and praying the favourable consideration of this House.

The said Petition was read, and ordered to lie on the Table.

Mr. *Swabey*, by leave presented a Petition of divers Inhabitants of Bay Fortune, praying that this House will concur with the House of Assembly in establishing a system of Free Education throughout the Island.

The said Petition was read, and ordered to lie on the Table.

Read a third time, as engrossed, the Bill, intituled, "An Act to incorporate the Diocesan Church Society of Prince Edward Island."

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly for their concurrence.

A Message from His Excellency the Lieutenant Governor was delivered by the Hon. Mr. Secretary Warburton, and the same was read, and is as followeth :

A. BANNERMAN, LIEUT. GOVERNOR.

The Lieutenant Governor transmits to the Legislative Council, the estimates of the expenditure of the Government for the current year.

February 13, 1852.

Ordered, That the same do lie on the Table.

Mr. *Swabey*, from the Select Committee, to whom was referred, the Bill to provide for the care and maintenance of Lunatics in certain cases, reported, that having had the same under consideration, they have agreed to certain amendments to the said Bill, chiefly, in giving a summary power to the Chancellor, or Master of the Rolls in Chancery, to deal with the estates and effects of Idiots, Lunatics, or persons of unsound mind, and the care and custody of those persons,—which they respectfully beg leave to recommend to the adoption of this House.

Ordered, That the Report of the Committee be received.

On motion the House was adjourned during pleasure, and put into a Committee on the Bill to provide for the care and maintenance of Lunatics in certain cases, together with the Report of the Select Committee thereon,—After sometime, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same, with certain amendments.

Ordered, That the Report of the Committee be received.

Ordered, That the said Bill be engrossed, and that the title be, "An Act to provide for the care and maintenance of Idiots, Lunatics, and Persons of unsound mind."

Mr. *Attorney General*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of Francis Metherall, William Calloway, and four others, Ministers of the People called Bible Christians, whose names are thereunto subscribed, praying that an Act may pass for their Incorporation.

A Petition of John C. MacKeown, of Georgetown, Surgeon, praying that this House will concur with the House of Assembly, in granting him the sum of £12 15s. as a remuneration for the care and maintenance of one Hugh Letters, a person of unsound mind, who had been left in his charge last Autumn by the Master of an American Fishing Vessel.

Ordered, That the two foregoing Petitions do lie on the Table.

Adjourned until Monday next, at One o'clock.

Monday, 16th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Swabey</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Hensley</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Dingwell</i> ,

PRAYERS.

Read the proceedings of yesterday.

Mr. *Swabey*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of Angus McEachen, of Black Bush, Township No. Forty-four, praying that this House will sanction the grant of a sum of money, as a remuneration for teaching a School in that District, for six months—Petitioner having, through inadvertence, omitted to comply with the terms of the Act relating to Schools, in not notifying the Secretary of the Board of Education of his engagement with the Trustees of the School.

A Petition of divers Inhabitants of Grand River, Township Number 14, setting forth the destitute condition of one "William Macneill," an aged blind person, and praying the favorable consideration of this House in his behalf.

A Petition of divers Inhabitants of Townships Nos. 11 and 12—praying aid to complete a Road.

A Petition of divers Inhabitants of the settlement of Toronto, near Murray Harbor, praying aid to complete a Road.

A Petition of divers Inhabitants of Princetown Royalty and its vicinity, on the subject of Free Education.

Ordered, That the several foregoing Petitions do lie on the Table.

Mr. *Swabey*, also, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Georgetown and Royalty,

A Petition of divers Inhabitants of Eighteen Mile Brook, Georgetown Road,

A Petition of divers Inhabitants of Dog River, Township No. 31,

A Petition of divers Inhabitants of Township No. 61; severally praying that this House will concur with the House of Assembly, in establishing a system of Free Education throughout the Island.

Ordered, That the several foregoing Petitions do lie on the Table.

Adjourned until To-morrow, at One o'clock.

Tuesday, 17th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T.

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> .	§	

P R A Y E R S.

Read the proceedings of yesterday.

Mr. *Swabey*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers inhabitants of part of Elliot River District, praying that this House will concur with the House of Assembly, in establishing a system of Free Education throughout the Island.

A Petition of divers Inhabitants of Cardigan Point, and others, praying that this House will sanction the grant of a sum of money, in aid of a line of Road in that District.

Ordered, That the two foregoing Petitions do lie on the table.

Mr. *Hensley*, by leave presented a Petition of the Members of the Charlottetown Ladies Benevolent Society, accompanied by a List of those Persons who at present receive either permanent or temporary relief, and setting forth, that as the Society have come to the determination of dissolving itself on the first of July next,—Petitioners pray the favourable consideration of this House, in behalf of those persons, by sanctioning any grant of money that may be made by the House of Assembly for their relief.

The said Petition was read, and ordered to lie on the Table.

Mr. *Attorney General*, by leave, presented a Petition of divers Inhabitants of Princetown Road, praying that this House will concur with the House of Assembly in establishing a system of Free Education throughout the Island.

The said Petition was read, and ordered to lie on the Table.

Read a third time, as engrossed, the Bill intituled, “An Act to provide for the care and maintenance of Idiots, Lunatics, and persons of unsound mind.”

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly for their concurrence.

Adjourned until to-morrow, at One o'clock.

Wednesday, 18th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T.

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Swabey</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Hensley</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,

P R A Y E R S.

Read the proceedings of yesterday.

Mr. *Attorney General* presented to the House a Bill to incorporate a Temperance Hall Company in Charlottetown.

The said Bill was read a first time.

A Message from the House of Assembly, by the Hon. the Colonial Secretary.

Mr. President,

The House of Assembly have passed the Bill intituled "An Act to Incorporate the Diocesan Church Society of Prince Edward Island," without any amendment.

A Message from the House of Assembly, by the Hon. the Colonial Treasurer.

"House of Assembly, Tuesday, February 17, 1852.

"Resolved, That a Committee be appointed to join a Committee of the Legislative Council, to prepare an Address to Her Majesty on the subject of the Post Office Department.

"Ordered That the Hon. Colonial Treasurer, Mr. Thornton, Hon. Mr. Coles, Mr. Wightman, Mr. Clark and Mr. Davies, be a Committee on the part of this House to prepare the said Address.

"Ordered, That the foregoing Resolution be communicated, by Message, to the Legislative Council."

Resolved, That a Committee of this House be appointed to join the Committee of the House of Assembly, to prepare an Address to Her Majesty, on the subject of the Post Office Department.

Ordered, That Mr. *Attorney General*, Mr. *Hensley* and Mr. *Haythorne*, be a Committee, on the part of this House, to prepare the said Address.

Ordered, That the said Resolution be communicated, by Message, to the House of Assembly.

Mr. *Rice*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Townships Nos. 34 and 35, in Queen's County, praying that an Act may pass to Incorporate the Minister and Trustees of the Presbyterian Church in that District.

A Petition of divers Inhabitants of Township Number 52, praying aid to complete a Road on Township Number 38.

Ordered, That the two foregoing Petitions do lie on the Table.

Mr. *Swabey*, by leave presented a Petition of divers Inhabitants of Launching Place and its vicinity, praying aid to extend the Wharf at that place.

The said Petition was read, and ordered to lie on the Table.

Mr. *Swabey* laid before the House, a Return of the Land Assessment for the year 1851, under the Act 11 Vic. cap. 7.

Ordered, That the same do lie on the Table.

Ordered, That Mr. *Dingwell* have leave to absent himself for one week.

Adjourned until to-morrow, at One o'clock.

Thursday, 19th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Swabey</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Hensley</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Haythorne</i> ,

PRAYERS.

Read the proceedings of yesterday.

Mr. *Macdonald*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Tryon, praying that this House will withhold its assent from any Bill imposing a further assessment on Land, for establishing a system of Free Education.

A Petition of divers Inhabitants of one of the Back Settlements of Tryon, praying aid for opening a Road in that District.

Ordered, That the two foregoing Petitions do lie on the Table.

Mr. *Swabey*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Vernon River.

A Petition of divers Inhabitants of Murray Harbour Road, Township No. 57,

A Petition of divers Inhabitants of Pinette and Flat River ; severally praying that this House will concur with the House of Assembly, in establishing a system of Free Education throughout the Island.

A Petition of divers Inhabitants residing in the First Electoral District, of Prince County, submitting, for the consideration of this House, certain suggestions, on the subject of Free Education.

A Petition of divers Inhabitants of Wilmot Creek, praying aid for the improvement of their Road Communications.

A Petition of divers Inhabitants of Townships Numbers One, Two and Three, praying aid for the erection of a Bridge over the Pond, on Township Number Two.

A Petition of Thomas Pillman and John Robinson, setting forth that Petitioners last Season, fitted out their Schooner for the Cod and Mackerel Fishery,—that when they obtained a fishing Pass for the Voyage, the vessel was not measured, and was then estimated at 50 tons or thereabouts—that on being subsequently measured, she proved to be 63 tons burthen, old admeasurement—that Petitioners have received the Bounty on 50 tons, and now pray that this House will sanction the grant of £11 5s. 0d, being the difference between the estimated and real tonnage.

Ordered, That the several foregoing Petitions do lie on the Table.

Mr. *Rice*, by leave presented a Petition from divers Inhabitants of Townships Numbers 51 and 52, praying aid for opening a Road on the south Side of Brudenell River.

The said Petition was read, and ordered to lie on the Table.

Read a second time, the Bill to incorporate a Temperance Hall Company in Charlottetown.

Adjourned until to-morrow, at One o'clock.

Friday, 20th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T.

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Swabey</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Hensley</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	

P R A Y E R S.

Read the proceedings of yesterday.

Mr. *Macdonald*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of St. Peter's Road, Hillsborough River, Suffolk Settlement, Tracadie Road, and parts adjacent, praying aid for extending the Wharf at Apple Tree Farm.

A Petition of divers inhabitants of the North side of Township Number Thirty-three, praying aid for the completion of the Wharf at McInnis' Point, Rustico.

A Petition of the Trustees of the School attached to the Roman Catholic Church in Charlottetown, praying that this House will give effect to any measure that may be adopted by the House of Assembly, in behalf of their School in this town, wherein a great number of poor children are taught.

Ordered, That the several foregoing Petitions do lie on the table.

A Message from the House of Assembly, by the Hon. Mr. Coles, with a Bill intituled "An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned," to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly, by Mr. Clark, with a Bill intituled "An Act to empower the Administrator of the Government, in certain cases, to shut up such Roads, or parts of Roads, as are no longer required," to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from His Excellency the Lieutenant Governor was delivered by the Hon. Mr. Secretary Warburton, and the same was read, and is as followeth :

A. BANNERMAN, LIEUT. GOVERNOR.

The Lieutenant Governor transmits for the information of the Legislative Council, copy of a Despatch from the Right Honorable Earl Grey, dated 19th January, 1852, in answer to an Address from the House of Assembly praying for the appointment of an additional Surveyor of Shipping for King's and Prince Counties, and accompanied by an Extract from a Report of the Commissioners of Customs.

Government House, February 17, 1852.

The said Message and Papers were read, and ordered to lie on the table.

(See *Appendix*, No. 11.)

A Message from the House of Assembly, by Mr. Palmer, with the following Bills, to which they desire the concurrence of the Legislative Council, viz :

A Bill, intituled, "An Act to enable Thomas Robson, to obtain Letters Patent for a Fog Bell and Horizontal Wind Mill."

A Bill, intituled, "An Act to incorporate the Grand Division and Subordinate Divisions of the Order of the Sons of Temperance in Prince Edward Island."

A Bill, intituled, "An Act to provide a Summary Remedy for Females in certain cases of seduction."

The said Bills were severally read a first time.

Mr. *Swabey*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Cardigan River, Grand River, Township Number 55, and others praying that this House will sanction the grant of a sum of money for completing the Cardigan River Wharf.

A Petition of divers Inhabitants of Cardigan River, Launching Place, and Township No. 55,

A Petition of divers Inhabitants of the North side of Township Number 33, Brackley Point,

A Petition of divers Inhabitants of West River, Township No. 47,—severally praying aid to improve their road communication.

A Petition of divers Inhabitants of Canoe Cove, Township No. 65.

A Petition of divers Inhabitants of Townships Numbers 26 and 27.

A Petition of divers Inhabitants of Township Number 30—severally praying that this House will concur with the House of Assembly, in establishing a system of Free Education throughout the Island.

Ordered, That the several foregoing Petitions do lie on the table.

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill to incorporate a Temperance Hall Company in Charlottetown,—After sometime, the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

Ordered, That the said Bill be engrossed, and that the title be, “An Act to incorporate a Temperance Hall Company in Charlottetown.”

Read a second time, the Bill intituled, “An Act to enable Thomas Robson, to obtain Letters Patent for a Fog Bell and Horizontal Wind Mill.”

Read a second time, the Bill, intituled, “An Act to provide a summary Remedy for Females in certain cases of seduction.”

Read a second time, the Bill intituled “An Act to empower the Administrator of the Government, in certain cases, to shut up such Roads, or parts of Roads, as are no longer required,”

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill intituled “An Act to enable Thomas Robson to obtain Letters Patent for a Fog Bell and Horizontal Wind Mill.”—After some time, the House was resumed, and Mr. *Macdonald* reported, that the Committee had gone through the Bill, and had made an amendment thereto.

The said amendment was then read, and is as followeth :

Folio 4, line 5.—After the word “Brunswick” insert the following Proviso :

“Provided always nevertheless, That nothing herein contained shall extend, or be construed to extend, to grant to the said Thomas Robson, the exclusive right and liberty of making, using and vending the said Fog Bell and Horizontal Windmill, for any longer time than the period of ten years from the passing of this Act.”

The said amendment, being read a second time, was agreed to by the House.

Ordered, That the said amendment be engrossed, and that the Bill, as amended, be read a third time on Monday next.

Mr. *Haythorne*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of Mary Willock, of Gallas Point, widow, in indigent circumstances, praying relief,

A Petition of John Ferguson, John Stewart, and eight others, of Township Number Thirty-four, praying, for reasons therein stated, that this House will not legislate upon the Petition of divers inhabitants of Townships Numbers Thirty-four and Thirty-five, now before this House, requesting that an Act may pass to incorporate the Minister and Trustees of the Presbyterian Church in that District; or should the Council think it expedient to legislate thereon, the Petitioners pray that it will provide against all possible abuses of the sacred trusts referred to in the last mentioned Petition.

Ordered; That the two foregoing Petitions do lie on the Table.

Read a second time, the Bill, intituled, "An Act to incorporate the Grand Division and Subordinate Divisions of the Order of the Sons of Temperance in Prince Edward Island."

Adjourned until to-morrow, at One o'clock.

Monday, 23d February, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Swabey</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Hensley</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Birnie</i> .
Mr. <i>Rice</i> ,	§	

P R A Y E R S .

Read the proceedings of yesterday:

Mr. *Rice*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of the Trustees of the Georgetown Grammar School, praying that this House will sanction the grant of a sum of money for the repair of the School House, which is in a dilapidated state.

A Petition of divers Inhabitants of Little York, setting forth the destitute condition of John Brent, and submitting his case to the favorable consideration of this House.

Ordered, That the two foregoing Petitions do lie on the Table.

Read a third time, as engrossed, the Bill intituled, "An Act to incorporate a Temperance Hall Company in Charlotte Town."

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly, for their concurrence.

Pursuant to order, the Bill intituled, "An Act to enable Thomas Robson to obtain Letters Patent for a Fog Bell and Horizontal Windmill," was, as amended, read a third time.

Resolved, That the said Bill, as amended, do pass.

Ordered, That a Message be sent down to the House of Assembly acquainting them that this House have passed the said Bill with an amendment, to which they desire their concurrence.

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill intituled, "An Act to empower the Administrator of the Government in certain cases, to shut up such Roads, or parts of Roads as are no longer required,"—After some time, the House was resumed, and Mr. *Holl* reported that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill, intituled, "An Act to provide a summary Remedy for Females, in certain cases of Seduction."—After some time the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill intituled "An Act to incorporate the Grand Division and Subordinate Divisions of the order of the Sons of Temperance in Prince Edward Island,"—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

Mr. *Macdonald*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of David Higgins, of Covehead, setting forth, that he has performed various services as a Road Commissioner, for which he has not received any remuneration, and praying the favorable consideration of this House.

A Petition of divers Inhabitants of Covehead, setting forth the destitute condition of Janet Leitch and praying the favourable consideration of this House in her behalf.

A Petition of divers Inhabitants of Township Number 56, praying aid to open a Road.

Ordered, That the several foregoing Petitions do lie on the Table.

Adjourned until to-morrow, at One o'clock.

Tuesday, 24th February, 1852.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Attorney General</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Swabey</i> ,	§	

PRAYERS.

There not being a Quorum,

Adjourned until to-morrow, at One o'clock.

Wednesday, 25th February, 1852.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Attorney General</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Swabey</i> .	§	

PRAYERS.

There not being a Quorum,

Adjourned until to-morrow, at One o'clock.

Thursday, 26th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T.

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> .
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Dingwell</i> ,

P R A Y E R S.

Read the proceedings of Monday last.

Mr. *Swabey* laid before the House, Copy of the Warrant Book for the past year.

Ordered, That the same do lie on the table.

Mr. *Swabey*, by leave, presented a Petition of divers Inhabitants of Port Hill, Township Number Thirteen, praying aid for the erection of a Wharf at that place.

The said Petition was read, and ordered to lie on the Table.

A Message from the House of Assembly, by Mr. Clark,

Mr. President,

The House of Assembly have passed the Bill, intituled, "An Act to provide for the care and maintenance of Idiots, Lunatics, and persons of unsound mind,"—with several amendments, to which they desire the concurrence of the Legislative Council.

Mr. *President* presented to the House, a Bill relating to Corporate Bodies.

The said Bill was read a first time.

Ordered, That the said Bill be read a second time to-morrow.

A Message from the House of Assembly, by Mr. Haviland, with a Bill, intituled, "An Act to amend the Law of Evidence," to which they desire the concurrence of the Legislative Council.

A Message from the House of Assembly, by the Hon. Mr. Coles, with a Bill, intituled, "An Act to incorporate in Prince Edward Island, the People called Bible Christians,"—to which they desire the concurrence of the Legislative Council.

The amendments made by the House of Assembly to the Bill, intituled, "An Act to provide for the care and maintenance of Idiots, Lunatics, and persons of unsound mind," were read a first time, and are as follow :

Folio 12, line 13,—After the word "Island" insert the words "or in any other abode suitable for the reception
"and circumstances of such Lunatic."

Folio 22, line 4,—from the bottom,—after the word "unsound" add "mind."

The Bill, intituled, "An Act to amend the Law of Evidence," was read a first time.

The Bill, intituled, "An Act to incorporate in Prince Edward Island, the People called Bible Christians," was read a first time.

The Bill, intituled, "An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned,"—was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

The amendments made by the House of Assembly to the Bill, intituled, "An Act to provide for the care and maintenance of Idiots, Lunatics, and persons of unsound mind," were read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said amendments.—After some time the House was resumed, and Mr. *Swabey* reported, that the Committee had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

Ordered, That the said amendments be read a third time to-morrow.

Adjourned until to-morrow, at One o'clock.

Friday, 27th February, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, Président.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	

P R A Y E R S .

Read the proceedings of yesterday.

Pursuant to order, the Bill relating to Corporate Bodies, was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—

After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

A Message from His Excellency the Lieutenant Governor was delivered by the Hon. Mr. Secretary Warburton, and the same was read, and is as followeth :

A. BANNERMAN, LIEUTENANT GOVERNOR.

The Report of Messrs. Cundall and Brecken, Auditors appointed by a Committee of the Executive Council to inspect the Books and accounts of the several Government departments, where money is received and paid on the Public Service, was laid before the Lieutenant Governor on the 19th instant.

He was happy to find, that after a minute investigation of the accounts and vouchers, they were found to be correct, and these Gentlemen further certify the accuracy of the receipts, and expenditure in the different public offices.

But among other observations, on the management of the Impost and Excise office, the Lieutenant Governor noticed, that the Auditors remark, on two entries of dutiable articles "imported for His Excellency the Lieutenant Governor, on which no duties were exacted; that they were not aware of any Statute exempting them, and feel it their duty to state the circumstance."

The Lieutenant Governor feels it to be *his* duty to state, that no demand was ever made on him for duties on the articles alluded to. He was aware, as the Auditors are, that he could not have pleaded *Statute Law*; yet if such a demand had been made, he would have resisted it, and paid no more than his Predecessors had done, for, as he understands, upwards of half a century.

At the same time, the Lieutenant Governor assures the Legislative Council, that if the Legislature considers the exemption alluded to by Messrs. Cundall and Brecken an improper one for the Lieutenant Governor to possess—he will cheerfully give his assent to any Act which shall abrogate the usage which has hitherto prevailed in the Colony. Government House, Feb. 24, 1852.

The said Message and accompanying Report were read and ordered to lie on the table.

(See *Appendix*, No. 12.)

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill relating to Corporate Bodies.—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

Ordered, That the said Bill be engrossed, and that the title be, "An Act relating to Corporate Bodies."

Mr. *Attorney General* presented to the House, a Bill to establish a Savings Bank in Prince Edward Island.

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Monday next.

The Bill, intituled, "An Act to amend the Law of Evidence," was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled, "An Act relating to the recovery of Small Debts, and to repeal certain Acts therein

mentioned.—After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had made further progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

The Bill, intituled, “An Act to incorporate in Prince Edward Island the People called Bible Christians,” was read a second time.

Pursuant to order, the amendments made by the House of Assembly, to the Bill intituled, “An Act to provide for the care and maintenance of Idiots, Lunatics, and persons of unsound mind,”—were read a third time.

Resolved, That the said amendments do pass.

Ordered, That a Message be sent down to the House of Assembly acquainting them that this House have agreed to their amendments without any amendment.

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill, intituled, “An Act to amend the Law of Evidence.”—After some time, the House was resumed and Mr. *Swabey* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

Adjourned until Monday next, at One o'clock.

Monday, 1st March, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Swabey</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Hensley</i>
Mr. <i>Attorney General</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,

P R A Y E R S .

Read the proceedings of Friday last.

Read a third time, as engrossed, the Bill intituled, “An Act relating to Corporate Bodies.”

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly, for their concurrence.

A Message from the House of Assembly by the Hon. Mr. *Coles*, with the following Bills, to which they desire the concurrence of the Legislative Council, viz :

A Bill, intituled, "An Act to enable the Royal Agricultural Society of Prince Edward Island to authorize the exportation of the Horse "Saladin," from this Island, on certain conditions.

A Bill intituled, "An Act for the better preventing accidents by Fire within Charlotte Town, and the Common thereof."

A Bill intituled, "An Act to secure compensation to Tenants in Prince Edward Island, and thereby to promote the improvement of the Soil."

The said Bills were read a first time.

A Message from the House of Assembly by Mr. MacAulay, with a Bill intituled, "An Act to prevent the going at large of Swine and Geese at all seasons, and of Horses at certain seasons of the year, in the Square and Streets of Georgetown—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill, intituled, "An Act to incorporate in Prince Edward Island, the People called Bible Christians,"—After some time, the House was resumed, and Mr. *Holl* reported, that the Committee had gone through the Bill, and had made several amendments thereto,

Ordered, That the Report of the Committee be received.

The said amendments were then read, and are as follow :

Folio 6, line 2,—Strike out from the word "of" to the remainder of the line, and insert "of the said People called Bible Christians."

Folio 7,—Strike out the third line, and insert "of the Male Members of the said People called Bible Christians of the age of not less than twenty-one years, either given personally, or by proxy in writing, authenticated in such way and manner, as shall be appointed and settled by any Bye Law of the said Corporation."

Folio 17, line 1,—Strike out to the word "pleaded" in the sixth line inclusive.

The said amendments being read a second time, were agreed to by the House.

Ordered, That the said amendments be engrossed, and that the Bill, as amended, be read a third time to-morrow.

Pursuant to order, the Bill to establish a Savings Bank in Prince Edward Island, was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

Ordered, That the said Bill be engrossed, and that the title be, "An Act to establish a Savings Bank in Prince Edward Island."

The Bill intituled, "An Act to enable the Royal Agricultural Society of Prince Edward Island to authorize the exportation of the Horse 'Saladin' from this Island, on certain conditions," was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

Ordered, That the said Bill be read a third time to-morrow.

Adjourned until to-morrow, at One o'clock.

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Tuesday, 2nd March, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	

P R A Y E R S .

Read the proceedings of yesterday.

Mr. *President* acquainted the House, that His Excellency the Lieutenant Governor had provisionally appointed John Picton Beete, Esquire, by Warrant, bearing date the first day of March instant; a Member of this House, who desires to be admitted.

Ordered, That Mr. *Rice* and Mr. *Swabey* be a Committee to attend Mr. Beete, and see him qualified.

Mr. *Rice* from the Committee appointed to attend Mr. Beete, and see him qualified, reported, that they had, according to order, attended Mr. Beete, who took the oaths in presence of the Lieutenant Governor.

The Hon. Mr. *Beete* was then introduced between Mr. *Rice* and Mr. *Swabey*, and took his seat.

Read a third time, as engrossed, the Bill intituled, "An Act to establish a Savings Bank in Prince Edward Island.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly, for their concurrence.

Pursuant to order, the Bill, intituled, "An Act to incorporate in Prince Edward Island, the People called Bible Christians," was—as amended—read a third time.

Resolved, That the said Bill—as amended—do pass.

Ordered, That a Message be sent down to the House of Assembly acquainting them that this House have passed the said Bill, with several amendments, to which, they desire their concurrence.

Pursuant to order, the Bill, intituled, "An Act to enable the Royal Agricultural Society of Prince Edward Island, to authorize the exportation of the Horse "Saladin," from this Island, on certain conditions," was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

Mr. *Attorney General*, by leave, presented the following Petitions, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Georgetown, praying that the Bill now before this House to prevent the going at large of Swine and Geese at all seasons, and of Horses at certain seasons of the year, in the Square and Streets of George Town, may not pass into a Law.

A Petition of Benjamin Hammatt Norton, American Consul, at the Port of Pictou, setting forth, that Petitioner has it in contemplation to establish a communication between Pictou and Quebec, by a powerful and well equipped Steamer, leaving each Port once in every alternate week, and touching at the Ports of Charlottetown, Shediac, Miramichi and Gaspe, going and returning, and praying aid in furtherance of his undertaking.

Ordered, That the two foregoing Petitions do lie on the Table.

The Bill intituled, "An Act to prevent the going at large of Swine and Geese at all seasons, and of Horses at certain seasons of the year in the Square and Streets of George Town, was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.— After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled, "An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned.— After some time, the House was resumed, and Mr. *Swabey* reported that the Committee had made further progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

Adjourned until to-morrow at One o'clock.

Wednesday, 3rd March, 1852.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Attorney General</i> ,	§	The Hon. Mr. <i>Birnie</i> ,
Mr. <i>Hensley</i> ,	§	Mr. <i>Beete</i> .

P R A Y E R S .

There not being a Quorum,

Adjourned until to-morrow, at Three o'clock.

Thursday, 4th March, 1852.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Swabey</i> ,	§	The Hon. Mr. <i>Birnie</i> ,
Mr. <i>Hensley</i>	§	Mr. <i>Dingwell</i> ,

P R A Y E R S .

There not being a Quorum,

Adjourned until to-morrow, at One o'clock.

Friday, 5th March, 1852.

The Council met pursuant to adjournment.

PRESENT.

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Birnie</i> .
Mr. <i>Holl</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Beete</i> ,
Mr. <i>Hensley</i> ,	§	

PRAYERS.

Read the proceedings of Tuesday last.

Mr. *President* acquainted the House, that Indisposition prevents Mr. *Attorney General* from attending in his place.

Ordered, That Mr. *Attorney General's* excuse be received,

Mr. *Dingwell*, by leave, presented a Petition of divers Merchants and Ship Owners of Prince Edward Island, setting forth, that the duty, they are called upon to pay towards the Canso Light, is not equitable and that it operates very injuriously to the Shipping Interest, and praying that such measures may be adopted as will tend to the removal of the said tax.

The said Petition was read, and ordered to lie on the Table.

A Message from the House of Assembly, by Mr. *Haviland*, with a Bill, intituled, "An Act to make provision for the service of non-bailable Process in certain cases,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Monday next.

A Message from the House of Assembly, by Mr. *Palmer*,

Mr. *President*,

The House of Assembly have passed the Bill, intituled, "An Act to amend an Act relating to Statute Labour for Charlotte Town, its Common and Royalty, and also to Nuisances in and about the same,"—with several amendments, to which they desire the concurrence of the Legislative Council.

The said amendments were then read, and are as follow :

Folio 4, line 7,—Strike out the word "of."

Same Folio, line 9,—After the word "costs" insert "shall."

Same Line,—Strike out the word "remaining, and insert "remain."

Same Folio, line 10,—After the word "may," insert "for that purpose."

Last Folio, line 4,—After the word “superintendance,” add the following four Sections, viz :

“Every Person who shall place or cause to be placed, any Boom, Timber, Lumber, Wood, or other Material in the Water, or upon the shore of the River, at or off the end of any of the public Streets in Charlotte Town, so as to obstruct in any manner, free access from the said River to the said Town or Streets thereof, shall forfeit and pay to Her Majesty, for each and every offence, a Fine in any sum not exceeding Seven pounds, in the discretion of the said Justices.”

“It shall be the duty of the Persons appointed to remove nuisances and obstructions from off the Streets, Highways and Squares within Charlotte Town, its Common and Royalty, under the thirty-sixth Section of the said Act of the 12th Victoria, Chapter 11, and they are hereby authorised and required strictly to enforce the last preceding Section of this Act, within their respective Districts or Precincts, and to remove or cause to be removed all such obstructions as aforesaid, and to prosecute for the fine and penalty aforesaid, all Persons who shall or may place or cause the same to be placed in such situations, and any Person so appointed as aforesaid, who shall fail in the due performance of the duties hereby enjoined upon him, shall forfeit and pay to Her Majesty, for each and every offence therein, a sum or fine not exceeding five pounds in the discretion of the Court,—which fine, and also the fine imposed in the last preceding clause of this Act, shall be recoverable in the same manner as the fines and penalties in other cases imposed by the said Act of the 12th Victoria, Chapter 11, are hereinbefore made recoverable.”

“Poplar Island Bridge, and the Highway from thence to Charlotte Town Royalty, shall be deemed to be part of the said Royalty, for all purposes of this and the several Acts of Assembly relating to the repairs of Highways, or to the removal of nuisances therefrom, or to any punishment or penalties inflicted upon Persons causing any nuisance thereupon.”

“The Justices of the Peace having the direction of the performance of Statute Labour for the said Town and Royalty, shall and may appoint, revoke, displace, and as often as necessary, further appoint any fit Person to collect Wharfage Rates at said Bridge,—whose duty it shall be to take and receive from the Owners or Masters of all Vessels moored, or made fast to such Bridge, the sum of Three Shillings per day (Sundays excepted,) during the time while so moored or fastened, and to demand and receive from each and every such Owner or Master, the amount of all damage or injury by them respectively done to the said Bridge ; and in case of refusal of any such Master or Owner to pay the Wharfage rate or damage, then it shall be lawful for such Person so to be appointed as aforesaid to sue for and recover the same, with costs, before any Justice of the Peace, or Court of Commissioners for the Recovery of Small Debts in Charlotte Town, by Capias or otherwise; and the amount of such Judgment and Costs, shall be levied by Warrant of Distress, and Sale of the Materials of the Vessel,—one half of such rate and amount to be paid to such Person so to be appointed, and the other half to the Justices of the Peace, having the direction of the performance of Statute Labour, to be expended for the repairs of the said Bridge.”

The Bill intituled, “An Act for the better preventing accidents by fire within Charlotte Town, and the Common thereof,”—was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill. —After some time, the House was resumed, and Mr. *Hensley*, reported, that the Committee had gone through the Bill, and had made several amendments thereto.

Ordered, That the Report of the Committee be received.

The said amendments were then read and are as follow :

Folio 3, line 10.—After the word “same” strike out the word “is” and insert the word “are.”

Folio 52, line 2.—After the word “assessors” insert “not being Fire Wardens of the said Town and Common.”

The said amendments being read a second time, were agreed to by the House.

Ordered, That the said amendments be engrossed, and that the Bill, as amended, be read a third time on Monday next.

The amendments made by the House of Assembly to the Bill intituled, “An Act to amend an Act relating to Statute Labour for Charlotte Town, its Common and Royalty, and also to Nuisances in and about the same,”—were read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said amendments.—After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the amendments and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

The said amendments were read a third time.

Resolved, That the said amendments do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them that this House have agreed to their amendments, without any amendment.

Adjourned until Monday next at One o'clock

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Monday, 8th March, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i>	§	The Hon. Mr. <i>Hensley</i>
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Swabey</i> .	§	Mr. <i>Beete</i> .

P R A Y E R S .

Read the proceedings of Friday last.

Ordered, That Mr. *Attorney General* have leave to absent himself for one week.

Ordered, That Mr. *Dingwell* have leave to absent himself for one week.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consider-

ation of the Bill intituled, "An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned.—After some time, the House was resumed, and Mr. *Swabey* reported that the Committee had made further progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

Pursuant to order, the Bill intituled, "An Act to make provision for the service of non-bailable Process in certain cases,"—was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Holl* reported, that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

Adjourned until to-morrow, at One o'clock.



Tuesday, 9th March, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. *Holl*,

§

The Hon. Mr. *Hensley*,

Mr. *Rice*,

§

Mr. *Birnie*,

Mr. *Swabey*,

§

Mr. *Beete*.

P R A Y E R S .

Read the proceedings of yesterday.

Adjourned until to-morrow, at One o'clock.

Wednesday, 10th March, 1852.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. *Swabey*,

§

The Hon. Mr. *Birnie*,

Mr. *Hensley*

§

Mr. *Beete*,

P R A Y E R S .

There not being a Quorum,

Adjourned until to-morrow, at Three o'clock.

Thursday, 11th March, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President,

The Hon. Mr. *Macdonald*,

§

The Hon. Mr. *Birnie*,

Mr. *Holl*,

§

Mr. *Haythorne*,

Mr. *Swabey*.

§

Mr. *Beete*,

Mr. *Hensley*.

§

P R A Y E R S .

A Message from the House of Assembly, by Mr. Montgomery, with a Bill, intituled, "An Act to consolidate and amend the Laws now in force, relating to Division Fences,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Monday next.

Adjourned until to-morrow at One o'clock.

Friday, 12th March, 1852.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Swabey</i> ,	§	The Hon. Mr. <i>Birnie</i> ,
Mr. <i>Hensley</i> ,	§	Mr. <i>Beete</i> .

P R A Y E R S .

There not being a Quorum,

Adjourned until Monday next at One o'clock



Monday, 15th March, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Birnie</i> .
Mr. <i>Attorney General</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Beete</i> ,
Mr. <i>Hensley</i> ,	§	

P R A Y E R S .

Read the proceedings of Thursday last.

Pursuant to order, the Bill intituled "An Act to consolidate and amend the Laws now in force relating to Division Fences," was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Swabey*, reported, that the Committee had gone through the Bill, and had made an amendment thereto.

Ordered, That the Report of the Committee be received.

The said amendment was then read and is as followeth :

Folio 14, line 7.—After the word "cultivated," insert the following Proviso:

"Provided always, that it shall be lawful for the party who shall have first made the fence adjoining such unimproved lands, to call on the Fence Viewers of the District, to put a value on such parts of such fences, as are available for the use of the Person making such cross fence as aforesaid, who shall charge the last mentioned Person with half the amount of such

“value so assessed, to be paid to the Person who originally, made such line fence, which amount shall be recovered before any one or more of Her Majesty’s Justices of the Peace, on the oath of one or more credible Witness or Witnesses.”

The said amendment being read a second time, was agreed to by the House.

Ordered, That the said amendment be engrossed, and that the Bill, as amended, be read a third-time to-morrow.

Adjourned until to-morrow, at One o’clock.

—————◆◆◆◆—————

Tuesday, 16th March, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i>	§	The Hon. Mr. <i>Hensley</i>
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> .	§	Mr. <i>Beete</i> .

P R A Y E R S .

Read the proceedings of yesterday.

Pursuant to order, the Bill, intituled, “An Act to consolidate and amend the Laws now in force, relating to Division fences,”—was, as amended, read a third time.

Resolved, That the said Bill, as amended, do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them that this House have passed the said Bill, with an amendment, to which they desire their concurrence.

A Message from the House of Assembly, by the Hon. Colonial Treasurer, with a Bill, intituled, “An Act to regulate the working of Mills on the Brooks and Rivers of this Island,”—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly, by the Hon. Mr. Whelan with a Bill intituled, “An Act to extend the Elective Franchise, and to alter the Qualification of Members to serve in the General Assembly of Prince Edward Island;”

Also, a Bill, intituled, “An Act to repeal certain parts of the Law now in force, relating to the admission of Barristers, Solicitors, and Attorneys, and to make other provisions in lieu thereof.”—to which they desire the concurrence of the Legislative Council.

The said Bills were severally read a first time.

A Message from His Excellency the Lieutenant Governor was delivered by the Hon. Mr. Secretary Warburton, and the same was read, and is as followeth:—

A. BANNERMAN, LIEUTENANT GOVERNOR.

The Lieutenant Governor lays before the Legislative Council, a Copy of the Blue Book, for the year 1850. Government House, 16th March, 1852.

Ordered, That the same do lie on the table.

A Message from the House of Assembly, by Mr. Clark,
Mr. President,

The House of Assembly have agreed to the amendments made by the Legislative Council, to the Bill intituled, "An Act for the better preventing Accidents by Fire within Charlotte Town, and the Common thereof," without any amendment.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled, "An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned."—After some time, the House was resumed, and Mr. *Swabey* reported that the Committee had gone through the Bill, and had made several amendments thereto.

Ordered, That the Report of the Committee be received.

The said amendments were then read and are as follow:

Folio 8, line 6.—After the word "Island" insert "not more than."

Folio 9, line 3.—Strike out the word "five," and insert "three."

Same Folio line 5.—Strike out from the word "three," to the word "Court," in line 6,—both inclusive.

Folio 10, line 9.—Strike out the word "three," and insert "one."

Folio 40, line 10.—After the word "Court" insert as follows:—"in which case it shall be the duty of the Defendant in such suit, to give notice thereof forthwith to the Plaintiff."

Folio 52, line 4.—After the word "Judgment," insert as follows:

"Provided such sureties have ten days notice previous to the issue of such Execution, which notice shall be issued by the Clerk of said Court."

Folio 57, line 3.—Strike out from the word "provided" to the word "aforesaid," in line 11, both inclusive.

Folio 98, line 3.—After the word "and" insert "such Bailiff or Constable."

Folio 99, line 1.—Strike out the word "said."

Folio 101, same line.—Strike out the word "such."

Folio 132, line 7.—After the word "appearance" insert "from the said Defendant with two sufficient sureties."

Folio 173, line 4.—Strike out the words "or one of them."

Same Folio, line 11.—Before the word "each," insert "in" and after the said word "each," insert "case."

Folio 174, line 10.—After the word "forth" insert the following:

"The Clerk of every such Court, shall in the month of June in each year, make out a correct list of all Sums of money belonging to Suitors in the Court, which shall have remained unclaimed for the space of twelve Calendar months before the first day of the month of January, specifying the names of the parties for whom or on whose account the same were so paid into Court; and a copy of such List shall be put up and remain during Court hours in some conspicuous part of the Court House or other place, and at all times in the Clerk's Office."

The said amendments being read a second time, were agreed to by the House.

Ordered, That the said amendments be engrossed, and that the Bill, as amended, be read a third-time to-morrow.

Adjourned until to-morrow, at One o'clock.

Wednesday, 17th March, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Holl</i> ,	§	The Hon. Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Becte</i> ,
Mr. <i>Hensley</i> .	§	

P R A Y E R S .

Read the proceedings of yesterday.

Pursuant to order, the Bill, intituled, "An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned,"—was, as amended, read a third time.

Resolved, That the said Bill, as amended, do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them that this House have passed the said Bill, with several amendments, to which they desire their concurrence.

A Message from the House of Assembly, by Mr. Beaton, with a Bill, intituled, "An Act relating to the Alewives and other Fisheries, and the appointment of Protectors or Overseers of Fisheries, and to prohibit the taking of Salmon after a certain period of the year, and for other purposes therein mentioned."—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly, by the Hon. Mr. Coles with a Bill intituled, "An Act to alter and amend an Act passed in the sixth year of the Reign of Her present Majesty, intituled, "An Act to alter and amend an Act for the establishment of an Academy in Charlotte Town."—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly, by the Hon. Colonial Treasurer,
Mr. President,

The House of Assembly have passed the Bill, intituled, "An Act relating to Corporate Bodies," without any amendment.

The Bill intituled, "An Act to alter and amend an Act passed in the sixth year of the Reign of Her present Majesty, intituled, "An Act to alter and amend an Act for the Establishment of an Academy in Charlotte Town," was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Swabey*, reported, that the Committee had gone through the Bill, and had made an amendment thereto.

Ordered, That the Report of the Committee be received.

The said amendment was then read and is as followeth :

Folio 2, line 5.—Strike out from the word "the" to the word "Academy" in *Folio 3, line 4*, both inclusive.

The said amendment being read a second time, was agreed to by the House.

Ordered, That the said amendment be engrossed, and that the Bill, as amended, be read a third time to-morrow.

The Bill, intituled, "An Act relating to the Alewives and other Fisheries, and the appointment of Protectors or Overseers of Fisheries, and to prohibit the taking of Salmon, after a certain period of the year, and for other purposes therein mentioned,"—was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

Ordered, That the said Bill be read a third time to-morrow.

Mr. *Holl*, by leave, presented a Petition of Hector MacKinnon, John MacLean, and three others, of York River, whose names are thereunto subscribed, praying that this House will concur with the House of Assembly in granting a sum of money in aid of individual subscription for erecting a Bridge across York River, near the site of the old Bridge.

The said Petition was read and ordered to lie on the table.

Adjourned until to-morrow at One o'clock:

Thursday, 18th March, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President,

The Hon. Mr. <i>Holl</i> ,	§	The Hon. Mr. <i>Swabey</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Hensley</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,

P R A Y E R S .

Read the proceedings of yesterday.

Pursuant to order, the Bill intituled "An Act to alter and amend an Act passed in the sixth year of the Reign of Her present Majesty, intituled, "An Act to alter and amend an Act for the establishment of an Academy in Charlotte Town,"—was, as amended, read a third time.

Resolved, That the said Bill, as amended, do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them that this House have passed the said Bill with an amendment, to which they desire their concurrence.

Pursuant to order, the Bill, intituled, "An Act relating to the Alewives and other Fisheries, and the appointment of Protectors or Overseers of Fisheries, and to prohibit the taking of Salmon after a certain period of the year, and for other purposes therein mentioned,"—was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith,

Mr. *Attorney General*, by leave presented a Petition of Thomas Allen, of Charlottetown, a Blind Person, in indigent circumstances, praying relief.

The said Petition was read, and ordered to lie on the table.

Adjourned until to-morrow, at One o'clock.

Friday, 19th March, 1852.

The Council met pursuant to adjournment.

P R E S E N T.

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Attorney General</i> ,	§	The Hon. Mr. <i>Haythorne</i> ,
Mr. <i>Swabey</i> .	§	Mr. <i>Dingwell</i> ,
Mr. <i>Hensley</i> .	§	Mr. <i>Beete</i> ,
Mr. <i>Birnie</i> ,	§	

P R A Y E R S.

Read the proceedings of yesterday.

Mr. *Attorney General*, by leave, presented a Petition of John Packwood, and Jacob Schurman Packwood of the District of Gaspe, in the Province of Canada, Planters, setting forth their claim as the heirs of the late John Packwood, to three Lots of Land in Charlottetown (which said John Packwood died at Charlottetown in the year 1791) but Petitioners right being now extinguished under a Law of this Island, they pray that such measures may be adopted, as will place them on the same footing, regarding their rights and interests in the said property, as they stood before the passing of the said Law.

Ordered, That the said Petition be referred to a Select Committee to report thereon.

Ordered, That Mr. *Attorney General* and Mr. *Swabey* do compose the said Committee.

Mr. *Dingwell*, by leave, presented a Petition of divers Inhabitants of a part of King's County, praying for the adoption of such measures as will prevent the importation and Manufacture of all Spirituous and Alcoholic Liquors.

The said Petition was read, and ordered to lie on the table.

A Message from the House of Assembly by Mr. Mooney, with a Bill, intituled, "An Act to levy an additional Assessment on cultivated or improved leased Lands in Prince Edward Island, for the purpose of defraying the expenses of the Civil List, and for the purposes of Education,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly, by Mr. Clark, with a Bill intituled "An Act authorising the Harbour and Ballast Masters of the various Harbors in this Island, to superintend the laying down, erection and maintenance of the Buoys and Beacons therein," to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly by the Hon. Mr. Coles, with a Bill intituled "An Act relating to the Charlottetown Ferry, and the Wharfs connected therewith;"

Also, a Bill intituled "An Act for the encouragement of Education, and to raise funds for that purpose,

by imposing an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common,—to which they desire the concurrence of the Legislative Council.

The said Bills were severally read a first time.

The Bill intituled, “An Act authorising the Harbour and Ballast Masters of the various Harbours in this Island to superintend the laying down, erection, and maintenance of the Buoys and Beacons therein,” was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Swabey* reported that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

Ordered, That the said Bill be read a third time on Monday next.

Ordered, That the Bill intituled, “An Act for the encouragement of Education, and to raise funds for that purpose, by imposing an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common,”—be read a second time on Wednesday next, and that the Members of this House be summoned for that day.

The Bill, intituled, “An Act relating to Charlottetown Ferry and the Wharfs connected therewith,” was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Bill and had made several amendments thereto.

Ordered, That the Report of the Committee be received.

The said amendments were then read and are as follow :

Folio 3, last line.—Strike out the word “lowest,” and insert “most advantageous.”

Folio 7, line 2.—Strike out the word “lowest,” and insert “most advantageous.”

Folio 14, line 11.—Strike out from the word “or,” to the word “Contract,” in last line both inclusive.

Folio 18, line 2.—Strike out the word “prefer.”

The said amendments being read a second time, were agreed to by the House.

Ordered, That the said amendments be engrossed, and that the Bill, as amended, be read a third-time on Monday next.

Adjourned until Monday next, at One o'clock.

Monday, 22d March, 1852.

P R E S E N T :

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. *Hensley*,

§

The Hon. Mr. *Birnie*,

P R A Y E R S .

There not being a Quorum,

Adjourned until to-morrow at One o'clock



Tuesday, 23d March, 1852.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. *Holl*,

§

The Hon. Mr. *Birnie*,

Mr. *Rice*,

§

Mr. *Dingwell*,

Mr. *Hensley*

§

P R A Y E R S .

There not being a Quorum,

Adjourned until to-morrow, at Eleven o'clock.

Wednesday, 24th March, 1852.

The Council met pursuant to adjournment.

PRESENT.

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Holl</i> ,	§	The Hon. Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Beete</i> ,
Mr. <i>Hensley</i> .	§	

PRAYERS.

Read the proceedings of Friday last.

Pursuant to order, the Bill intituled "An Act authorising the Harbour and Ballast Masters of the various Harbours in this Island, to superintend the laying down, erection, and maintenance of the Buoys and Beacons thereon,"—was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith,

Pursuant to order, the Bill intituled "An Act relating to Charlottetown Ferry, and the Wharfs connected therewith,"—was, as amended, read a third time.

Resolved, That the said Bill, as amended, do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them that this House have passed the said Bill with several amendments, to which they desire their concurrence.

According to order, the House was called,

PRESENT:

The Hon. Mr. *President*,
 Mr. *Holl*,
 Mr. *Attorney General*,
 Mr. *Rice*,
 Mr. *Swabey*,
 Mr. *Hensley*,
 Mr. *Birnie*,
 Mr. *Haythorne*,
 Mr. *Dingwell*,
 Mr. *Beete*.

ABSENT:

The Hon. Mr. *Macdonald*,
 Excused on account of indisposition.

The Order of the day for the second reading of the Bill, intituled, "An Act for the encouragement of Education, and to raise funds for that purpose, by imposing an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common."—being read.

The said Bill was accordingly read a second time.

A Message from the House of Assembly by Mr. Montgomery,
Mr. President,

The House of Assembly have agreed to the amendment made by the Legislative Council, to the Bill intituled, "An Act to consolidate and amend the Laws now in force, relating to Division Fences,"—without any amendment.

A Message from the House of Assembly by the Hon. Mr. Coles,
"Mr. President,

"The House of Assembly desire a Conference with the Legislative Council, on the amendments made to the Bill intituled, "An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned,"—and have appointed the Hon. Mr. Coles, Mr. Thornton, Hon. Mr. Jardine, and Mr. Davies, a Committee to manage the said Conference."

Also,

"Mr. President,

"The House of Assembly desire a Conference with the Legislative Council on the Amendment made to the Bill intituled, "An Act to alter and amend an Act passed in the sixth year of the Reign of Her present Majesty, intituled, "An Act to alter and amend an Act for the establishment of an Academy in Charlotte Town,"—and have appointed the Hon. Mr. Coles, Mr. Thornton, Mr. Davies, and the Hon. Mr. Jardine, a Committee to manage the said Conference."

Resolved, That a Conference be agreed to, as is desired by the House of Assembly, on the amendments made to the Bill intituled, "An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned."

Ordered, That Mr. *Attorney General* and Mr. *Rice* be a Committee to manage the said Conference, to meet in the Conference Room instanter.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

And the names of the Managers being called over, they went to the Conference, and being returned, reported, that they had met the Managers for the House of Assembly at the Conference, who delivered to them the Bill with the amendments, and also a Paper containing as follows:

The House of Assembly disagree to the second, third, fourth, and twelfth of the amendments made by the Legislative Council, to the Bill intituled, "An Act relating to the Recovery of Small Debts, and to repeal certain Acts therein mentioned,"—for the following reasons,

BECAUSE,—With reference to the second of the said amendments, the amount of the Jurisdiction of the Courts being increased from Eight pounds to Twenty pounds, the House think it advisable that the number of Commissioners should be increased; disappointments have often been caused to Suitors by the absence of Commissioners, and the want of a sufficient Quorum to try Causes; and the increase in the number of Commissioners, to Five, was made to obviate this inconvenience.

The other amendments disagreed to, hinge upon the former, except the Twelfth, respecting which, the House of Assembly think, that it would be better to allow the Clause to remain as originally passed by them.

Resolved, That a Conference be agreed to, as is desired by the House of Assembly, on the amendment made to the Bill intituled, "An Act to alter and amend an Act passed in the sixth year of the Reign of her present Majesty, intituled, "An Act to alter and amend an Act for the Establishment of an Academy in Charlotte Town."

Ordered, That Mr. *Attorney General* and Mr. *Rice* be a Committee to manage the said Conference, to meet in the Conference Room instanter.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

And the names of the Managers being called over, they went to the Conference, and being returned, reported, that they had met the Managers for the House of Assembly who informed them that the House of Assembly had disagreed to the amendment made to the said Bill.

A Message from the House of Assembly, by Mr. Fraser, with a Bill, intituled, "An Act to facilitate the proving of Wills and Testamentary Dispositions within this Island,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly by Mr. Palmer,
"Mr. President,

"The House of Assembly desire a Conference with the Legislative Council on the Amendment made to the Bill, intituled, "An Act to enable Thomas Robson to obtain Letters Patent for a Fog Bell and Horizontal Windmill,"—and have appointed Mr. Palmer, Mr. Thornton, Mr. Haviland, and Mr. Yeo, a Committee to manage the said Conference."

Resolved, That a Conference be agreed to, as is desired by the House of Assembly, on the amendment made to the Bill, intituled, "An Act to enable Thomas Robson to obtain Letters Patent for a Fog Bell and Horizontal Windmill.

Ordered, That Mr. *Attorney General*, and Mr. *Swabey* be a Committee to manage the said Conference, to meet in the Conference Room, to-morrow at one o'clock.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith,

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill, intituled, "An Act for the encouragement of Education, and to raise funds for that purpose, by imposing an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common."—After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill, intituled, "An Act to empower the Administrator of the Government in certain cases to shut up such Roads, or parts of Roads, as are no longer required."—After some time, the was resumed.

Ordered, That the Thirteenth Standing Order of this House be suspended, and that Mr. *Attorney General* have leave to introduce a Bill to continue an Act empowering the Administrator of the Government, to shut up Roads, or parts of Roads.

He accordingly presented the said Bill to the House, and the same was read a first time.

On motion the said Bill was read a second time.

Ordered, That the said Bill be committed to a Committee of the whole House to-morrow.

Mr. *Birnie* presented to the House, a Bill further to amend an Act of the fourth year of His late Majesty King William the Fourth, relating to the ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships.

The said Bill was read a first time.

Ordered, That the said Bill be read a second time to-morrow.

Adjourned until to-morrow, at Twelve o'clock.

Thursday, 25th March, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Holl</i> ,	§	The Hon. Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Beete</i> ,
Mr. <i>Hensley</i> .	§	

P R A Y E R S .

Read the proceedings of yesterday.

A Message from the House of Assembly by the Hon. Mr. Whelan, with a Bill, intituled, "An Act relating to Light and Anchorage Duties,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

Pursuant to order, the House was adjourned during pleasure, and put into a Committee on the Bill to continue an Act empowering the Administrator of the Government to shut up Roads or parts of Roads. After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

Ordered, That the said Bill be engrossed, and that the title be, "An Act to continue an Act empowering the Administrator of the Government, to shut up Roads or parts of Roads."

Pursuant to order, the Bill further to amend an Act of the fourth year of His late Majesty King William the Fourth, relating to the ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships,"—was read a second time,

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill,—After

some time, the House was resumed, and Mr. *Birnie* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled, "An Act for the encouragement of Education, and to raise funds for that purpose, by imposing an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common,"—After some time the House was resumed, and Mr. *Swabey* reported, that the Committee had made further progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

Read a third time, as engrossed, the Bill intituled, "An Act to continue an Act empowering the Administrator of the Government to shut up Roads, or parts of Roads.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly, for their concurrence.

The time appointed for holding the Conference with the House of Assembly on the amendment made to the Bill, intituled, "An Act to enable Thomas Robson to obtain Letters Patent for a Fog Bell and Horizontal Wind Mill,"—having arrived, and the names of the Managers being called over, they went to the Conference, and being returned, reported, that they had met the Managers for the House of Assembly, who delivered to them the Bill with the amendment, and also a Paper containing as follows :

"The House of Assembly disagree to the amendment made by the Legislative Council to the Bill intituled "An Act to enable Thomas Robson to obtain Letters Patent for a Fog Bell and Horizontal Windmill.

"BECAUSE, By the first section of the Act of the General Assembly, passed in the seventh year of the Reign of His late Majesty King William the Fourth, intituled 'An Act for granting Patents for useful inventions,' the duration of time for which the Lieutenant Governor is authorised to grant such Patents, is limited to ten years; and as the Patent required by the said Thomas Robson, from the Government of this Colony, must be issued by the Lieutenant Governor thereof, it cannot, under the restriction of the above recited Act, be granted for a greater period than ten years."

The House proceeded to the consideration of the Reasons of the House of Assembly, reported by the Committee of Conference, for disagreeing to the second, third, fourth and twelfth amendments to the Bill intituled "An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned."

On motion, that this House do not insist on the second, third and fourth amendments, the House divided :

CONTENTS:

Mr. *Attorney General*,
Mr. *Rice*,
Mr. *Swabey*.

NON-CONTENTS:

Mr. *President*,
Mr. *Holl*,
Mr. *Hensley*,
Mr. *Birnie*,
Mr. *Haythorne*,
Mr. *Dingwell*.

And it passed in the negative.

Ordered, That this House do not insist on the twelfth amendment.

Resolved, That a Committee be appointed to prepare Reasons, to be offered to the House of Assembly at another Conference, for this House insisting on the second, third and fourth amendments to the said Bill.

Ordered, That Mr. *Attorney General* and Mr. *Rice* be a Committee for that purpose.

Mr. *Attorney General*, accordingly presented to the House the Report of the Committee, which was read and agreed to, and is as followeth :

BECAUSE the Legislative Council conceive, that the provision in the Bill which enables two Commissioners of any Small Debt Court, in the Event of any Casualty, to call in the assistance of any other Commissioner of Small Debts for the same County, is, and ought to be sufficient to prevent any delay in the business of the Courts.

Resolved, That a further Conference be desired with the House of Assembly, on the said amendments.

Ordered, That the same Committee who managed the former Conference thereon, be a Committee to manage this further Conference, to meet in the Conference Room Instanter.

A Message from the House of Assembly, by the Hon. Mr. Coles,—

Mr. President,

The House of Assembly do agree to a further Conference, as is desired by the Legislative Council on the amendments made to the Bill intituled, “An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned,” and have appointed the same Committee who managed the former Conference thereon, a Committee to manage this further Conference.

And the names of the Managers being called over, they went to the Conference, and being returned they reported that they had complied with the instructions given them by this House.

Ordered, That this House do not insist on the amendment made to the Bill intituled “An Act to alter and amend an Act passed in the sixth year of the Reign of Her present Majesty, intituled, ‘An Act to alter and amend an Act for the establishment of an Academy in Charlottetown.’”

Resolved, That a further Conference be desired with the House of Assembly on the subject matter of the said amendment.

Ordered, That the same Committee who managed the former Conference thereon, be a Committee to manage this further Conference, to meet in the Conference Room instanter.

A Message from the House of Assembly by the Hon. Mr. Coles,

“Mr. President,

“The House of Assembly do agree to a further Conference as is desired by the Legislative Council, on the amendment made to the Bill intituled, “An Act to alter and amend an Act passed in the sixth year of the Reign of her present Majesty, intituled, “An Act to alter and amend an Act for the Establishment of an Academy in Charlotte Town,”—and have appointed the same Committee who managed the former Conference, a Committee to manage this further Conference.”

And the names of the Managers being called over, they went to the Conference, and being returned, they reported, that they had complied with the instructions given them by this House.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled, “An Act for the encouragement of Education, and to raise funds for that

purpose, by an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common,"—After some time the House was resumed, and Mr. *Swabey* reported, that the Committee had made further progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

Adjourned until to-morrow at One o'clock.

Friday, 26th March, 1852.

The Council met pursuant to adjournment.

PRESENT.

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Beete</i> ,

PRAYERS.

Read the proceedings of yesterday.

A Message from the House of Assembly by the Hon. Colonial Treasurer, with a Bill, intituled, "An Act relating to the weighing of Coal, Culm, and Coke, in Charlotte Town,"—to which they desire the concurrence of the Legislative Council.

Also,

Mr. President,

The House of Assembly have passed the Bill intituled, "An Act to continue an Act empowering the Administrator of the Government, to shut up Roads or parts of Roads."—without any amendment.

The Bill, intituled, "An Act relating to the Weighing of Coal, Culm, and Coke, in Charlotte Town,"—was read a first time.

A Message from the House of Assembly, by Mr. Haviland, with a Bill, intituled, "An Act to prevent the stealing of Dogs,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

The Bill, intituled, "An Act to facilitate the proving of Wills and Testamentary Dispositions within this Island,"—was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Haythorne* reported, that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

The House proceeded to the consideration of the Reasons of the House of Assembly, reported by the Committee of Conference, for disagreeing to the amendment to the Bill, intituled, “An Act to enable Thomas Robson to obtain Letters Patent for a Fog Bell and Horizontal Windmill.

Ordered, That this House do insist on the said amendment.

Ordered, That a Committee be appointed to prepare Reasons to be offered to the House of Assembly, at another Conference for this House insisting on their amendment.

Ordered, That Mr. *Attorney General* and Mr. *Swabey*, be a Committee for that purpose.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled, “An Act for the encouragement of Education, and to raise funds for that purpose, by imposing an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common,”—After some time the House was resumed, and Mr. *Swabey* reported, that the Committee had made further progress therein, and they recommend that a Conference be desired with the House of Assembly on the subject matter thereof, and further that he was directed by the Committee to move that they may have leave to sit again.

Ordered, That the Report of the Committee be agreed to.

Ordered, That Mr. *Swabey* and Mr. *Birnie* be a Committee to manage the said Conference, to meet in the Conference Room, to-morrow at one o'clock.

Mr. *Attorney General*, from the Committee appointed to prepare reasons to be offered to the House of Assembly, at another Conference for insisting on the amendment made by this House to the Bill, intituled, “An Act to enable Thomas Robson to obtain Letters Patent for a Fog Bell and Horizontal Wind Mill,” presented to the House the Report of the Committee, which was read and agreed to, and is as followeth:

BECAUSE the Legislative Council conceive, that the amendment can in no wise interfere with the professed intention of both Branches of the Legislature, i. e. to confer on the said Thomas Robson the exclusive right to manufacture and vend Fog Bells, and Horizontal Wind Mills within this Colony for a period of ten years, and was adopted as a matter of precaution and to avoid doubt, and also that the party himself, for whose benefit the Act is sought, and who is a non-resident, might be precisely aware of his rights gathered from the face of the Act itself, and the Council were merely actuated in passing the amendment, by the precedent afforded in the course pursued in the Session of 1851, on occasion of passing a similar Act for the benefit of Doctor Gesner, when the House of Assembly without demur, agreed to the addition of a Proviso to that Act, and which is an exact transcript of the amendment made by the Council to the Act in question.

Resolved, That a further Conference be desired with the House of Assembly, on the subject matter of the said amendment.

Ordered, That the same Committee who managed the former Conference thereon, be a Committee to manage this further Conference, to meet in the Conference Room Instanter.

The Bill intituled, "An Act relating to Light and Anchorage Duties," was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill,—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

A Message from the House of Assembly by Mr. Palmer,

"Mr. President,

"The House of Assembly do agree to a further Conference as is desired by the Legislative Council on the Amendment made to the Bill, intituled, "An Act to enable Thomas Robson to obtain Letters Patent for a Fog Bell and Horizontal Windmill,"—and have appointed the same Committee who managed the former Conference a Committee to manage this further Conference.

And the names of the Managers being called over, they went to the Conference, and being returned they reported that they had complied with the instructions given them by this House.

A Message from the House of Assembly, by the Hon. Mr. Coles, with a Bill, intituled, "An Act to continue an Act for the encouragement of Education,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

On motion, that the Bill, intituled, "An Act to repeal certain parts of the Law now in force, relating to the admission of Barristers, Solicitors and Attorneys, and to make other provisions in lieu thereof,"—be read a second time.

It was moved in amendment, that the said Bill be read a second time this day three months.

The House divided on the motion of amendment.

CONTENTS:

Mr. *President*,
Mr. *Macdonald*,
Mr. *Holl*,
Mr. *Attorney General*,
Mr. *Hensley*,

NON-CONTENTS:

Mr. *Rice*,
Mr. *Swabey*,
Mr. *Birnie*,
Mr. *Haythorne*,
Mr. *Dingwell*,
Mr. *Beete*.

And it passed in the negative.

The Question being put on the original motion, the House again divided, and it passed in the affirmative.

The said Bill was accordingly read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill, intituled, "An Act to amend the Law of Evidence."—After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had made several amendments thereto.

Ordered, That the Report of the Committee be received.

The said amendments were then read and are as follow :

Folio 22.—Strike out from the word “evidence” in the 10th line all that follows to the last word on the 23rd folio, inclusive.

Folio 24.—Strike out the whole.

Folio 25.—Strike out the whole.

Folio 26.—Strike out the whole.

Folio 27, line 2.—Strike out from the word “Chapter” to the word “Victoria,” in line 6 both inclusive and insert, “in the Act of the Sixth year of the reign of Her present Majesty Queen Victoria.”

Same Folio line 6.—From the word “Victoria,” strike out all to the word “aforesaid” inclusive in the 2nd line of the 30th folio.

The said amendments being read a second time, were agreed to by the House.

Ordered, That the said amendments be engrossed, and that the Bill, as amended, be read a third time to-morrow.

The Bill intituled, “An Act relating to the weighing of Coal, Culm, and Coke in Charlotte Town,” was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Rice* reported, that the Committee had gone through the Bill, and had made an amendment thereto.

Ordered, That the Report of the Committee be received.

The said amendment was then read and is as followeth :

Folio 13, line 9.—Strike out from the word “exceeding” to the word “pounds,” in line 13 both inclusive, and insert “less than ten shillings, and not exceeding five pounds.”

The said amendment being read a second time, was agreed to by the House.

Ordered, That the said amendment be engrossed, and that the Bill, as amended, be read a third time to-morrow.

The Bill intituled, “An Act to continue an Act for the encouragement of Education,”—was read a second time.

Adjourned until to-morrow, at Twelve o'clock.

Saturday, 27th March, 1852.

The Council met pursuant to adjournment.

PRESENT.

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Beete</i> ,

PRAYERS.

Read the proceedings of yesterday.

A Message from the House of Assembly by the Hon. Mr. Coles,

“Mr. President,

“The House of Assembly have agreed to the amendments made by the Legislative Council to the Bill intituled, “An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned,”—without any amendment.

A Message from the House of Assembly by the Hon. Colonial Secretary, with a Bill, intituled, “An Act to regulate the Office of Colonial Secretary and Road Correspondent of this Island, and the amount of Fees to be taken therein,”—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Monday next.

A Message from the House of Assembly by the Hon. Mr. Coles,

“Mr. President,

“The House of Assembly desire a Conference with the Legislative Council, on the amendments made to the Bill, intituled, “An Act relating to Charlottetown Ferry, and the Wharfs connected therewith,”—and have appointed the Hon. Mr. Coles, Hon. Mr. Jardine, Mr. Laird, and the Hon. Colonial Treasurer, a Committee to manage the said Conference.”

Resolved, That a Conference be agreed to, as is desired by the House of Assembly.

Ordered, That Mr. *Attorney General* and Mr. *Swabey* be a Committee to manage the said Conference, to meet in the Conference Room instanter.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith,

And the names of the Managers being called over, they went to the Conference, and being returned, they reported, that they had been at the Conference and that the Managers for the House of Assembly had delivered to them the Bill with the amendments, and stated that the House of Assembly had disagreed to the first three amendments, and that they had agreed to the fourth amendment.

Resolved, That this House do not insist on the first three amendments to the Bill, intituled, "An Act relating to Charlotte Town Ferry, and the Wharfs connected therewith."

Resolved, That a further Conference be desired with the House of Assembly, on the said amendments.

Ordered, That the same Committee who managed the former Conference thereon, be a Committee to manage this further Conference, to meet in the Conference Room Instanter.

Mr. *Attorney General*, by leave, presented the following Petitions, and the same were severally received and read, viz:

A Petition of the Members of the Order of the Sons of Temperance, and others,

A Petition of divers Inhabitants of the third Electoral District of Queen's County,

A Petition of the Members of the Order of the Sons of Temperance, residing in Tryon and its Vicinity, —severally praying that such measures may be adopted as will prevent the importation into this Island, of Spirituous and Alcoholic Liquors, and the Sale and Manufacture thereof.

Ordered, That the several foregoing Petitions do lie on the Table.

A Message from the House of Assembly, by the Hon. Mr. Coles,

Mr. President,

The House of Assembly do agree to a Conference as is desired by the Legislative Council on the Bill, intituled, "An Act for the encouragement of Education, and to raise funds for that purpose, by imposing an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common,"—and have appointed the Hon. Mr. Coles, Hon. Mr. Jardine, Mr. Laird, and the Hon. Colonial Treasurer, a Committee to manage the said Conference.

And the names of the Managers being called over, they went to the Conference, and being returned they reported that they had complied with the instructions given them by this House.

A Message from the House of Assembly, by the Hon. Mr. Coles,

Mr. President,

The House of Assembly do agree to a further Conference as is desired by the Legislative Council, on the amendments made to the Bill intituled, "An Act relating to Charlotte Town Ferry, and the Wharfs connected therewith,"—and have appointed the same Committee who managed the former Conference, a Committee to manage this further Conference.

And the names of the Managers being called over, they went to the Conference, and being returned, they reported, that they had complied with the instructions given them by this House.

Pursuant to order, the Bill, intituled, "An Act relating to the Weighing of Coal, Culm, and Coke, in Charlotte Town,"—was, as amended, read a third time.

Resolved, That the said Bill, as amended, do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them that this House have passed the said Bill, with an amendment, to which they desire their concurrence.

A Message from the House of Assembly, by the Hon. Mr. Coles, with a Bill, intituled, "An Act for

appropriating certain moneys, therein mentioned, for the service of the year of our Lord, one thousand eight hundred and fifty-two,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

Ordered, That the said Bill be read a second time on Monday next.

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill, intituled "An Act to continue an Act for the encouragement of Education."—After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill, intituled, "An Act to repeal certain parts of the Law now in force, relating to the admission of Barristers, Solicitors and Attorneys, and to make other provisions in lieu thereof,"—After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

On motion, that the Bill, intituled, "An Act to extend the Elective Franchise, and to alter the qualification of Members to serve in the General Assembly of Prince Edward Island,"—be read a second time.

It was moved in amendment, that the said Bill be read a second time this day three months.

The House divided on the motion of amendment.

CONTENTS:

Mr. *President*,
Mr. *Macdonald*,
Mr. *Holl*,
Mr. *Rice*,
Mr. *Hensley*,
Mr. *Haythorne*,

NON-CONTENTS:

Mr. *Attorney General*,
Mr. *Swabey*.
Mr. *Birnie*,
Mr. *Dingwell*,
Mr. *Beete*.

And it passed in the affirmative.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill further to amend an Act of the fourth year of His late Majesty King William the Fourth, relating to the ascertaining and establishing the Boundary lines of Counties and Townships, and parts of Townships.—After some time, the House was resumed, and Mr. *Birnie* reported, that the Committee had gone through the Bill, and had agreed to the same.

Ordered, That the Report of the Committee be received.

Ordered, That the Bill be engrossed, and that the title be, "An Act further to amend an Act relating to the ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships.

Mr. *Attorney General* from the Special Committee to whom was referred the Petition of John Packwood and Jacob Schurman Packwood, presented to the House the Report of the Committee, and the same was read and is as followeth :

Your Committee to whom was referred the Petition of John Packwood and Jacob Schurman Packwood, to report thereon, have investigated the facts connected with the Petition, and are of opinion, that the Legislature ought not to interfere, and therefore that the prayer of the Petition cannot be granted.

CHARLES YOUNG,
WILLIAM SWABEY,

Ordered, That the Report of the Committee be agreed to.

The Bill intituled, "An Act to prevent the stealing of Dogs,"—was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Macdonald* reported, that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill, intituled, "An Act relating to Light and Anchorage Duties."—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Bill, and had agreed to the same.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly.

Adjourned until Monday next at Twelve o'clock.

Monday, 29th March, 1852.

The Council met pursuant to adjournment.

P R E S E N T.

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Becte</i> ,

P R A Y E R S.

Read the proceedings of Saturday.

Pursuant to order, the Bill intituled, "An Act to amend the Law of Evidence,"—was, as amended, read a third time.

Resolved, That the said Bill, as amended, do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them that this House have passed the said Bill, with several amendments, to which they desire their concurrence.

Read a third time, as engrossed, the Bill intituled, "An Act further to amend an Act relating to the ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships."

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly for their concurrence.

Pursuant to order, the Bill intituled, "An Act for appropriating certain moneys therein mentioned, for the service of the year of our Lord, one thousand eight hundred and fifty-two," was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time the House was resumed, and Mr. *Holl* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

A Message from the House of Assembly by the Hon. Colonial Treasurer,

"Mr. President,

"The House of Assembly have agreed to the amendment made by the Legislative Council to the Bill intituled, "An Act relating to the weighing of Coal, Culm, and Coke, in Charlotte Town,"—without any amendment.

On motion, the House was adjourned during pleasure, and put into a Committee on the further con-

sideration of the Bill intituled, "An Act for appropriating certain moneys therein mentioned, for the service of the year of our Lord, one thousand eight hundred and fifty-two."—After some time, the House was resumed, and Mr. *Holl* reported, that the Committee had made further progress therein, and they recommend that a Conference be desired with the House of Assembly, on the subject matter thereof, and further that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be agreed to.

Ordered, That Mr. *Holl*, Mr. *Attorney General* and Mr. *Swabey* be a Committee to manage the said Conference, to meet in the Conference Room to-morrow, at twelve o'clock.

Pursuant to order, the Bill, intituled, "An Act to regulate the Office of Colonial Secretary and Road Correspondent of this Island, and the amount of Fees to be taken therein,"—was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

Adjourned until to-morrow at Eleven o'clock.

Tuesday, 30th March, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President,

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ;
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	

P R A Y E R S .

Read the proceedings of yesterday.

A Message from the House of Assembly, by the Hon. Mr. *Coles*,

Mr. President,

The House of Assembly desire a further Conference with the Legislative Council on the Bill, intituled;

"An Act for the encouragement of Education, and to raise funds for that purpose, by imposing an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common,"—and have appointed the same Committee who managed the former Conference, a Committee to manage this further Conference.

Also,

Mr. President,

The House of Assembly do agree to a Conference as is desired by the Legislative Council, on the Bill, intituled "An Act for appropriating certain moneys therein mentioned, for the service of the year of our Lord, one thousand eight hundred and fifty-two,"—and have appointed the Hon. Mr. Coles, Mr. Fraser, Hon. Mr. Jardine, Mr. Davies, Mr. Mooney, and Mr. MacNeill, a Committee to manage the said Conference.

Resolved, That a further Conference be agreed to, as is desired by the House of Assembly, on the Bill, intituled, "An Act for the encouragement of Education, and to raise funds for that purpose, by imposing an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common."

Ordered, That the same Committee who managed the former Conference thereon, be a Committee to manage this further Conference, to meet in the Conference Room Instanter.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith,

And the names of the Managers being called over, they went to the Conference, and being returned, they reported the substance thereof to the House.

The time appointed for holding the Conference with the House of Assembly, on the Bill, intituled, "An Act for appropriating certain moneys therein mentioned, for the service of the year of our Lord; one thousand eight hundred and fifty-two,"—having arrived, and the names of the Managers being called over, they went to the Conference, and being returned, they reported, that they had complied with the instructions given them by this House.

A Message from the House of Assembly by the Mr. Haviland,

"Mr. President,

"The House of Assembly desire a Conference with the Legislative Council, on the amendments made to the Bill, intituled, "An Act to amend the Law of Evidence,"—and have appointed Mr. Haviland; the Hon. Colonial Treasurer, the Hon. Mr. Coles, and Mr. MacAulay, a Committee to manage the said Conference."

Resolved, That a Conference be agreed to, as is desired by the House of Assembly, on the amendments made to the Bill, intituled, "An Act to amend the Law of Evidence."

Ordered, That Mr. *Attorney General*, and Mr. *Hensley* be a Committee to manage the said Conference, to meet in the Conference Room, instanter.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith.

And the names of the Managers being called over, they went to the Conference, and being returned; they reported, that they had met the Managers for the House of Assembly at the Conference who in-

formed them that the House of Assembly had disagreed to the amendments made by this House to the said Bill.

A Message from the House of Assembly, by Mr. Fraser with a Bill, intituled, "An Act for raising a Revenue,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly, by Mr. Palmer,
Mr. President,

"The House of Assembly have agreed to the amendment made by the Legislative Council, to the Bill, intituled, "An Act to enable Thomas Robson to obtain Letters Patent for a Fog Bell and Horizontal Windmill."—without any amendment.

Also with a Bill, intituled, "An Act to alter and add to the Act regulating the Retail of Spirituous Liquors,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

A Message from the House of Assembly by the Hon. Mr. Whelan,
Mr. President,

The House of Assembly have agreed to the amendments made by the Legislative Council, to the Bill intituled, "An Act to incorporate in Prince Edward Island, the People called Bible Christians,"—without any amendment.

A Message from the House of Assembly by Mr. Palmer,
Mr. President,

The House of Assembly have passed the Bill, intituled, "An Act to incorporate a Temperance Hall Company in Charlotte Town,"—without any amendment.

The Bill, intituled, "An Act to alter and add to the Act regulating the retail of Spirituous Liquors,"—was read a second time.

The Bill intituled, "An Act for raising a Revenue,"—was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill,—After some time, the House was resumed, and Mr. *Holl* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

Ordered, That this House do insist on the amendments made to the Bill, intituled, "An Act to amend the Law of Evidence."

Ordered, That a Committee be appointed to prepare Reasons to be offered to the House of Assembly at another Conference, for this House insisting on their amendments to the said Bill.

Ordered, That Mr. *Attorney General* and Mr. *Swabey*, be a Committee for that purpose.

On motion, the House was adjourned during pleasure, and put into a Committee on the Bill, intituled, "An Act to alter and add to the Act regulating the Retail of Spirituous Liquors."—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

Adjourned until to-morrow, at Eleven o'clock.

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Wednesday, 31st March, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Beete</i> ,

P R A Y E R S .

Read the proceedings of yesterday.

Ordered, That the thirteenth Standing Order of this House be suspended, and that Mr. *Rice* have leave to present a Petition of divers Inhabitants of Townships Numbers forty-eight and forty-nine, praying, for reasons therein stated, that the Bill now before this House for regulating the working of Mills on the Brooks and Rivers of this Island, may not pass into a Law.

Mr. *Rice* accordingly presented the said Petition, and the same was received and read.

Ordered, That the said Petition do lie on the table.

Mr. *Attorney General*, from the Committee appointed to prepare reasons to be offered to the House of Assembly, at another Conference, for this House insisting on their amendments to the Bill, intituled, "An Act to amend the Law of Evidence,"—presented to the House the Report of the Committee, and the same was read and agreed to and is as followeth :

BECAUSE the new system to be introduced by that part of the Bill struck out by the Council, is only in course of experiment in the Mother Country, having been in operation but a few months, and opinion is there much divided as to the utility thereof, and the Council believe the same is now the subject of grave enquiry in England; and the Council does not deem it a judicious course of legislation to pass the Bill, as sent up by the Assembly, when it is possible the Imperial Legislature may find it necessary to revert to the old system, and the Council is desirous to wait at least until the next Session of the

General Assembly, when, if the new system, shall then continue in operation in the Mother Country, the Council will offer no further objection, and pass a Bill to give effect to the desired change.

Resolved, That a further Conference be desired with the House of Assembly, on the subject matter of the said amendments.

Ordered, That the same Committee who managed the former Conference thereon, be a Committee to manage this further Conference, to meet in the Conference Room, instanter.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill, intituled, "An Act for raising a Revenue."—After some time the House was resumed, and Mr. *Holl* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

A Message from the House of Assembly by Mr. Haviland,

"Mr. President,

"The House of Assembly do agree to a further Conference, as is desired by the Legislative Council, on the amendments made to the Bill, intituled, "An Act to amend the Law of Evidence,"—and have appointed the same Committee who managed the former Conference thereon, a Committee to manage this further Conference.

And the names of the Managers being called over, they went to the Conference, and being returned, they reported that they had complied with the instructions given them by this House.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled, "An Act for raising a Revenue,"—After some time, the House was resumed, and Mr. *Holl* reported, that the Committee had made further progress therein, and they recommend that a Conference be desired with the House of Assembly, on the subject matter thereof, and further that he was directed by the Committee to move that they may have leave to sit again.

Ordered, That the Report of the Committee be agreed to.

Ordered, That Mr. *Holl*, and Mr. *Hensley* be a Committee to manage the said Conference, to meet in the Conference Room, instanter.

A Message from the House of Assembly, by Mr. Haviland with a Bill, intituled, "An Act to alter and amend an Act made and passed in the second year of His late Majesty King William the Fourth, intituled, "An Act to incorporate the Minister and Trustees of Saint James's Church in the Town of Charlotte Town,"—to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill, intituled, "An Act for appropriating certain moneys therein mentioned, for the service of the year of our Lord, one thousand eight hundred and fifty-two."—After some time, the

House was resumed, and Mr. *Holl* reported, that the Committee had gone through the Bill, and had agreed to the same without any amendment.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly.

A Message from the House of Assembly, by Mr. Fraser,

Mr. President,

“The House of Assembly do agree to a Conference as is desired by the Legislative Council, on the Bill, intituled, “An Act for raising a Revenue,”—and have appointed Mr. Fraser, Hon. Mr. Coles, Hon. Mr. Jardine, and Mr. Flynn, a Committee to manage the said Conference.”

And the names of the Managers being called over, they went to the Conference, and being returned, reported that they had complied with the instructions given them by this House.

Ordered, That the Bill intituled, An Act to regulate the working of Mills on the Brooks and Rivers in this Island,—be read a second time, this day three months.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill, intituled, “An Act to repeal certain parts of the Law now in force, relating to the admission of Barristers, Solicitors and Attorneys, and to make other provisions in lieu thereof,”—After some time, the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had made an amendment thereto.

Ordered, That the Report of the Committee be received.

The said amendment was then read and is as followeth :

Folio 1,—After the word “thereof,” in the title, insert as follows,

“Whereas, it is deemed expedient to amend certain parts of an Act made and passed in the Eleventh year of the Reign of Her present Majesty, Chapter thirty-one, intituled, “An Act to repeal the Acts for the admission of Barristers, Attorneys and Solicitors, and to make other provisions in lieu thereof,” Be it therefore enacted by the Lieutenant Governor, Council and Assembly, “From and after the passing of this Act, when and so often as any person being an Attorney and Barrister of any other British Province, or Colony, and who shall be otherwise qualified for such admission under the provisions of the said recited Act, shall apply to be admitted as an Attorney and Barrister of the Supreme Court of Judicature of this Island, it shall be lawful for such Court to admit such person and to call him to the Bar of this Island, without requiring that the person so making application shall have previously entered and continued for one year as a Student in the Office of one of the Attorney’s of the said Court, having the rank of a Barrister, as in the said recited Act mentioned, Provided it shall appear to the said Court, and be clearly proved, that Attorneys and Barristers of the Supreme Court of Judicature of this Island are, at the time when any such application shall be made, entitled to equal privileges and freedom of Admission to the Bar of the Courts of Law, Equity and Judicature, in the country to the Bar of which the Attorney, Solicitor and Barrister, seeking admission belongs, as are by this and the said recited Act extended to such person so making application as aforesaid. And provided also, that such person so applying for admission shall, at the same time thereof, produce a certificate from one of the Judges of the Superior Courts of the country to the Bar of which he belongs, of his being on the Rolls of such Court, and of his being in actual practice at the time when such certificate was granted, which certificate shall

bear date within six months previous to such application so to be made as aforesaid, and such applicant shall also produce a Certificate of such Court, or of a Judge of the same, of his having conducted himself with credit and reputation since his admission, and also of his being a person of good moral character; and such applicant shall also be subject to an examination, or otherwise, touching his qualifications, at the discretion of the said Supreme Court of this Island.

“A Barrister of any Court in Great Britain or Ireland shall be entitled to be admitted to practice as a Barrister and Attorney of the Supreme Court of Judicature of this Island, after having previously resided in this Island at least twelve months, on his producing a satisfactory Certificate bearing date within six months previous to such application, from a Judge of the Court to the Bar of which he belongs, of his being on the Rolls of such Court and of his being in actual practice at the time when such Certificate was granted, and that he has conducted himself with credit and reputation since he was called to the Bar, and that he is a person of good moral character; and if he shall be otherwise qualified as aforesaid, and if required by the Judges of the Supreme Court of this Island so to do, shall submit himself to and pass a satisfactory examination touching his fitness and capacity as aforesaid.”

The said amendment being read a second time, was agreed to by the House.

Ordered, That the said amendment be engrossed, and that the Bill, as amended, be read a third time to-morrow.

Ordered, That the Thirteenth Standing Order of this House be suspended, and that Mr. *Attorney General* have leave to introduce a Bill to amend an Act relating to Corporate Bodies.

He accordingly presented the said Bill to the House, and the same was read a first time.

The said Bill was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill,—After some time the House was resumed, and Mr. *Attorney General* reported, that the Committee had gone through the Bill, and had agreed to the same, without any amendment.

Ordered, That the Report of the Committee be received.

Ordered, That the Bill be engrossed, and that the title be “An Act to amend an Act relating to Corporate Bodies.

The Bill intituled “An Act to alter and amend an Act made and passed in the second year of the Reign of His late Majesty King William the Fourth, intituled ‘An Act to Incorporate the Minister and Trustees of Saint James’s Church, in the Town of Charlottetown,’” was read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill,—After some time, the House was resumed, and Mr. *Attorney General* reported that the Committee had gone through the Bill, and had made several amendments thereto.

Ordered, That the Report of the Committee be received.

The said amendments were then read, and are as follow :

Folio 2, line 3,—After the word “that,” insert “the Reverend Robert MacNair.”

Same Folio, line 12.—After the word “places,” insert “save and except the said Robert MacNair, or the Minister
“ of the said Church for the time being.”

Folio 4, line 7.—After the word “persons,” insert “in addition to the said Minister for the time being.”

Folio 5, line 3.—After the word “and,” insert “with the said Minister for the time being.”
The said amendments being read s second time, were agreed to by the House.

Ordered, That the said amendments be engrossed, and that the Bill, as amended, be read a third time to-morrow.

Adjourned until to-morrow at Twelve o'clock.

Thursday, 1st April, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President,

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Beete</i> ,

P R A Y E R S .

Read the proceedings of yesterday.

Pursuant to order, the Bill intituled “An Act to alter and amend an Act passed in the made and Second year of His late Majesty King William the Fourth, intituled ‘An Act to Incorporate the Minister and Trustees of Saint James’s Church in the Town of Charlottetown,’” was, as amended, read a third time.

Resolved, That the said Bill, as amended, do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them that this House have passed the said Bill, with several amendments, to which they desire their concurrence.

A Message from the House of Assembly by Mr. Haviland,
Mr. President,

The House of Assembly have passed the Bill, intituled, “An Act further to amend an Act relating to the ascertaining and establishing the Boundary Lines of Counties and Townships and parts of Townships,” with several amendments, to which they desire the concurrence of the Legislative Council.

A Message from the House of Assembly by Mr. Fraser,
Mr. President,

The House of Assembly desire a further Conference with the Legislative Council on the Bill, intituled, ‘An Act for raising a Revenue,’ and have appointed the same Committee who managed the former Conference, a Committee, to manage this further Conference.

Resolved, That a further Conference be agreed to, as is desired by the House of Assembly, on the Bill intituled "An Act for raising a Revenue."

Ordered, That the same Committee who managed the former Conference thereon, be a Committee to manage this further Conference, to meet in the Conference Room Instantly.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith,

And the names of the Managers being called over, they went to the Conference, and being returned, they reported the substance thereof to the House.

The Bill intituled "An Act to amend an Act relating to Corporate Bodies," was read a third time, as engrossed.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly for their concurrence.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled, "An Act to alter and add to the Act regulating the Retail of Spirituous Liquors."—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had made further progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled, "An Act for raising a Revenue,"—After some time, the House was resumed, and Mr. *Holl* reported, that the Committee had gone through the Bill, and had agreed to the same.

Ordered, That the Report of the Committee be received.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill, intituled, "An Act to alter and add to the Act regulating the Retail of Spirituous Liquors."—After some time, House was resumed, and Mr. *Attorney General* reported, that the Committee had made further progress therein, and that he was directed to move that they may have leave to sit again.

Ordered, That the Report of the Committee be received, and leave granted.

A Message from the House of Assembly by Mr. Haviland, with a Bill intituled, "An Act to define the Boundaries of the Streets and Squares of Charlottetown, and to improve the public thoroughfares therein," to which they desire the concurrence of the Legislative Council.

The said Bill was read a first time.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled, "An Act to alter and add to the Act regulating the Retail of Spirituous Liquors,"—After some time, the House was resumed, and Mr. *Attorney General* reported, that the Committee had made further progress therein, and they recommend that a Conference be desired with the House of Assembly, on the subject matter thereof, and further that he was directed by the Committee to move that they may have leave to sit again.

Ordered, That the Report of the Committee be agreed to.

Ordered, That Mr. *Attorney General* and Mr. *Dingwell* be a Committee to manage the said Conference, to meet in the Conference Room, instanter.

A Message from the House of Assembly, by the Hon. Mr. Coles,
Mr. President,

The House of Assembly have passed the Bill intituled "An Act to amend an Act relating to Corporate Bodies," without any amendment.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill, intituled, "An Act for the encouragement of Education, and to raise funds for that purpose, by imposing an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common."—After some time the House was resumed, and Mr. *Swabey* reported, that the Committee had gone through the Bill, and had agreed to the same.

Ordered, That the Report of the Committee be received.

DISSENTIENT.

Mr. *MacDonald*.

The said Bill was read a third time.

Resolved, That the said Bill do pass.

Ordered, That the said Bill be sent down to the House of Assembly.

Pursuant to order, the Bill intituled, "An Act to repeal certain parts of the Law now in force, relating to the admission of Barristers, Solicitors, and Attorneys, and to make other provisions in lieu thereof,"—was, as amended, read a third time.

Resolved, That the said Bill, as amended, do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them that this House have passed the said Bill, with an amendment, to which they desire their concurrence.

Ordered, That the Bill intituled, "An Act to define the Boundaries of the Streets and Squares of Charlottetown, and to improve the Public Thoroughfares therein,"—be read a second time, this day three months.

A Message from the House of Assembly by Mr. Palmer,
Mr. President,

The House of Assembly do agree to a Conference as is desired by the Legislative Council, on the Bill

intituled, "An Act to alter and add to the Act regulating the Retail of Spirituous Liquors,"—and have appointed Mr. Palmer, Mr. Clark, Hon. Colonial Treasurer, and Mr. Mooney, a Committee to manage the said Conference.

And the names of the Managers being called over, they went to the Conference, and being returned, they reported, that they had complied with the instructions given them by this House.

The amendments made by the House of Assembly to the Bill intituled, "An Act further to amend an Act relating to the ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships," were read, and are as follow :

Folio 3, line 13.—After the word "line," insert the following Proviso :

" Provided always, That no Proprietor who owns a less quantity than one thousand acres, shall be entitled to pay any share of such survey."

Same folio, line 18.—After the word "person," insert "hereafter."

The said amendments were then read a second time.

Resolved, That this House do disagree to the first amendment.

Resolved, That the second amendment be agreed to.

Ordered, That a Committee be appointed to prepare Reasons to be offered to the House of Assembly at a Conference, for this House disagreeing to the first amendment.

Ordered, That Mr. *Attorney General* and Mr. *Birnie* be a Committee for that purpose.

Mr. *Attorney General*, accordingly presented to the House the Report of the Committee, and the same was read and agreed to and is as followeth :

BECAUSE the Legislative Council are of opinion that such a Proviso would be unjust in its operation, as the Council think that all Parties benefited by the operation of the Boundary Bill, should pay a proportion of the costs of running their Boundary lines, commensurate with the quantity of land owned by each.

Resolved, That a Conference be desired with the House of Assembly, on the subject matter of the said amendments.

Ordered, That Mr. *Attorney General* and Mr. *Birnie* be a Committee to manage the said Conference, to meet in the Conference Room instanter.

A Message from the House of Assembly, by Mr. Palmer.

"Mr. President,

"The House of Assembly desire a further Conference with the Legislative Council, on the Bill intituled, "An Act to alter and add to the Act regulating the retail of Spirituous Liquors,"—and have appointed the same Committee who managed the former Conference thereon, a Committee to manage this further Conference.

A Message from the House of Assembly, by Mr. Palmer,

"Mr. President,

"The House of Assembly have agreed to the amendments made by the Legislative Council to the Bill intituled "An Act to alter and amend an Act made and passed in the second year of the Reign of His

late Majesty King William the Fourth, intituled 'An Act to Incorporate the Minister and Trustees of Saint James's Church, in the Town of Charlottetown,' without any amendment.

A Message from the House of Assembly by the Hon. Mr. Coles,

Mr. President,

The House of Assembly do agree to a Conference as is desired by the Legislative Council, on the amendments made to the Bill intituled, "An Act further to amend an Act relating to the ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships,"—and have appointed the Hon. Mr. Coles, Mr. Fraser, Hon. Mr. Jardine, and Mr. Davies a Committee to manage the said Conference."

And the names of the Managers being called over, they went to the Conference, and being returned, they reported, that they had complied with the instructions given them by this House.

Resolved, That a further Conference be agreed to, as is desired by the House of Assembly, on the Bill intituled, "An Act to alter and add to the Act regulating the Retail of Spirituous Liquors."

Ordered, That the same Committee who managed the former Conference thereon, be a Committee to manage this further Conference, to meet in the Conference Room Instanter.

Ordered, That a Message be sent down to the House of Assembly, acquainting them therewith,

And the names of the Managers being called over, they went to the Conference, and being returned, they reported the substance thereof to the House.

A Message from the House of Assembly by Mr. Fraser,

Mr. President,

The House of Assembly desire a further Conference with the Legislative Council on the amendments made to the Bill, intituled, "An Act further to amend an Act relating to the ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships," and have appointed the same Committee who managed the former Conference, a Committee, to manage this further Conference.

Resolved, That a further Conference be agreed to, as is desired by the House of Assembly, on the said amendments.

Ordered, That the same Committee who managed the former Conference thereon be a Committee to manage this further Conference to meet in the Conference Room instanter.

Ordered, That a Message be sent down to the House of Assembly acquainting them therewith.

And the names of the Managers being called over, they went to the Conference, and being returned, they reported that they had been at the Conference, and that the House of Assembly do insist on the first amendment to the said Bill.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled, "An Act to alter and add to the Act regulating the Retail of Spirituous Liquors."—After some time, the House was resumed.

On motion, the House was adjourned during pleasure; and put into a Committee on the further consideration of the Bill intituled, "An Act further to amend an Act relating to the ascertaining and establishing the Boundary Lines of Counties and Townships and parts of Townships,"—After some time the House was resumed.

A Message from the House of Assembly, by the Hon. Mr. Whelan,

"Mr. President,

"The House of Assembly have agreed to the amendments made by the Legislative Council to the Bill intituled, "An Act to repeal certain parts of the Law now in force relating to the admission of Barristers, Solicitors and Attorneys, and to make other provisions in lieu thereof,"—with certain amendments, to which they desire the concurrence of the Legislative Council.

The said amendments were then read and are as follow :

Folio 1.—After the 20th line, insert as follows :

"From and after the passing of this Act, any Person being a Barrister of any Court in Great Britain or Ireland, or an Attorney, Solicitor or Barrister of any British Province or Colony and who shall have resided in this Island, for a period of at least Twelve Months, previous to making application for admission, shall be entitled to be admitted to practise as an Attorney and Barrister of the Supreme Court of Judicature of this Island, without having previously entered and continued for one year as a Student in the Office of one of the Attorneys of the said Court having the rank of a Barrister as in the said recited Act mentioned, on his producing a satisfactory Certificate, bearing date within six months previous to the commencement of his residence in this Island, from a Judge of the Court to which he belongs, of his being at the Bar, or on the Rolls of such Court, and of his being in actual practise at the time when such Certificate was granted, and that he has conducted himself with credit and reputation since he was called to the Bar, or admitted to practise in the Court to which he belongs, and that he is a person of good moral character, and if he shall be otherwise qualified for such admission, under the provisions of the said recited Act, and if required by the Judges of the Supreme Court of Judicature of this Island so to do, shall submit himself to, and pass a satisfactory examination touching his fitness and capacity as aforesaid."

Folio 1, line 21.—From commencement thereof, strike out all to end of folio, and instead thereof, insert as follows :

"When and so often as any Person being an Attorney and Barrister of any other British Province or Colony, and who shall be otherwise qualified for such."

Folio 4, line 9.—Word "A" being first word therein, strike out from thence all to the end.

Ordered, That the said amendments be read a second time to-morrow.

Adjourned until to-morrow at Twelve o'clock.

Friday, 2nd April, 1852.

The Council met pursuant to adjournment.

P R E S E N T :

The Honorable Mr. *Hodgson*, President,

The Hon. Mr. <i>Macdonald</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Holl</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Haythorne</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	Mr. <i>Beete</i> ,

P R A Y E R S .

Read the proceedings of yesterday.

Pursuant to Order, the amendments made by the House of Assembly to the amendments made by the Legislative Council to the Bill, intituled, "An Act to repeal certain parts of the Law now in force, relating to the admission of Barristers, Solicitors, and Attorneys, and to make other provisions in lieu thereof,"—were read a second time.

Ordered, That this House do agree to the said amendments.

The said amendments were then read a third time.

Resolved, That the said amendments do pass.

Ordered, That a Message be sent down to the House of Assembly, acquainting them that this House have agreed to their amendments, without any amendment.

Mr. *Attorney General*, from the Joint Committee of the Council and Assembly, appointed to prepare an Address to Her Majesty, on the subject of the charges incurred by this Colony for the transmission of the British Mails from Halifax Nova Scotia, presented to the House an Address as prepared by the Joint Committee, and the same was read and agreed to, and is as followeth :

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

MAY IT PLEASE YOUR MAJESTY ;

WE, Your Majesty's loyal and dutiful subjects, the Legislative Council and House of Assembly of Prince Edward Island, would humbly represent to your most gracious Majesty, that owing to the insular position of this Colony; your Majesty's subjects residing therein have not hitherto derived the like benefits with the inhabitants of any other of your Majesty's North American Provinces, from the recent changes which have taken place relative to the postal arrangements for the transmission of the Mails between the United Kingdom and the North American Provinces. That the charge now borne by this Island for the conveyance of the Mails by steam between the Province of Nova Scotia, in the summer, and from New Brunswick, across the ice, in the winter, is upwards of Eight hundred and Forty Pounds currency, which added to the deficiency occasioned by the reduction on Colonial Postage, exceeds One thousand Pounds per annum—a sum which the limited resources of this Colony are ill able to bear. That for upwards of thirty years past, your Majesty's Government has been pleased to allow the amount of British Packet Postage, collected within this Island, which has seldom exceeded Four hundred Pounds, sterling

per annum, to be applied towards the liquidation of this charge, but which is now ordered to be remitted to your Majesty's Imperial Exchequer—a regulation which we humbly trust your Majesty will not enforce until the department is self supporting. That as the British Mails are now transmitted from Halifax to the Islands of Newfoundland and Bermuda—as well as to all other places where steam conveyance is required on this side of the Atlantic—without charge to those places, and at a cost of upwards of Eleven thousand Pounds per annum, to your Majesty's Imperial Government, we are induced to hope that your Majesty will not place your loyal subjects in this Island, in a worse position than any of our fellow subjects in the other Provinces.

We, therefore, humbly pray that your Majesty will be graciously pleased to direct, that the amount of British Postage, collected in this Island, may be allowed to be applied towards defraying the charge for the conveyance of the British Mails to the Shores of this Island, until the revenue arising from the Post Office department in this Island, shall be sufficient to defray the charges for the same.

And as in duty bound your Majesty's Petitioners will ever pray.

A Message from the House of Assembly, by the Hon. Colonial Treasurer,

House of Assembly, 2nd April, 1852.

Resolved, That a Committee be appointed to join a Committee of the Legislative Council, to prepare an Address to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to transmit the Joint Address of both Houses to Her Majesty, on the subject of the charges incurred by this Colony, for the transmission of the British Mails from Halifax; and that the same Committee who prepared the Address to Her Majesty, be a Committee to prepare the Address to His Excellency, and also to wait upon His Excellency with the same.

Ordered, That the foregoing Resolution be communicated by Message to the Legislative Council.

Resolved, That a Committee be appointed to join the Committee of the House of Assembly to prepare the said Address to His Excellency, and that the same Committee who prepared the Address to Her Majesty, be a Committee on the part of this House to prepare the said Address to His Excellency, and also to wait on His Excellency with the same.

Ordered, That the said Resolution be communicated, by Message, to the House of Assembly.

On motion, that the Bill intituled, "An Act to secure compensation to Tenants in Prince Edward Island, and thereby to promote the improvement of the soil,"—be read a second time, It was moved in amendment, that the said Bill be read a second time this day three months.

The House divided on the motion of amendment.

CONTENTS:

Mr. *President*,
Mr. *Macdonald*,
Mr. *Holl*,
Mr. *Rice*,
Mr. *Hensley*,
Mr. *Haythorne*,

NON-CONTENTS:

Mr. *Attorney General*,
Mr. *Swabey*.
Mr. *Birnie*,
Mr. *Dingwell*,
Mr. *Becte*,

And it passed in the affirmative.

Mr. *Attorney General*, from the Joint Committee of the Council and Assembly, appointed to prepare an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to forward the Joint Address of both Houses to Her Majesty, on the subject of the charges incurred by this Colony in the transmission hither of the British Mails from Halifax Nova Scotia, presented to the House an Address as prepared by the Joint Committee, and the same was read and agreed to, and is as followeth :

To His Excellency Sir ALEXANDER BANNERMAN, *Knight, Lieutenant Governor and Commander in Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor Vice Admiral and Ordinary of the same, &c., &c., &c.*

MAY IT PLEASE YOUR EXCELLENCY;

The Legislative Council and House of Assembly having agreed to a Joint Address to Her Majesty, on the subject of the charges incurred by this Colony, for the transmission of the British Mails from Halifax to this Island, respectfully request that your Excellency will be pleased to transmit the same to be laid before the Queen, and they further solicit your Excellency's personal recommendation of the prayer of the said Address.

Adjourned until to-morrow, at Ten o'clock.

—————◆◆◆◆◆—————
Saturday, 3rd April, 1852.

The Council met pursuant to adjournment.

P R E S E N T .

The Honorable Mr. *Hodgson*, President.

The Hon. Mr. <i>Holl</i> ,	§	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Attorney General</i> ,	§	Mr. <i>Birnie</i> ,
Mr. <i>Rice</i> ,	§	Mr. <i>Dingwell</i> ,
Mr. <i>Swabey</i> ,	§	

P R A Y E R S .

Read the proceedings of yesterday.

Mr. *Attorney General*, from the Joint Committee of the Council and Assembly appointed to wait on His Excellency the Lieutenant Governor, with the Address, requesting that His Excellency would be pleased to transmit the Joint Address of both Houses to Her Majesty, on the subject of the charges incurred by this Colony, in the transmission hither of the British Mails from Halifax, reported the delivery of the Address, and that His Excellency was pleased to say, he would comply with the desire therein expressed.

The House took into consideration, the incidental expenses of the present Session, and allowed the same, as follow :

The Reverend Doctor Jenkins, Chaplain to this House.	£37 16 0
The Assistant Clerk of the Council for his services to 3rd April, inclusive, at 10s., <i>per diem</i> ,	31 10 0
The Clerk of the Council's Account for Stationery, and including Printing performed by order of the House,	21 7 11
Henry Palmer, Esquire, Gentleman Usher of the Black Rod and Sergeant at Arms, 63 days at 10s., <i>per diem</i> ,	31 10 0
Mr. William B. Wellner, for his Services as Reporter to this House, for the present Session,	25 0 0
Mr. John Rider, Messenger to the Council, 67 days, and including his account for sundry Disbursements,	90 19 4½
Patrick Furlong, Doorkeeper, his allowance for 67 days,	25 2 6

Resolved, That a sum sufficient be allowed, to pay Mr. John J. Pippy for his contract for printing the Journals of the Legislative Council; to be paid to him on the certificate of the Committee of the Council appointed to revise the Journals.

Resolved, That the Clerk of this House be directed to prepare an Index to the Journals of the present Session, and that a remuneration of £50 be made to him for his extra trouble in preparing said Index, and also for superintending the printing of the Journals, the same to be paid to him when he shall have obtained from the Committee of this House appointed to revise the Journals, a certificate of his having prepared said Index, and superintended said printing to their satisfaction.

His Excellency the Lieutenant Governor having come to the Council Chamber, and being seated, the Gentleman Usher of the Black Rod received His Excellency's commands to desire the attendance of the House of Assembly immediately in the Council Chamber.

The House of Assembly, with their Speaker, having attended accordingly, His Excellency was pleased in Her Majesty's name, to give his Assent to the following Bills, viz :

An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned.

An Act to provide for the care and maintenance of Idiots, Lunatics and Persons of unsound mind.

An Act for the better preventing Accidents by Fire within Charlottetown and the Common thereof.

An Act to Incorporate a Temperance Hall Company in Charlottetown.

An Act to Incorporate the Grand Division and Subordinate Divisions of the Order of the Sons of Temperance in Prince Edward Island.

An Act to amend an Act relating to Statute Labour for Charlottetown, its Common and Royalty, and also to Nuisances in and about the same.

An Act to prevent the going at large of Swine and Geese at all seasons, and of Horses, at certain seasons of the year, in the Square and Streets of Georgetown.

An Act relating to the Alewives and other Fisheries, and the appointment of Protectors or Overseers of Fisheries, and to prohibit the taking of Salmon, after a certain period of the year, and for other purposes therein mentioned.

- An Act relating to the weighing of Coal, Culm, and Coke in Charlottetown.
- An Act to alter and amend an Act passed in the Sixth year of the Reign of Her present Majesty, intituled An Act to alter and amend an Act for the establishment of an Academy in Charlottetown.
- An Act to regulate the publishing of Notices and Advertisements for the Public Service.
- An Act to facilitate the proving of Wills and Testamentary Dispositions within this Island.
- An Act authorizing the Harbour and Ballast Masters of the various Harbours in this Island, to superintend the laying down, erection and maintenance of the Buoys and Beacons therein.
- An Act relating to the Charlottetown Ferry, and the Wharfs connected therewith.
- An Act to enable Thomas Robson to obtain Letters Patent for a Fog Bell and Horizontal Windmill.
- An Act to enable the Royal Agricultural Society of Prince Edward Island to authorize the exportation of the Horse Saladin from this Island; on certain conditions.
- An Act to consolidate and amend the Laws now in force relating to Division Fences.
- An Act to prevent the Stealing of Dogs.
- An Act to continue an Act for the encouragement of Education.
- An Act relating to Corporate Bodies.
- An Act to alter and amend an Act made and passed in the second year of the Reign of His late Majesty King William the Fourth, intituled, an Act to incorporate the Minister and Trustees of Saint James's Church in the Town of Charlotte Town.
- An Act to continue an Act empowering the Administrator of the Government to shut up Roads, or parts of Roads.
- An Act to regulate the Office of Colonial Secretary and Road Correspondent of this Island, and the amount of Fees to be taken therein.
- An Act to Incorporate the Diocesan Church Society of Prince Edward Island.
- An Act to make provision for the Service of Non-bailable Process, in certain cases.
- An Act to repeal certain parts of the Law now in force, relating to the admission of Barristers, Solicitors, and Attorneys, and to make other provisions in lieu thereof.
- An Act to Incorporate; in Prince Edward Island, the People called Bible Christians.
- An Act to amend an Act relating to Corporate Bodies.
- An Act to regulate the Sale of Arsenic and other Poisons therein mentioned.
- An Act to provide a Summary Remedy for Females, in certain cases of Seduction.

After which the Speaker of the House of Assembly, addressed His Excellency as followeth:

MAY IT PLEASE YOUR EXCELLENCY:

At the close of a Session wherein the Assembly have passed a greater number of Bills than were ever carried through in one year, by any former House in this Colony, and of which, some from their extensive scope, required to be so moulded and guarded as of necessity to be of great length, it devolves on their Speaker to offer the liberal means they have provided; for enabling the Executive to carry into effect those measures, for the accomplishment of which, the Assembly have constitutionally avowed their desire; therefore, in the name, and on the behalf of Her Majesty's loyal Commons of Prince Edward Island, do I now tender and respectfully request the assent of Your Excellency to the following Bills of Aid and Supply, viz:—

An Act for raising a Revenue.

An Act further to continue an Act relating to Dogs and the taxation thereon.

An Act to consolidate and amend the Acts now in force regulating the letting of Stalls in Charlottetown Market House, and for other purposes therein mentioned.

An Act relating to Light and Anchorage Duties.

An Act for the encouragement of Education, and to raise funds for that purpose, by imposing an additional assessment on Land in this Island, and on Real Estate in Charlotte Town and Common, and George Town and Common.

An Act for appropriating certain Moneys therein mentioned, for the Service of the Year of Our Lord, One thousand Eight hundred and Fifty-two.

To each of which, His Excellency was pleased, in Her Majesty's name, to give his assent.

And then His Excellency was pleased to make the following Speech to both Houses :

Mr. President, and Honorable Gentlemen of the Legislative Council ;

Mr. Speaker, and Gentlemen of the House of Assembly;

The business of the Session having been brought to a close, I am happy to relieve you from your Legislative labors, and thank you for your regular attendance to your public duties during the last two months.

It has afforded me great satisfaction to find that the anxious attention you have bestowed on the important question of Education, has terminated in your passing a measure, which, although not perhaps satisfactory to all classes of the community, (which no legislation will ever be,) yet cannot fail to be productive of great good to the public at large. In framing it, you have borne in mind the injunction imposed on me by our most gracious Sovereign, an injunction confirmed by successive Colonial Secretaries of State, among others, by the distinguished Nobleman, the Earl of Derby, now Her Majesty's Prime Minister, namely, "You are to permit all persons inhabiting our Island of Prince Edward, under your Government, to have full liberty of conscience, and free exercise of their respective modes of religious worship, provided they be contented with a quiet and peaceable enjoyment of the same, not giving offence or scandal to the Government."

Care will be required in carrying out the details of the measure; and experience, I trust, will enable the Government to render it efficient, and as little burdensome to the Tax-payer as the unavoidably increased expense attendant on an improved and extended system must necessarily give rise to.

I am glad to observe that "a Bill relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned," has passed the Legislature.

At the opening of the present Session of the Imperial Parliament, I observe that Her Majesty was pleased to say, "nothing tends more to the peace and prosperity of the country, than the speedy and impartial administration of justice;" and it will afford me great pleasure, at all times, to co-operate with you in promoting such measures as will secure to this Colony the blessings which our gracious Queen contemplates from an impartial administration of justice, which I am sure it is Her Majesty's desire should extend to all her Dominions.

Mr. Speaker and Gentlemen of the House of Assembly ;

I have to thank you for the Supplies voted for the Public Service ; the respective grants to which you have directed their application will be strictly attended to, and among others, I observe with satisfaction the appropriation of One Hundred Pounds, in addition to the legal Endowment, for the support of unprotected insane persons. I saw the other day several of that description in the Jail of Charlottetown, and I cannot help thinking that

the confinement of those unfortunates in a prison is very undesirable, if it can be possibly avoided. The Lunatic Asylum has great capabilities of extension. Without a large expenditure it can be made subservient to the purposes contemplated by the Act which authorized its construction, viz: "an Asylum for Insane persons, and other objects of charity"—such as aged and infirm paupers, who are unable to work; and may be extended also to those who can and ought to work, who at present prefer to beg. I am convinced that such an Institution, properly conducted, will meet with your support and that of the public. I hope, with the concurrence of the Trustees of the Asylum, that some plan may be devised, which, while it will increase the comforts of the deserving poor, will, at the same time, decrease public expenditure.

Mr. President, and Honorable Gentlemen of the Legislative Council;

Mr. Speaker, and Gentlemen of the House of Assembly;

I shall take care to forward the different Addresses which you have entrusted to me for presentation to Her Majesty; and, again thanking you for your assiduous attention to the public business, I sincerely wish you success in your various avocations.

After which the President of the Council said—

Gentlemen;

It is the will and pleasure of His Excellency the Lieutenant Governor, that this General Assembly be prorogued until Thursday, the Third day of June next; and this General Assembly is accordingly prorogued until Thursday, the Third day of June next, to be then here holden.

CHARLES DESBRISAY,
Clerk of Legislative Council.

END OF THE FOURTH SESSION.

APPENDIX

TO

THE JOURNAL

OF

THE LEGISLATIVE COUNCIL

OF

Prince Edward Island,

FOR

THE SESSION COMMENCING THE TWENTY-SECOND DAY OF JANUARY,

AND

ENDING THE THIRD DAY OF APRIL,

1852.



APPENDIX TO THE JOURNAL
OF THE
LEGISLATIVE COUNCIL.

No. 1.

[EXTRACT.]

DOWNING STREET, 20th August, 1851.

SIR,

1. The Civil List Bill now before me requires amendment.
2. The maintenance of the right of the Crown over the soil itself is essential, if it were only for the purpose of the various legal proceedings which it may be necessary to take in reference to such land ; nor do I understand in what manner the Legislature proposed to supply the deficiency.
3. Although sensible some inconvenience may not improbably, arise for this Act remaining in force for the time in its present shape, yet, I should be unwilling to advise Her Majesty to disallow a legislative measure, which as I readily admit, appears to fulfil all the essential conditions on which the crown was prepared to surrender these revenues.
4. I therefore postpone submitting it to Her Majesty for her decision upon it until the Legislature shall have had an opportunity of considering the propriety of making the amendments I have now suggested. You will however understand that it cannot be allowed to remain in force in its present shape.

I am Sir,

Your most obedient servant,

GREY.

Lieutenant Governor Sir Alexander Bannerman.

No. 2.

REPORT

Of the Visitor of Schools for Queen's County, for the half-year ending October 30th, 1851.

TO THE BOARD OF EDUCATION:

IN submitting another Half-yearly Return on the state of Elementary Education in this County, embracing a List of the Schools in operation entitled to receive public aid, together with a Table of the number of Scholars attending the same, I cannot flatter myself with being able to supply much additional or interesting information to the School Statistics already in possession of your Board, or to congratulate you on any marked increase in the means of instruction since the date of my last Report. On the contrary, there appears a decrease of eight Schools, as compared with the number on the Roll in March last. Sixteen Schools in all have been closed since this time last year, while seven Schools then vacant have been re-opened, and one new one established, or more properly a District, as seen below, divided into two. The summary of the whole stands thus:—

District Schools of the First Class under 7th & 10 Vic. } 43			
together			
Female	do.	do.	11
Acadian	do.	do.	3

Making a total of *fifty-seven* (57) Schools imparting instruction to two thousand four hundred and three scholars.

The Stations now vacant, as referred to above, are Charlottetown Royalty, Eastern District, Fullarton's Marsh, Brackley Point Road, Springfield (Lot 67), New Cornwall, Rustico (Cross Roads), York River, New S. Wiltshire, Union Road, Argyle or South Shore, Pisquid Road, Fort Augustus (Orwell Head); Flat River (Wood Islands), Long Creek.

The Schools re-opened are Campbeltown, Rustico (two), Brown's Creek near Murray Harbour Road, Upper New Town, Charlottetown Royalty (west), Belle Creek—an additional School, Dog River.

It is apparent that the existing educational supply is very much short of the requirements of the population, yet this acknowledged inadequacy is not entirely owing to the want of Teachers. The aim and effect of each successive enactment for several years past, have been very sensibly to increase the competency of the Instructor: every year adds to the Roll of licensed Teachers,—still it is a matter of notoriety as well as of regret, that not a few of these, after short terms of service, periodically abandon the profession, because they do not find in it the means of comfortable subsistence, and that consideration which they have a right to enjoy. The fact is, there is less a dearth of good Teachers than of pecuniary means and of good Schools.

Under the administration of the present law, notwithstanding the deficiencies complained of, many beneficial changes have taken place, whereby Teachers have been in a position alike to advance their own education and improve these methods of instruction in the Schools under their management;

and it is prophetic of a better state of things, to compare the present condition of the District Schools with their aspect ten years ago, and when scarcely any were in continuous operation, but those in a few of the oldest and most wealthy Settlements.

Branches and Methods of Instruction.

Under these heads I have only to report, that in all District, including Female, Schools, Reading, Writing, Arithmetic and English Grammar are taught on the simultaneous or collective plan. Geography is also taught in twenty-one Schools, to 220 pupils. In this Branch the greatest proficiency, during the past half-year, appears to have been made in the following Schools, viz. Cavendish, Park Corner, Hope River, Lots 48 and 49, Little York, Newtown, New Glasgow.—At the first of these stations may be seen on the School Room wall, a large and neatly executed Map of the World, constructed by the accomplished and zealous Teacher of the District, for the use of his pupils. At Hope River a class was found sufficiently advanced to solve with facility many important and useful problems upon the map.

The majority of Teachers are very desirous of introducing into their course this interesting Branch, but cannot prevail on all their Trustees, to procure the necessary maps. English Grammar is taught in the above Schools, as also in those of Mill River, St. Peter's Road, Seal River, Gallows Point, Cove Head Road, Brackley Point, New Glasgow, Rustico Road Long River, Princetown Road, Elliot River, and Canoe Cove, by principle and analytically with success.

The majority of these also use the Black Board, which they find admirably adapted for instructing in Calculation, Orthography, Grammatical and Analysis, as well as in the construction of Sentences. On this latter head I have aimed at inculcating the importance of exercises on practical subjects in composition and the epistolary art and also of initiating young persons in useful habits of business, keeping Accounts, making our Receipts, Promissory Notes, Agreements and Contracts.

Geometry and Mensuration are taught in the Schools of Mill River, Hope River, Park Corner, Seal River, Cove Head Road, Lot 48 (Cross Roads), to thirty-five pupils in all.

The decrease of eight Schools above alluded to, is reckoned independent of the two denominated "Primary," which were referred to in my Report of last October. Pending the question, whether these Schools have a legal claim to the Government allowance, I have omitted at this time inserting them under the head of Schools entitled to public aid, although I duly examined them in common with the rest. My special Report on that, at Beech Hill, Tracadie Road, transmitted, pursuant to the order of your Board, in July last, leaves me nothing further to add in this place, and will, I trust, enable you to decide on the validity of the claim of the Teacher to the usual allowance.

The other, at New London Pond, when last visited in the month of August of the present year, was found to be as satisfactorily conducted as on former occasions,—the progress of the

children in the various Branches being alike very creditable to themselves and the teacher; yet I found that the Trustees could not conscientiously sign the Teacher's certificate to the effect that the school was one coming within the meaning of the Act.

I think that, in these peculiar circumstances, the claims of the Teachers for the past year, are worthy of the favourable consideration of the Legislature.

Although always solicitous to time, my visits at the seasons in which Agricultural operations are least active, and when the Schools are most likely to be found open and the attendance fullest, I was yet disappointed to find in my recent tour of inspection, that the business of the harvest had caused the temporary closing of the following Schools, and thus precluded their examination, viz:—Lot 29, Point Prim, Brown's Creek, Uig, Canoe Cove, West River (Western District). The Trustees thereof with whom I conferred, assured me that the requirements of the law had all along been complied with in each case. The total and average attendance on each of these Schools I have, however, inserted here, as obtained either from Trustees then or subsequently from the respective Teachers. The Schools at Rustico (Cross Roads) and at Fullarton's Marsh were also closed,—the first two days, and the latter one day prior to my visit.

I would conclude by a brief allusion to the question of the establishment of Free Schools, which is beginning to agitate the mind of the country. As to the necessity of making a more adequate and permanent provision for Schools, so as to place within the reach of every child the ability to read and write, at least, all classes of the community are very generally agreed: with regard to the means most expedient and best calculated to secure that end, a much greater diversity of opinion exists.

Upon this question, however, supported by facts, by general observation and the experience had of the present system, the Legislature will, ere long, doubtless decide in enacting a permanent and comprehensive law on the subject. The general feeling can only be tested with accuracy by public meetings, and which are soon expected to be held throughout the country. I may, however, add that the more intelligent part of the population, with whom I have conferred, regard with increasing favour those principles which form the basis of good laws on the subject of Elementary Education in Europe and America, viz. the establishment of a compulsory contribution, by means of an assessment on real property, determined by valuers themselves subject to assessment.

In Canada, the Act of 1848 contemplates over and above a monthly contribution of so much per head, for eight months in the year, varying from threepence to two shillings per month, according to the means of the parents. In other places, the general assessment being found ample, renders the schools free to all. The Superintendent of Education for the above Province, remarks, "that these principles, viz. Assessment and rate in aid, have been misrepresented to the people as unjust, tyrannical and vexatious; yet they have every where been attended with a success, which has contributed to the prosperity and happiness of the people, exciting an interest in those who are bound to contribute towards the funds, and thereby tending to ensure the well-working of the law."

SCHOOLS NOW OPEN.

Stations.	Names.	No. on Roll.	Average attendance.
Charlottetown	John LePage	40	40
Belle Creek	John McMillan	51	33
Do.	Martin McDougall	41	28
Pinette, South	Malcolm McLeod	36	30
Point Prim	Ewen Lamont	53	41
Belfast	Abercrombie Willock	24	20
Newtown, Upper	Wm. McPhail, sen.	50	30
Do Lower	Wm McPhail, jun.	56	42
Murray Harbor Road	Donald Bethune	57	35
Do Uig	Peter Ross	42	31
Brown's Creek	William Lamont	41	36
Orwell Cove	Donald Graham	30	25
Vernon River	Archibald McNeill	25	20
Seal River	Michael McWade	55	37
Gallows Point	Robert Barry	40	20
Cherry Valley	Archibald McDonald	45	32
Lot 49, Mt. Mellick	Alexander McNeill	50	40
Pownal Bay	J. B. McKenna	50	35
Lot 48	John Butler	76	45
St. Peter's Road (Dunstaffnage)	Robert Robertson	40	30
Little York	James Douglas	30	35
Covehead Road	Patrick McQuaid	46	40
Brackley Point	James Stewart	40	31
Rustico Road	John McDonald	35	30
Rustico	M. Doucette, Acadian	28	23
Do	Henry Herrell, do	36	30
New Glasgow Road	Donald Livingston	50	40
New Glasgow	Robert Laird	65	47
Lot 22	Patrick F. Doyle	41	35
Hope River	Elias Roberts	49	42
Cavendish	Robert Bellin	63	40
Cavendish Road	J. Orsneaux, Acadian	48	29
New London (Mill R.)	Edmund Roche	40	40
Do Park Corner	Charles Crosby	46	36
Do Long River	Thomas Brooks	46	38
Princetown Road	Colin Campbell	41	32
York River	John McMillan	40	27
Lot 67, Anderson's Rd	John McJames	46	37
Do Western Dist.	John McKay	48	40
Crapaud	Alexander McLean	51	36
Lot 29, Back Road	Patrick Connick	74	50
Argyle Shore, Canoe Cove	Malcolm McKenzie	73	40
Elliot River	Donald Shaw	38	30
Do South	Ewen Amos	50	37
Tryon Road	John Livingston	75	57
Lot 65, South Shore	P. B. Doyle	42	28
<i>Female Schools.</i>			
Charlottetown	Mrs. E. M. M. Cormack	17	15
Do	Miss M. E. Cameron	21	18
York River	Mrs. E. Ross	30	25
New London	Miss M. Stewart	20	16
Rustico Capes	Miss Ann McGregor	32	26
New Wiltshire	Miss S. Henderson	30	25
Hazle Grove	Miss L. Pringle	30	25
Lot 49, Pownal Bay	Miss M. Owen	26	20
Campbelton	Miss E. McKinnon	25	20

The foregoing are all the Schools in this County, established under the law. In the near vicinity of this County is situated a School known as the Irish-town School, Mr. J. McLaughlan, Teacher. Having heard that the Visitor for Prince County was advised, that this School was not within the bounds allotted for his inspection, or that some doubts had been raised on the subject, and that the School, at all events, had been unexamined in the present year, I visited it in August last, when 23 children were found in attendance,—the older classes of whom had made respectable progress in Arithmetic, Writing and Reading. The *locale* of the School, however, does not admit of question: it is in Prince County, according to the new Boundary Line, being in fact between the old and the new lines; although a considerable portion of the children attending come from this County (Queen's). The School is legally within the sphere of the supervision of the Prince County Visitor.

All which is respectfully submitted.

To the Members of the Board of Education.

Gentlemen,—In continuation of my periodical half-yearly Return, laid before you in October last, I subjoin this Supplementary Report, embracing various Statistics collected during my last tour of inspection, up to the 21st instant, and in time to enable you to lay the whole before the Legislature, as required by law.

The examination of the different Schools has been conducted as regularly and thoroughly as heretofore; and in conjunction with such of the School Trustees as attended on each occasion, my efforts have been directed to the correction and prevention of abuses which may be expected occasionally to appear, and more especially in circumstances where a cordial and active co-operation of Parents with Teachers is not found to exist, in carrying on the all-important and honourable business of instruction. I continue confirmed in opinions hitherto expressed, as to the operation of the existing School system, and the crying necessity for the establishment of a more comprehensive and efficient one. The classification of the annexed Tabular Statements has been effected in as concise and clear a mode as possible, so as to preclude the necessity of any lengthened written details on the heads thus exhibited. To

avoid too voluminous a Report, I have not entered all the Schools in these Tables, but have selected *sixteen* in different and distant localities,—being, as nearly as possible, one-fourth of the whole number of Schools in this County: the data furnished in these Tables, being taken as an average, and their aggregate *quadrupled*, will shew without much variation, the total result for the whole County. In the three months which have elapsed, since the date of my last Report, several Schools have interchanged Teachers. The Princetown Road (nine miles) Station has become vacant by the decease of the Teacher, whose exertions and success in forwarding the improvement of the youth of the District, during the past three years, had gained the general, if not unanimous approval of the Parents. Two Schools under licensed Teachers have been recently opened, and not yet examined, viz. St. Peter's Road (10 miles), Lot 48.

I feel gratified in adding to the list of the very best Schools heretofore reported on, those at Cove Head Road (Lot 34), Brackley Point and Little York Settlements.

In the District extending from Lot 48 to Belfast, inclusive, the Schools have, with one exception, been ably and satisfactorily conducted: as the one referred to is now closed, further comment seems unnecessary. The like features of high improvement continue to characterize the Schools of the New London and Cavendish Districts, now including New Glasgow, which were more especially alluded to last year. The two Schools at Belle Creek, near Wood Islands, although in such close proximity, are attended by children sufficiently numerous to occupy the attention of both Teachers; and as if to shew the good effects of competition, the children in both have hitherto made excellent progress in all the Branches. I submit, however, that the plan adopted in the District School of Treagh Settlement, Lot 29, is much preferable, where with an attendance of 70 Pupils, by aid of the monitorial mode, ample justice is done to the Pupils in their instruction: their progress since the opening of the School, being very satisfactory. In a populous settlement, it would be better to provide an Assistant for the Teacher, than to incur the cost of an unnecessary multiplication of School Houses. Of the two Schools on the Anderson Road, I entertain a higher opinion of the efficiency of that in the Western District. All which is respectfully submitted.

January 29, 1852.

JOHN McNEILL.

Townships Nos.	STATIONS.	PUPILS.			PUPILS.		PERIOD.		NO. OF PUPILS IN THE BRANCHES OF										
		No. Pupils below 16 on Roll ages of 6 & 16 on Roll.	No. under 6.	No. above 16 on Roll.	TOTAL	IN SUMMER.	IN WINTER.	YEARS.	YEARS.	READING.	ARITHMETIC.				OTHER BRANCHES.				
				No. of Pupils.	No. of Boys.	No. of Girls.	Average attendance of pupils.	Average attendance of pupils.	Time taught by Teacher in this District.	Total time taught in the Island.	First four Ribles.	Compound Rules and Reduction.	Proportion and above.	Writing.	Grammar.	Geography.	Book-keeping.	Measurement.	
32	Princtown Rd. (9 miles)	44	1	45	31	14	30	26	2 1/2	8	45	2	6	7	20	6			
32	Rustico Road	22		22	16	6		15		9	22	2		4	11				
	Ch. T. Roy.	31		31	17	14	20	20	4	14	31	6		1	13	1			
29	Treaugh	23	20	69	37	32	30	45	1 1/2	14 1/2	69	4	6	7	20	4	2		2
29	Crapaud	45		45	26	19	30	20	3	2 1/2	45	8		5	25	5	2		
31	Dog River	26		26	19	7	15	20	4	4	26	5	5	4	12	4			
31	Tryon Road	71	4	75	54	21	35	30	1 1/2	6 1/2	75	2	1	3	26	2	2		
24	N. Glas. Rd.	47	1	49	28	21	30	30	3	3	49	4	4	2	18	6			
65	Elliot River	26		26	17	9	16	17	1 1/2	41	26	1	1	1	16	3			
65	Canoe Cove	57		57	38	19	39	26	2	9	57	15	6	3	18	3	2		
20	Park Corner	35		35	18	17	30	35	4	7	35	8	3	20	35	12	50	2	1
22	Grand, or Hope River	65	6	71	31	40	40	25	3	17	71	10	8	23	66	24	30		6
24	Mill River	37		37	24	13	30	32	1	3	37	6	10	13	26	8	6	2	
24	New Glasgow	49	2	51	30	21	42	35	2	2	51	6	13	6	35	15	6		
24	Covehead Rd.	45		45	30	15	30	40	3	6	45	6	6	22	26	5		4	4
57	Point Prim	51		51	36	15	36	36	2	8	51	8	11	11	38	5		4	
	Total,	689	31 12	8 735	452	283	463	452	25	81	735	97	91	132	405	103	80	12	13

TOWNSHIPS.	STATIONS.	OTHER READING & SPELLING BOOKS.										ARITHMETICS.			GRAMMARS.		GEOGRAPHY.		LARGE MAP HUNG UP.	ATLAS.	BLACK BOARD.	SIMULTANEOUS.	MUTUAL.	MONITORIAL.	
		BIBLES & TESTAMENTS.	Murray's Spelling Book.	Reader and Introduction.	Irish Natl. & Female Book.	Carpenter's.	Humphreys'.	Kenning's and others.	Gray's.	Wakingham's.	Irish National.	Lennie's.	Stewart's.	Chambers'.	Irish National.										
32	Princtown Rd. (9 miles)	5	1	8	13							11	4		6										
32	Rustico Rd.	36		2	10						1	10	1												
	Ch. T. Roy.	7		6	5							2													
29	Treaugh			18	7	14	8	3				10													1
29	Crapaud	6		3	13	4						7	1					1							
31	Dog River	3		5	12	2						5													
31	Tryon Road			6	7	20	2					4													
24	N. Glas. Rd.			10	10	6	4					5													
65	Elliot River	2	11	7	3	2						3													
65	Canoe Cove	10		8	7	3						12													
20	Park Corner	15	15	10	46	6	6					11	1	12	1			1							
22	Grand, or Hope River			4	13	9						25	1	8	11	1		1							
24	Mill River			4	8	10	3					10	3	8				1							
34	Covehead Rd.			6	15	7		3				6	4	5											
24	New Glasgow	3	10	7	11	6						10		15											
57	Point Prim			5	12	6						9		6											
	Total,	75	55	114	192	94	26	3	6	140	6	9	87	14	15	15	8	3	2	15				1	

The third Table, including the same sixteen Stations, comprehends the following heads, viz. kind, size and condition of School Houses, also Teachers' Salaries,—an Abstract of which gives the following results:—Number of good or first class School Houses, 6. Number of middling or second class, 7. Number of inferior or third class, 3. Frame, 6. Log, 10. Smallest dimensions, viz. 16 x 16 feet, 1; largest dimensions, 20 x 26 feet, 1. Number of School-houses in good repair, 10. Number in ordinary repair, 5. Number in bad repair, 1. Number suitably furnished with desks, seats, &c., 7. Number not so furnished, 9. Average cost of School Houses and School furniture, £23. Average amount of Teacher's annual salary, paid by the District, £36 7s. Average amount of Teacher's salary, including the Legislative allowance, £50 7s.

HALF-YEARLY REPORT

Of the School Visitor for King's County.—October, 1851.

TO THE BOARD OF EDUCATION.—GENTLEMEN;

The subsequent Summary embodying an Account of the recent Examination of the District Schools in the above-named County, together with the nature and extent of the Instruction communicated in them, is now respectfully submitted.

The past half-year has been one of occupation, rather than acquisition. No augmentation has taken place in the number of Schools since I reported last. Several in operation, at that time, have been discontinued, and as many new ones established. The attendance appears to be steadily on the increase,—an accession of one hundred and fifty being perceptible in all, since last March.

Although this circumstance is encouraging, as indicating an increasing appreciation of the utility of Education; yet it is a matter of fact, and also of regret, that not one-half of the children within the County, that should be receiving regular instruction, participate in its privileges.

The following Abstract discriminates the number of Pupils attending each School, the number examined, Teachers' names, &c.

Number.	Districts.	Teachers.	Class.	No. on Register.	No. at Examination.
1	Little Sands	D. Currie.	1. 10 Vic.	53	25
2	M. Harbor, S. side	W. Emery	do	60	40
3	M. Harbor, N. side	P. Ross	do	55	28
4	Sturgeon	A. M'Eachen	do	34	22
5	Montague River	J. Stewart	do	30	21
6	Hd. of Montague	D. Campbell	do	31	22
7	Brudenel River	D. Robertson	do	40	27
8	18 Mile Brook	K. M'Kenzie	do	17	17
9	Head of Cardigan	C. A. Alley.	do	50	30
10	St. Peter's Bay, S. side	J. Parker	do	43	33
11	Marie	J. M'Diarmid	do	40	34
12	St. Peter's Settlement	C. Ross	do	36	29
13	St. Peter's, N. side	S. Farquaharson	do	38	26
14	Hd. St. Peter's Bay	J. Keenan	do	40	22
15	St. Margaret's	D. Campbell	do	44	34
16	Rock Barra	J. Macdonald	do	33	29
17	East Point	P. Macdonald	do	38	27
18	Souris, W. side	P. W. Logan	do	34	29
19	Launching	J. M'Keown	do	35	15
20	Pisquid Road	J. Stewart	7. Vic.	32	22
21	Souris, E. side	P. Sweeney	do	40	35
22	Rollo Bay	J. M'Neil	do	35	30
23	Savage Harbor	M. Macdonald	do	36	21
24	Cable Head	M. Dinn	Unlicensed	19	16
25	Town Road, Lot 51	J. M'Gilvray	do	36	28
26	Morell	T. Welsh	do	40	35
27	Head S. Harbor	Mrs. Macdonald	do	19	16
28	North Lake, Lot 47	Mrs. do.	do	33	24
29	North River	Mrs. Ford	do	16	14
30	Little Harbor	A. M'Phee	do	30	25
31	New Perth	J. M'Neil	2. 7 Vic.	35	27
32	White Sands	J. Brooks	do	50	28
33	Georgetown	J. Ross	2. 10 Vic.	48	
				1314	831

Of the above enumerated number, over nine hundred are receiving instruction in Reading and Spelling, about six hundred in Writing and Arithmetic, two hundred in English Grammar, and one hundred and twelve in Geography.

In the Georgetown Grammar School, under my own personal charge, in addition to Geography, English Grammar, &c., the Mensuration of Superficies and Solids, together with the Elements of Euclid, are communicated to three. Those three are acquiring a knowledge of the Latin Tongue, two are translating "Cæsar's Commentaries," and the other is conjugating the Irregular Verbs.

REMARKS.

In speaking of the general comparative proficiency attained during the bygone half-year, I would observe, that while it will bear comparison with that of any preceding corresponding period, it is greatly impeded by the irregularity observable in the attendance. Many Scholars do not attend more than seven or eight months in the year, and sometimes several are, alternately, or together for a brief period, sent to make up the time for one or more.

The Books in universal use, are Murray's, with interspersions of the National. The New Testament is used as a Class Book in all the Schools.

The most recent and improved edition of Grey's Arithmetic, Chambers's and Stewart's Compendiums of Geography are commonly used.

I am unable to report the erection of any new School Houses, or material improvement in the existing ones.

Trusting that the foregoing Synopsis, though necessarily of a somewhat uniform nature, will give a sufficiently clear idea of the working of the District Schools throughout King's County,

I remain, Gentlemen, respectfully yours,

JOHN ROSS.

Georgetown, October, 1851.

NOTICES, &c.

TOWN ROAD, (LOT 51.)

From the frequent and successive changing of Teachers for more incompetent ones, the general character and efficiency of the School appears to be correspondingly deteriorating.

The few at Arithmetic are not far advanced, and incapable of applying the rules, practically, they have gone through. An improvement in Writing is not conspicuous, and a closer oversight, on the Teacher's part, is suggested.

The Reading is pretty satisfactory: one class is progressing well, and acquitted themselves creditably in Spelling.

EIGHTEEN-MILE BROOK SCHOOL,

Re-opened recently, after a considerable intermission, judiciously conducted, and all the Pupils progressing satisfactorily in the different branches communicated.

NEW PERTH SCHOOL.

This Institution has the advantage of being under the supervision of an experienced and judicious Master, and the expected result is manifest, from the steady and increasing acquisition of the children. The varied acquaintance of several of the elder Pupils with Geography and Grammar, could only result from assiduous inculcation. The progress in Reading and Writing is also good.

The Definition of Words, and the import of the Lessons, are carefully made a cardinal subject in the general routine.

PISQUID ROAD SCHOOL

Is evidently improving since the present Teacher has had the charge of it. The majority are young, and not far advanced, but well-grounded according to their progress.

HEAD OF CARDIGAN SCHOOL

Continues to be beneficially and acceptably conducted. The proficiency made, during the past six months, more especially in Reading, Writing, and English Grammar, attest diligence and attention on the part of the Teacher and taught.

HEAD OF ST. PETER'S BAY, SOUTH SIDE.

This School was temporarily closed subsequent to its relinquishment by its late Master. The services of a suitable successor has been obtained, and it is now in active operation. The advanced Reading Classes read audibly and perspicuously. The principles of English Grammar are fairly understood by those acquiring it, and several have a respectable knowledge of Geography.

MARIE, (LOT 40.)

This School was established in May last, and continues to be fully and regularly attended. A few have commenced at the Reader; and a Class in the Introduction; are doing well. The Copies exhibit gradual improvement. A few are working at the first rules of Arithmetic.

MORELL SCHOOL.

Set in operation in May, and generally well-attended, and the Pupils progressing remarkably, in the various branches imparted to them.

ST. PETER'S SETTLEMENT SCHOOL

Is steadily improving in its general character, and efficiently conducted. The improvement in Reading, Grammar and Geography is good.

I cannot report satisfactory proficiency in Writing,—the manuscripts manifestly evidencing remissness in oversight and execution.

SAVAGE HARBOUR.

The School in this District is still taught by the same Mas-

ter.—No great improvement is discernible in Grammar or Arithmetic. A considerable improvement was visible in Reading and Writing.

HEAD OF SAVAGE HARBOUR.

A School was opened in this place recently, by Mrs. Macdonald, who conducts it conjointly with her daughter. Their management of it, and the acquirements of the children, have elicited the approval of their employers.

At the inspection of the School, the Reading and Spelling were remarkably accurate, and the Copies neatly done.

ST. PETER'S (NORTH SIDE) SCHOOL.

Under the charge of a competent and diligent Master, the Scholars are necessarily progressing steadily and rapidly in the acquisition of a good English education.

HEAD OF ST. PETER'S BAY, (NORTH SIDE.)

The children attending this institution are young, and in an incipient stage. The chief improvement has been in Orthography and Reading. The elementary principles of Geography and English Grammar are orally inculcated by the Master.

CABLE HEAD SCHOOL

Exhibits tolerable progress during the past half-year, in Reading and Spelling. The attainment of Writing is impeded by the absence of suitable seats and desks.

I would suggest exercising those acquiring Arithmetic in Classes, with appropriate questions in the various rules.

ST. MARGARET'S SCHOOL,

Beneficially and acceptably conducted by the same Teacher, during the past year and a-half, shows a gratifying improvement. Its present efficient organization and working is chiefly attributable to the exertions of the Master.

Good progress is perceptible in Reading, Writing and Arithmetic. A class in Grammar were inflecting the Auxiliary Verbs in combination with principal ones, and beginning to parse simple sentences. The progress of the Geography Class is limited,—having been but a short time acquiring it.

ROCK BARRA.

Nearly all the Pupils in this School are in the initiatory department, and the prevailing diversity of School Books prevents any regular classification.

Though labouring under such disadvantages, the children are improving reasonably in Reading and Spelling. A few have commenced Arithmetic.

NORTH RIVER.

Reading and Spelling alone are taught in this School.

Both are correctly imparted, and the comparative improvement satisfactory.

NORTH LAKE, (LOT 47.)

The School in this District was lately established, is in a thriving condition, and judiciously conducted.

The progress in the various departments is very creditable both to the children and their Mistress.

EAST POINT SCHOOL.

The generality of the children attending it are improving rapidly. A good understanding apparently obtains between the children and Master, and good order pervades the School.

BLACK POND, (LOT 46.)

This District School was recently established and under the supervision of an unlicensed Master.

A few are capable of reading simple Lessons with tolerable facility. Three are acquiring Arithmetic.

SOURIS, (EAST SIDE.)

The present character and condition of this Institution betoken an efficient administration.

It is commonly very well attended, and praise-worthy improvement has taken place in Reading, Spelling and Writing. In Arithmetic the progress has not been so great. In Grammar, several have attained a fair knowledge of Etymology, and parse a little.

SOURIS (WEST SIDE) SCHOOL.

Established in April last, and acceptably superintended ever since.

Steady application is indicated by the comparative rate of progress and attainment of the children.

ROLLO BAY SCHOOL

Continues to be taught in the same incommodious house, and there is no indication of a better being provided. Favourable progress has nevertheless been made in the several branches communicated.

BRUDENEL RIVER.

The School in this District continues to be conducted by the same Master. The proficiency in the various departments, since my last visit, is satisfactory. The Arithmeticians comprehend the rules and apply them well. The advanced Reading Classes acquitted themselves with discernment and taste. Several of the senior Pupils have acquired a respectable and varied acquaintance with the Grammar and Geography.

STURGEON SCHOOL

Has been lately opened under a good Teacher and promises

well. Many of the children being absent on the day of examination, I am unable to report so precisely or definitely as I otherwise could.

In Reading, Spelling and Arithmetic, they acquitted themselves well,—their tender age being taken into consideration.

MURRAY HARBOUR, (NORTH SIDE.)

This Institution is satisfactorily and beneficially administered, and the proficiency of the Pupils good.

MURRAY HARBOUR, (SOUTH SIDE.)

This is one of the largest and most efficiently working Schools in the County. The acquisition of Geography is promoted by an excellent Map of the Hemispheres. When taken in English Grammar, they behaved well in parsing and the correction of grammatical inaccuracies. In the other branches the improvement is correspondingly good.

LITTLE SANDS SCHOOL.

Satisfactory progress is visible in Reading, Writing and Arithmetic. The Master evidently does his best to promote the interests of his Pupils, and his endeavours are justly appreciated by his employers.

WHITE SANDS SCHOOL

Is in permanent operation under its old Teacher, Mr. Brooks, and appears to have unusually prospered during the past half-year. The attendance has augmented, and the children are steadily acquiring the rudiments of a respectable education.

LAUNCHING PLACE SCHOOL

Does not appear to have been productive of much good, for the last six months. Some of the subscribers informed me that they had withdrawn Scholars, as the Teacher was unable to advance them any farther.

In Reading and Spelling they have progressed tolerably; but in Writing and Arithmetic, I cannot report any great improvement.

MONTAGUE RIVER SCHOOL

Evidently requires some more energy in enforcing the observance of proper application on the Pupil's part. The advancement in the various Branches is reasonably good.

HEAD OF MONTAGUE SCHOOL

Is deserving of especial credit. The Teacher discharges his appropriate duties in the most laudable manner, and the Pupils are rapidly reaping the advantage. Judicious discipline and the consequent subordination were very apparent. After a minute examination of the different Classes, I feel warranted in stating, that the progress of the children is even greater than during any former equal period.

SEMI-ANNUAL REPORT

OF THE

SCHOOL VISITOR FOR
KING'S COUNTY.

FEBRUARY 1852.

GENTLEMEN OF THE BOARD OF EDUCATION :

Conformably to your directions, I forward for your consideration the customary Report on the state and prospects of Education in this County.

The District Schools have numerically declined during the by-gone half year; although similar defections have occasionally occurred heretofore, I am inclined to attribute the present one principally to the prevalent anticipation of an immediate and fundamental alteration in the existing educational Act, throughout the County, which expectation renders the people indifferent, in many localities, about engaging Teachers, until the provisions of the contemplated Act are ascertained, and several competent Masters have signified their determination of abandoning the profession, in the event of the absence of legislative interference, and more adequate and permanent remuneration.

Of the Schools in present operation, the organization and general efficiency are, upon the whole, encouraging. Evidences of increasing usefulness and improvement are neither few nor far between; and though the system of instruction is in some instances unsatisfactory and defective—being too exclusively confined to an unintellectual and uninteresting routine—yet the majority of the Teachers having obtained license under the Act 10 Vic., when the standard of their qualifications was raised, and their tact in communicating knowledge to others judiciously discriminated, the inevitable result of such preliminary preparation is abundantly manifested in the superior perception on the part of their Pupils, of the purport of what they acquire, and dexterity in applying it practically.

The Schools open at the present time, are as follow, viz:—

Number.	Locality.	Names.	Class.	Number.	Exam'd.
1	Pisquid Road	J. Stewart	I. 7 Vic.	32	20
2	Head of Cardigan	Miss Alley	I. 10 Vic.	53	25
3	St. Peter's Bay.	J. Parker	do	40	24
4	Hd. of Hillsboro'	A. Macdonald	do	20	16
5	Morel	T. Walsh	Primary	40	14
6	Marie	J. Macdiarmid	10 Vic.	52	15
7	St. Margaret's	D. Campbell	do	40	15
8	Rock Bara	J. Macdonald	do	35	25
9	Little Harbor	A. Macphee	Primary	19	18
10	East Souris	P. Sweeney	7 Vic.	41	40
11	West Souris	Miss Logan	10 Vic.	35	15
12	St. Peter's Settlm't	Miss Ross	do	36	20
13	Grand River.	R. McCormack	Unlicens'd	28	20
14	Montague	J. Stewart	10 Vic.	35	20
15	Sturgeon	A. Maceachen	do	51	30
16	Murray Harbor, N. Side	P. Ross	do	44	30
17	Do. do. S. Side	W. Emery	do	75	58
18	White Sands	J. Brooks	II. 7 Vic.	50	32
19	Little Sands	D. Currie	10 Vic.	60	30
20	Town road, Lot 51	J. Macgilvray	Unlicens'd	34	24
21	18-Mile Brook	K. Mackenzie	10 Vic.	27	15
22	New Perth	J. Macneill	II. 7 Vic.	30	15
23	Cow River	P. Macdonald	10 Vic.	35	20
24	Brudnel River	J. Lockerby		15	12
25	Brown's Creek	D. Bethune		30	21
26	Head of Montague	D. Campbell		46	28
27	Georgetown	John Ross	II. 10 Vic.	48	

1051 602

Course of Instruction.

Reading, Writing and Arithmetic comprise the staple instruction afforded in the Schools.

The children are commonly advanced to the simultaneous acquisition of the two latter branches, whenever they are capable of reading and spelling with tolerable facility. They generally read in the forenoon, and write and cipher in the afternoon. Besides tasks from various Spelling Books and Dictionaries exacted every morning, they are exercised at the conclusion of their Reading lessons, in spelling the more difficult words occurring therein, and questioned as to their signification, and where the Teachers are competent, their derivation explained and exemplified, which circumstance conduces to accelerate and facilitate accurate orthepy, correct enunciation and a judicious elocution. The greatest improvement in this branch was perceptible in Schools Nos. 1, 2, 3, 7, 8, 11, 12, 15, 16, 17, 18, 22, and 26.

In Arithmetic, the learners are commonly classified according to their talents and attainments. Some Teachers enforce the committing of the rules to memory, and elicit skill and despatch by exercising the classes in practical questions of every-day occurrence. In calculating ability, the greatest amount of proficiency was exhibited in Schools Nos. 3, 7, 16, 17, 21, and 22.

Ordinary advancement only was apparent in Penmanship, except in those Schools wherein the intellectual system is stringently enforced and the purport of every thing inculcated. In those, the various transcriptions—though not so beautifully executed as could be wished—shewed correctness in regard to spelling, use of capitals, punctuation, &c.

The best progress in this department has taken place in Schools Nos. 3, 7, 10, 14, 16, 17, 19, 21 and 22.

Grammar and Geography

Are inculcated in all the Schools but seven, viz :—5, 6, 8, 9, 10 and 20.

One-half of those acquiring Grammar are unacquainted with the syntactic rules, but tolerably conversant with the etymological part, and can parse sentences pretty fairly. Their acquaintance with Geography is chiefly limited to a knowledge of places, seas, rivers, &c. When questioned about the physical peculiarities, productions, government, &c., of the various countries, a lamentable lack of information was instantly perceptible. The prevailing destitution of maps is an obstacle to the acquisition of this science. Maps or atlases, and the best geographies, are to be found in Schools Nos. 3, 11, 12, 16, 17, 18, 22, 24, 26 and 27.

Infant School in Georgetown

Is still acceptably conducted, and dispenses instruction at very moderate charges. Its hitherto adequate support and estimation exemplifies the appreciation of its worth and usefulness. Systematically organized and judiciously managed, it is admirably adapted for the moral and intellectual development of the juvenile faculties. But it is deserving of more tangible encouragement than well-merited eulogy. A reasonable Legislative annuity, in addition to the Master's present salary, could not be more worthily bestowed.

REMARKS.

As an essential change in the existing Act respecting Education is contemplated by the Legislature, and various conflicting opinions are afloat relative thereto, it may be neither irrelevant nor inopportune to submit, in an abbreviated form, the views which observation and some experience have induced me to entertain.

Education, as at present administered, is universally allowed to be defective, both in quantity and quality, and inadequate to the wants of the country. Any melioration of the prevailing system, by assessment or otherwise; I speak considerably,

will be gratefully hailed by nine-tenths of the inhabitants of King's County. In the event of such succedaneum, it might not be inexpedient that Teachers should undergo a re-examination; and that male Teachers, in addition to the branches required at present, possess a competent knowledge of Mensuration, of Superficies and Solids, Plane Trigonometry, and perhaps Navigation.

I would also beg to offer, suggestively, that in addition to the present assortment of Class Books, the Board of Education would sanction and direct the introduction into the public Seminaries of a judiciously composed Manual on Practical Agriculture, a Treatise on the Fisheries, and a Compendium, in which the nature and effects of alcoholic beverages would be graphically portrayed.

Respecting School Houses, I would suggest that, besides the dimensions, the number and size of the windows, a stove, and the internal furniture and arrangements, might not be unworthy of Legislative prescription, and conformity to such exacted, previous to their becoming entitled to the public allowance.

The youthful generation is, undeniably, the most important common good of every country, that which a state should value most highly, and watch over with the greatest solicitude. Every day, by its developements, corroborates the statement, that we live in most eventful times. Such being admitted, it imperatively behoves all, but especially the Government, to adopt whatever measures are best calculated to prepare them, individually and collectively, to meet the exigencies of futurity, and discharge the duties of their allotted sphere.

What does it avail to establish useful laws and ordinances, if our posterity cannot perfect and perpetuate them? To what purpose are we surrounded with the bounties of nature, if too ignorant to turn them to advantage? The duration and extension of everything valuable is dependent on the rising generation. They are to be the future defenders and benefactors of our country, the administrators of its affairs and offices, and the props of its welfare and continuance. If then, the Government of a country be indifferent to the conservation and suitable training of its chief care—if it neglect what should be recognized as its privilege and honour—the duty of furnishing the best instruction in its power: it leaves unfulfilled its highest obligation, and renounces its noblest good, and with it must rest the responsibility.

But, on the other hand—if animated by zeal for the public weal, and a determination to discharge with fidelity the trust confided in them—it will enact salutary regulations, placing the means of instruction within the reach of the whole juvenile portion of the community,—it will prove itself the benefactor of the country, acquire permanent merit in its sight, and on it will be showered the grateful acknowledgements of an enlightened rising generation.

I have the honour to be, Gentlemen,

Your obedient servant,

JOHN ROSS.

No. 10.

REPORT

OF THE

VISITOR OF SCHOOLS FOR PRINCE COUNTY.**To the Board of Education.**

Gentlemen;—In compliance with your order that the School Visitors would submit to you a semi-annual Report, I have the honour to lay before you the results of my investigations since my communication to this Board in April last, and such opinions as the consideration of them has suggested.

Although the period of time which has elapsed, since my last Report as to the progress made in the management of the District Schools of Prince County, and the defects to be remedied—has been too brief to admit of prominent improvement, yet it is gratifying to me, to be able to announce, as the result of a careful revision of the minutes of examinations recorded in my Journal, that the general aspect of these institutions exhibits striking indications of prosperity and usefulness.

The Teachers exemplify a laudable zeal to excel in their devotion to their arduous and responsible duties, and marked improvements in the methods of instruction prevail. The children manifest quiet and orderly demeanour. These are indications of efficiency. However, my duty is not merely to bear testimony to the advancement achieved, and to rejoice in it, but to represent any defects I ascertained in course of my inspection and suggest appropriate remedies.

And, as the School Houses are in *statu quo*, with the exception of the one in N. Bedeque, which has recently been enlarged, and also finished on a plan somewhat similar to the arrangements in the Central Academy, the Board is respectfully referred to my former Reports, for every community. The School-house is dedicated to education as the house of worship is to religion, and the state of the edifice indicates the regard which the guardians of youth cherish for the object to which they have devoted it.

In the several Districts the School-houses do not correspond well with the private houses of the Inhabitants. I may, perhaps, be allowed in this connection to apply the strictures of an eminent philanthropist in relation to the apathy of the People with regard to Church accommodations, that the structure of the sanctuary would be a fair criterion to determine the reverence for christianity in every community. The school-house is dedicated to education as the house of worship is to religion, and the state of the edifice indicates the regard which the guardians of youth cherish for the object to which they have devoted it.

I have procured several plans recommended by prac-

tical Teachers, with all the details of construction and fixture with the view of enabling myself to give all the information I could obtain to remedy this repulsive deficiency in our system of popular education.

On this department of his duty the talented superintendent of education in Nova Scotia judiciously remarks, "material improvements in the construction and furniture of Schools are necessary to their proper working," but as this subject has been discussed to such length in my former Reports, elaborate details are unnecessary on this occasion. In all the Provinces according to the returns made by the Commissioners of Education to the Legislatures, ill-constructed School-houses is one of the most obnoxious defects in the practical operation of their School systems. The facts in the case, in this country, as to the *uniformity in deformity* will justify recurring reprobation in our representations of the construction and location of School-houses.

I regard the improvements on Mr. Patterson's School worthy of imitation, and indicative of an awakened public spirit. The liberal appropriation made in the last Session of the Legislature to render the Central Academy more attractive in its external aspect, and convenient in its interior arrangements, are auspicious omens in favour of immediate reform in School-house architecture.

It may be permitted to us even to see the day when the abuses of the present and the past are swept from the face of this beautiful Isle.

As several frivolous and vexatious disputes in regard to the *sites* of School-houses and the boundaries of Districts have come under your cognizance, it may not be irrelevant to the subject of this section to remark, that I believe it would be expedient to invest the Board of education with executive powers commensurate with its *de-liberative* authority—in order to suppress in their incipient stages controversies arising in Districts; such a prerogative would promote harmony and advance the interests of Education. The privilege of appeal in such cases encourage strife and litigation, and as "prevention is better than cure,"—perhaps in anticipation of such contingencies, the most effectual remedy for grievances of this kind would be to constitute the Board of Education a body corporate, to purchase, receive and hold real or personal property for School purposes, and to determine the sites, sizes, furniture and such other matters as pertain to the organization of Schools.

SCHOOL REGISTERS.

I wish to call the attention of the Board to the subject of School Registers, without which statistics indispensable to an accurate knowledge of the working of our system cannot be obtained. I would recommend a modification of the present form, and for that purpose I suggest that a book, which would serve for a series of years, be provid-

ed for every School, to be preserved as a permanent Record, exhibiting aggregate and average attendance, classification, &c., of the pupils; and that Returns should be transmitted semi-annually to the Secretary of the Board of Education.

Registers of this description will be less liable to be mislaid or mutilated, and may be available at any time for retrospective references, relative to the condition of the established Schools; besides, authentic data would be thus provided to ascertain the improvement or deterioration of any of them from year to year—such checks would also be a caveat to Teachers against a relaxation of the rigour and vigilance incumbent on them in the routine of their daily duties.

ATTENDANCE.

Irregular attendance is one of the most prominent evils which exist in our Schools. For imparting instruction, through the medium of the school the presence of the Scholar is as essential as the presence of the teacher. I believe this to be the greatest obstacle to the advancement of a uniform system in our District Schools—irregular attendance is not only detrimental to the delinquents, but to those who attend regularly: Absences render attempts at classification abortive—and subject the teachers to various embarrassments, and distracting toil and trouble. This Report embraces all the principal seasons, which the farmers designate “busy times”—during these successive periods all the children who are of age and capable of rendering any service, are kept “at home”—excepting on rainy days, when a *host* will go to School to make up for “*the lost time*” of *one or two*. This privilege of sending substitutes increases the labours and vexation of the teacher, without conferring any benefit on the children who claim it—and the pernicious practice of alternate attendance has prevailed to an unusual extent. It is difficult to prescribe an adequate remedy for this evil that can be enforced—Mr. Dawson of Pictou suggests Free Schools supported by assessment—I apprehend that a definite time for the admission of scholars would be a mitigation of this adverse principle—so inwrought into the school habits of society.

In this connection I take leave to remark that it would be expedient to establish by statute two regular terms in the year for entering into engagements with teachers who should receive the Government pay by quarterly instalments, the adoption of some such alteration in our school system would be hailed as an advantage by all the authorities and interests recognised in its organization and administration, and it would especially be conducive to the convenience of the clerks of the Executive Council and the Colonial Treasurer.

TEACHERS.

I anticipated, from my knowledge of the prevalence of the pernicious practice of withdrawing children from school to meet with the results necessarily arising from

it, but I did not expect to find many vacant schools. And the cause assigned for the resignation of a majority of teachers, being inadequate Remuneration, the occurrence of this contingency in the department of my official connection with the county, aggravated my disappointment. I therefore recorded in my Minutes this reprehensible coincidence in several districts for special representation in my Report to the Board of Education.

Messrs. Porteous, E. Blanchard, S. Davidson, J. Curry and M. McNeill have retired from the profession to devote their time to other pursuits; these gentlemen are distinguished for their attainments in knowledge, and skill and success in imparting it;—Messrs. G. R. Parsons and J. McKinnon have also abandoned it, with the view of preparing themselves for the Pulpit. Mr James Sinclair has likewise intimated his intention to resume his studies in the Theological Seminary in connexion with the synod of Pictou. These young men were esteemed and highly respected for their fidelity in the discharge of their duties, and the prosperity of their demeanour.

Two of the vacancies occasioned by secession from the scholastic corps in this County have already been supplied with able teachers (one of them an experienced veteran) and notwithstanding the defection from our ranks, our staff of Schoolmasters comprises men of energy zeal and perseverance. Several of them are eminent for professional tact and devotion to their duties.

All of them cherish ardent hopes that the plan proposed to elevate the standard of Education must as a matter in course, also *elevate* Teachers to their *legitimate position* in society: thus animated and encouraged to steadfastness, “they wait a little longer for the good time coming,” confiding in the wisdom of the Administration for this speedy consummation, devoutly to be prayed for.

The fact that so many teachers have resigned for the reason alleged, should immediately attract the attention of all the friends of Education, and stimulate them to adopt effectual measures in vindication of the rights of the rising generation. A conviction of my responsibility for omissions as well as commissions of duty, urges me, at the risk of incurring the imputation of interested motives, to magnify my office to entreat you to devote serious attention to this untoward circumstance.

There is a prevailing misconception of the object to be obtained by making provisions for a permanent school in every District—and it is no easy task to persuade the People of the propriety of giving suitable encouragement to good Schoolmasters.

Your caution in the examination of teachers is justifiable and indispensable. Better for the interests of all that the door of the School House be bolted and barred, than open to the incompetent or unworthy. But the impartial, faithful efforts made by your Board to ascertain the acquirements of candidates and their aptitude to teach, are nevertheless useless unless schools are so organized and supported as to afford a prospect of permanent, profitable and pleasant employment.

All persons reside in fixed abodes, and enjoy some place invested with the sacred association of home—*nobody but the Schoolmaster is obliged to board round*—none but the Schoolmaster is put up at auction, and knocked off to the *lowest bidder*. As Guizot says, in his picture of the painful duties of this fated functionary, “he is doomed to toil, in short, for man, and to expect his recompence only from God.”

The stringency of the law in relation to examination before admission as a District Teacher, even of the lowest class, should, as a legitimate consequence, secure suitable salaries for such as obtain license for that privilege. But the office of a Teacher is thankless and ill required, and in most cases, even the incompetent render their employers *quid pro quo*—the service is equivalent to the salary. The schoolmaster in Scotland devotes himself to his profession for life, because he knows that, for life, it will yield him a livelihood, and he enjoys also a house and garden, which is an encouragement to collect around him the comforts of life. In Prussia superannuated teachers enjoy retiring pensions.

May I be permitted to plead for a modification of similar policy on the part of our liberal Government; such a millenium is expected from its members by some of their constituents.

The important question is—how should the point at issue be settled? It has become an axiom that, “as is the teacher so will be the school,” and the condition of the schools cannot be improved—without increasing the compensation of the masters. As many may not be entitled to this augmentation, will the inducement be given to justify such to incur the expense of a suitable systematic preparation? Between the employer and the employed it would be right that the latter should be worthy of his *hire*; but between the public and their children a different policy should prevail.

In other countries distinguished for improved systems of public instruction, the training of Teachers has gone hand in hand with a reorganization of the schools, and with stringent regulations in regard to the attendance of scholars, the choice of school-books, the construction of school-houses, and the rate of teacher's wages. It must be so here. What was accomplished in those cases, promptly and effectively, by the centralized and almost unlimited power of the government, should be accomplished among us.

I am aware that some view the subject in a different light. “Let no law, however good, be passed until the majority be convinced of its desirableness and practicability,” is their maxim, but this argument is not the dictate of true wisdom in this case,—from the prevailing indifference and misconception with regard to education, the government should legislate a-head of public sentiment.

The newspaper press of both parties should also contribute its influence to advance the interests of common Schools.

Salutary results have been derived from Clergymen attending the School examinations, taking part in them, and addressing the Parents and the pupils on a subject of common interest and common unity. Very interesting Teachers' evening meetings have occurred, at which the teachers and public men present spoke on a given topic, connected with the interests of Schools. No sight is more touching and morally sublime than to see the people and their Pastors, the Magistrates and their neighbours, blend together and identified in association and feeling in the great work, which constitutes the essential life of the civilization of any country, the cement of its brotherhood, and the main spring of its prosperity. Such a concentration of attention, such a combination of interest and influence in any neighbourhood, cannot fail to invest the education of youth and the diffusion of knowledge with the highest importance, and uplift the popular mind in its impulses, thinkings and aspirations.

METHODS OF INSTRUCTION.

As the course and system of tuition, with suggestions for the best modes for securing uniformity of method, have been fully considered in former Reports, it is therefore unnecessary to resume the discussion in this.

I have to reiterate my regret that the rudiments of Geography and History are not taught in all the schools; but it is to be hoped that children will henceforward be familiarised, from East Point to West Cape, with the geography of the Island, as a new and cheap map, suitable either for the private family or the public school is advertised for sale by Mr. G. T. Haszard. This production, irrespective of its intrinsic merits and adaptation to the purposes of tuition, has additional claims for its introduction into our District Schools. It may be exhibited with advantage as a specimen of native talent, to stimulate our youth to emulation in the acquisition of useful knowledge, which they can attain without leaving the Island Institutions for instruction.

In my next report I may probably be able to represent the results of the donation of Books, presented by the Agricultural Society. The principles of Chemistry as applied to agriculture should be introduced into the District Schools, as a great portion of our farming population cannot otherwise acquire a knowledge of this useful science.

In the conclusion of my last Report I alluded to the efforts made by the Teachers in several sections of the County to adopt modifications of the most approved recent improvements, and as I anticipated the prominence given by me to the plan of instruction followed by the Rev. R. S. Patterson, awakened a general rivalry for distinction, among the Schoolmasters. A minute examination of the Scholars in the Central Bedeque School was so satisfactory as to induce me to procure from their Teacher an outline of his system, which I annex to this Report.

CONCLUDING REMARKS.

I conclude the report with expression of my conviction, which may be regarded as but the repetition of a truism, that the work in which we, in common with the friends and advocates of popular education throughout Christendon, are engaged, infinitely transcends, in importance, all other temporal interests. Disregard the Schools and you degrade the people. In the footsteps of that degradation follow poverty, oppression, crime and anarchy. Elevate the schools, and you elevate the character of the people. You lift up the down trodden and give new courage to the faint hearted. You take the first great step toward abolishing the fictitious distinctions which are permitted to exist in society, and make the equality of man a living reality. In this great work there should be no sluggards. Let no man cheat himself with the delusion that he is but one, and therefore it matters little whether he acts or not; of such units is the sum total of mankind made up. Let no man do himself the gross injustice to believe and act upon the belief, that he can exert no influence: every member of the community can do something to advance the work; and is bound by the most solemn obligations to do what he can. It matters not what may be his condition or calling, whether the station he occupies be public or private, whether he is surrounded by the luxuries of civilized life, or the want even of its necessaries,—there is that in the cause which should excite his liveliest interest and call forth his noblest efforts. The preservation of our civil and religious rights—reputation—of property,—the present and the future well-being of the Country, ourselves, and children, demand at our hands prompt, efficient, unwearied action. It appeals to us as christians, philanthropists, patriots! Be it our supreme solicitude to cherish, encourage, elevate the Schools! In the hands of our legislators is their destiny. They may make it what they will;—our glory,—or our shame! The safe and sure foundation, or the sepulchre of our hopes! To what worthier cause can their influence be lent! To what holier service can the supremacy of their Administration be devoted!

All of which is respectfully submitted,

By

JOHN ARBUCKLE,
S. V. Prince County.

30th Oct, 1851.

SEMI-ANNUAL REPORT

OF THE

VISITOR OF SCHOOLS FOR PRINCE COUNTY.

TO THE BOARD OF EDUCATION,

Gentlemen;—I have the honour to submit to you this Appendix, in connection with my last semi-an-

nual Report. As I deem it a duty incumbent on me to present to the Legislature, through you, facts and suggestions, that have been elicited, in the course of my recent inspection of the District Schools of Prince County.

A new school has lately been opened in Kildare; the vacancies in Travellers' Rest, and in Oyster Cove have been supplied, but I regret to report that two efficient schools have been closed, one in the District of Cascumpec, and the other in Western Bedeque. Mr. A. Sinclair's Trustees were disappointed in their arrangements for the completion of the new School House,—and the Rev. R. S. Patterson's retirement from the profession is a serious loss to that extensive district and the neighbouring settlements. The government, discipline, and processes of tuition adopted by him should have been met by corresponding efforts on the part of all interested in that School to sustain him in his laudable emulation to discharge his responsible duties according to the most approved modern methods.

This discouraging contingency urges me to reiterate my remarks relative to the duty of every district to employ a competent Teacher. If a man has a valuable colt to be tamed and broken to the harness, a skillful and experienced groom must be had to perform the task. If a wagon or a sleigh is to be constructed, with reference to beauty or convenience, the best workman is sought for the purpose. If an elegant coat or a handsome pair of boots are wanted, no bungler is employed to make them. No novice lawyer is retained, when property or reputation is at stake. But when a teacher is wanted, to educate his child—to fit the human being for the responsibilities of life—it has, in many instances, been disregarded as a matter of little consequence who is employed, provided he works cheap.

In selecting the teacher all individual and personal considerations should be laid aside; political and sectarian prejudices should have no weight in the matter. The welfare of every child in the district should be the ruling consideration. The formation of a correct public opinion is of the utmost importance—for the primary cause of all the defects complained of in Education, and the source of all the evils that afflict the community in consequence of its neglect, is *popular indifference*.

The course of instruction pursued in the other schools, has been substantially the same as in other years. The progress made by the scholars in Campbelltown, Lot 7, is very satisfactory. Mr. Andrew

Johnson, their teacher, merits encouragement for his zeal and tact in discharging his duties.

The Acadian schools under the surveillance of the Rev. Mr. McIntyre are numerous attended, and in other respects efficiently sustained. Messieurs S. Perry, F. Gaudet, and G. Buote have several pupils who are making creditable progress in acquiring an elementary knowledge of the English Language, and also of arithmetic as usually taught in the district Schools.

Considering the inclemency of the weather, the attendance in the schools in general, as exhibited by the Registers, did not vary much from the average statement in the schedule submitted in my last semi-annual Report.

The gratuitous distribution of the Pamphlet compiled by Judge Peters is considered a boon by teachers and parents, and I cherish sanguine expectations that the generous efforts made by the Royal Agricultural Society to introduce the "Hints to Farmers" into the district schools, may be taken as a hint by our Legislators to make a still more liberal provision for imparting a scientific knowledge of Husbandry, in addition to the other branches taught in these institutions. The supply entrusted to me has been the means of enabling teachers to organise large classes, and adopt arrangements to induce their pupils to devote their leisure hours to the study of this useful manual.

As we had arrived at an interesting crisis in our educational reform a sense of duty prompted me to proceed to the remote settlements in my circuit, and furnish the teachers with copies of the Petitions which had been prepared under the sanction of the Hon. Mr. Coles—but to avoid the imputation of selfish, mercenary motives, I did not interfere farther than urging the expediency of calling public meetings to ascertain without delay the public opinion on Free Schools, within their respective precincts. In my official relation to the County I studied to pursue the course suggested to me—and therefore secured the co-operation of several gentlemen of influence in every Township to procure signatures. The late snow storm retarded my progress through the districts, but philanthropists and patriots have generously engaged, in the meantime, to elicit the sentiments of the Inhabitants of Seven Mile Bay, Cape Traverse, and Tryon, as Petitions, if there be any procured, must be presented to the Legislature before the time I have decided on for the examination of the schools in these localities.

I met accidentally with the Rev. Messrs. Sinclair and Cooper at a Temperance Convention held near the Dock, Cascumpec, and they informed me that they had concocted a measure of educational reform which would be supported by their parishoners and submitted to the Legislature. It is gratifying to know that this important interest, which underlies all others, is receiving such general consideration.

Discussion judiciously conducted evolves truth, and educational truths brought clearly before the mind of any community will ultimately induce right action. When the majority of individuals that compose any society come to value education as they ought, when they duly estimate its advantages, then they will urge their Representatives to render its blessings universal.

Horace Mann truthfully remarks, "Every wise man, every wise community, desiring the prosperity of its children, in the most worldly sense, will spare no pains in giving them a generous education." And certainly intelligence enhances the value of a man's labor. A small compensation is the reward of mere physical power, while skill, combined with a moderate amount of strength, commands high wages.

It might be proved, that every child in the country has an inherent right to an education, but the argument would bring nothing new who acknowledge the conclusion—and it would have no influence over him whose "logic hopper," in the language of another, "grinds out nothing but income and interest."

By presenting the idea of taxation, this measure encounters the opposition of one of the strongest passions of the age. Not only the sordid and avaricious, but even those whose virtue of frugality, by the force of habit, is imperceptibly sliding into the sin of parsimony, shew their symptoms of alarm. Men of property, without children, and men who have reared a family of children, and defrayed the expense of their education, fancy they see something of injustice in being called to pay for the education of others.

Upon each present generation rests the duty and obligation of educating and qualifying for usefulness that which immediately succeeds. From this responsibility there can be no escape.

And as the people have lately acquired an extension of their political privileges, in proportion as the structure of our government gives force to public opinion, it is essential that *public opinion* should be enlightened, as every voter should understand important questions that come before the Legislature for settlement, otherwise he will be as likely to oppose as promote not

only the general welfare of the Island, but his own cherished interests.

The first duty of government, and the surest evidence of good government, is the encouragement of education, which must *here*, as elsewhere, be the work of the Administration: and the *expense*, of which all should feel the necessity, and all will share the benefit, must, in a just proportion, be borne by *all*.

Therefore, a School Fund, for the entire support of our Schools, should be raised—a suitable school house and apparatus, with a convenient dwelling house for the teacher, should be provided in every district; and every school house should be supplied with a well qualified teacher, who shall receive adequate remuneration.

Respectfully submitted, by
JOHN ARBUCKLE,
S. V. Prince County.

29th January, 1852.

SCHEDULE.

Number.	District.	Teachers.	Statutes.	No. on register.	Number present.
1	Tignish	S. Perry	1st 7 Vic.	35	32
2	Nail Pond	F. Gaudet	1st 10Vic.	42	32
3	Tignish Village	G. Boute	do.		
4	Campbellton	A. Johnson	1st 7 Vic.	50	45
5	Lot 11	T. Keys	do.	32	21
6	Trout River	J. H. Fitzgerald	1st 10Vic.	40	31
7	Birch Hill	K. D. M'Donald	do.	35	20
8	Grand River	A. C. Bickford,	1st 7 Vic.	45	25
9	Lot 16	R. M'Donald	1st 10Vic.	34	24
10	St. Eleanor's	R. Munroe	do.	39	23
11	St. Eleanor's Vil.	Miss E. Lawson	do.	34	30
12	Wilmot Creek	J. P. Schurman	do.		
13	New Bedeque	Rev. R. S. Paterson, M.A.	2d 10Vic.		
14	C. Bedeque	A.A. McKenzie	1st 10Vic.	35	25
15	Searle Town	N. McDougall,	do.	58	35
16	7 Mile Bay	J. Matheson	do.	40	20
17	Cape Traverse	D. R. Stewart,	1st 7 Vic.	41	21
18	Augustin Cove	H. Wadman,	1st 10Vic.	55	21
19	Lower Tryon	A. McDonald	do.	34	26
20	Upper Tryon	W. Reid	do.	36	21
21	South West	J. Schurman	do.	25	20
22	Indian River	D. Smith	1st 7 Vic.	36	25
23	Oyster Cove	J. Sinclair	1st 10Vic.	38	29
24	Princetown	D. McDonald,	2d Vic.		
25	Baltic	J. Gillander,	1st 10Vic.	74	50
26	Darnley	— Bernard	do.		
27	Union Sc'l, Cas.	A. Sinclair	do.	34	29
				892	605

PRIMARY SCHOOLS.

Number.	District.	Teachers.	No. on register.	Number present.
1	Kildare Capes,	H. Hele,	19	12
2	Lot 16,	Mrs. Muirhead,	18	15
3	Lot 14,	— Colford,	19	16

ACADIAN SCHOOLS.

1	St. Felix, Lot 3,	F. Buote,	34	29
2	St. Jacques, Eg. Bay,	J. Chaisson,	36	30
			127	102

The above Table shews the number of Schools in operation at present. There has been a decrease in attendance, chiefly through the influences specified in the premises, and in some degree from expectations of the immediate establishment of the Free System, engagements with Teachers have been designedly deferred in several settlements.

These embarrassments precluded the possibility of obtaining authentic or accurate statistics.

A few Schools were vacant when I made my general visit, which will account for the blanks in the columns for attendance.

No. 3.

No. 37.

[COPY.]

GOVERNMENT HOUSE, PRINCE EDWARD ISLAND,
September 12, 1851.

My Lord,

I have the honor to enclose for your Lordship's perusal, the Documents marked 1 and 2, the latter accompanied by papers A. B. C. and D. I regret having to trouble your Lordship on the subject to which they refer, but I do so in the fulfilment of a promise I made to the Assembly, by Message during the protracted discussion which took place between that Branch of the Legislature and me, when in accordance with my instructions, I was endeavoring to arrange the provisions in the Civil List Bill which your Lordship considered indispensable before the new System of Government was to be conceded to this Colony.

2.—One of these provisions was to be a sum of £200 Currency to be paid annually to the late Colonial Secretary, whose length of service, your Lordship thought, entitled him to remuneration, and my instructions were peremptory, that such must be granted before Her Majesty's Revenues be surrendered to the Colony.

3.—The Assembly objected to these remunerations and with great pertinacity, stating among other reasons, in regard to Mr. Haviland, that he had appropriated to his own use certain fees that he was not entitled to, and that an investigation was then pending by a Committee of the House appointed for that purpose.

4.—I answered that until the accusations against Mr. Haviland was proved, I could not entertain them and must abide by my instructions, but if the late Colonial Secretary had appropriated any sum or sums of money illegally to his own use, they must be refunded, and with that view, I would on being furnished with the proper information, refer the whole case for your Lordship's decision, and on this assurance the discussion on Mr. Haviland's case terminated, and with a like remuneration to the late Attorney General, the Civil List Bill passed.

5.—At the conclusion of the Session the Assembly moved an Address to me and sent me the report of the Committee to which I have alluded. I furnished Copies of these documents No. 1, to Mr. Haviland on the 27th ultimo. I received that Gentleman's answer, No. 2.

6.—Under these circumstances I have to request that your Lordship will favor me with your instructions—there is no such Official in this Colony as Private Secretary, and the statements about the practice of former ones, are so conflicting and confused, that I am induced to ask for the weight of your Lordship's authority—there appears to me on perusing the documents, to be a remedy for obtaining Justice to the accuser and accused in this case. I only regret such a one should have arisen to trouble your Lordship, but your decision cannot fail to prove more satisfactory than any of mine.

I have, &c.,

(Signed.)

A. BANNERMAN.

To the Right Hon. Earl Grey, &c., &c., &c.

E

[COPY.]

No. 32.

DOWNING STREET, 21st November, 1851.

Sir,

I have to acknowledge your Despatch, No. 37, of September 12, last, enclosing a report of a Committee of the House of Assembly of Prince Edward Island, on the subject of certain Fees alleged to have been illegally taken by Mr. Haviland, as Private Secretary to the Lieutenant Governor, and his answer to the allegations of the Committee.

2.—I understand the question submitted by you for my decision to be, whether or not the pension which has been awarded to Mr. Haviland under the Civil List Act ought to be made subject to any deduction on account of these fees, if illegally taken.

3.—I must observe that the question at issue is one which would have been more properly submitted for the decision of the Courts of Law, than that of the Secretary of State, since both the Committee and Mr. Haviland rest their respective claims on the Law of the Island, as contained in its Statutes, interpreted by usage, and it is for the Courts, not the Secretary of State, to determine whether, or not, certain Fees have been illegally taken.

4.—What I have to say on this subject must, therefore, be only taken as an expression of opinion, which I give in the hope that, as the matter has been thus referred to me, the parties may be willing to abide by it.

5.—If I understand the allegations of the Committee rightly, they charge Mr. Haviland in the first place with having taken certain Fees as Private Secretary which belonged to him as Colonial Secretary, and which he, therefore, ought to have paid over to the Treasury of the Island: in the second place, with having taken other Fees to which he had no right in either character.

6.—But I do not find that the report of the Committee distinguishes so plainly between these two classes of fees as to intimate, which, in their opinion, Mr. Haviland ought to refund to the Treasury, and which have been illegally taken from individuals. I must therefore, exercise my own judgment on this subject.

7.—The Fees on Marriage Licenses, according to the best opinion that I am able to form on the materials before me, are rightly claimed by Mr. Haviland as belonging to him in his character of Private Secretary.

8.—The Fees on Marriage Bonds, which Mr. Haviland has now abandoned, if justly taken at all, were taken in the same right as those on Marriage Licenses, that is as Private Secretary, and could not under any circumstances have been claimed for the Public Treasury. The question therefore whether Mr. Haviland had any right to take such Fees, is one between himself and the persons who paid them, not between himself and the Public Treasury. It was for the parties themselves to contest the right; if the claim were an improper one, and it may, as far as I know, be open to them still to do so, in respect of payments which they have already made. But in my judgment the question as to the payment of Mr. Haviland's pension, as late Colonial Secretary, ought not to be affected by the allegation that has illegally taken these Fees as Private Secretary from individuals, at all events in the absence of a judicial decision against the legality of the fees, it would be unjust to withhold from him on this ground any part of the pension assigned to him for his past services.

9.—There remains the Fees on Tavern, Pedlar's, and Ferry Licenses. As to these the questions both whether Mr. Haviland had any right to take them, and in which right he took them, may be subject to more doubt than as regards Marriage Licenses. But inasmuch as it was notorious that he did take them as Private Secretary, and as he was allowed to continue doing so for several years, without objection, I do not think that it would now be expedient to take any steps to bring his right to them into question before a Court of Law, (wher alone it could be determined, in order, if the decision should be against him, to enforce repayment.)

10.—I should therefore, strongly recommend the Assembly to allow the subject to drop, and to rest satisfied with having put an end, for the future, to what they regard as an abuse.

I have, &c.,
(Signed.) GREY.

Lieutenant Governor, Sir Alexander Bannerman, &c., &c.

No. 4.

[COPY.]

No. 33.

DOWNING STREET, 28th November, 1851.

Sir,

I have to acknowledge the receipt of your Despatch, No. 47, of the 13th October last, explanatory of the provisions of the Act relating to Emigrants, to which objections were raised in my Despatch of the 2nd September.

I transmit for your information the Copy of a Report of the Colonial Land and Emigration Commissioners to whom I referred the subject, and concurring with the Commissioners as to the tendency of the amendments made in this Act as compared with the provisions of the Law of 1848, I can only repeat the opinion I expressed to you in my former Despatch, "that nothing would contribute so much to the advancement of the Colony, as its being chosen as a place of settlement by an eligible class of Emigrants, a result which cannot reasonably be expected while the restrictions imposed upon Emigrants arriving there are onerous than in other parts of North America."

Although therefore I shall advise Her Majesty, that the Act should be left to its operation, in its present form, I consider it highly desirable for the interest of Prince Edward Island, that the subject should be reconsidered by the Legislature.

I have, &c.,
(Signed.) GREY.

Lieutenant Governor, A. Bannerman, &c., &c.

[COPY.]

COLONIAL LAND EMIGRATION OFFICE, 20th November, 1851.

Sir,

We have to acknowledge the receipt of your Letter of the 4th instant, accompanied by a Despatch from the Lieutenant Governor of Prince Edward Island, on the subject of the Act passed in the last Session of the Legislature of that Island, entitled, "An Act relating to Emigrants."

2.—We infer from this Despatch that Earl Grey had pointed out to the Lieutenant Governor the objections to this Act suggested in our report of the 19th of August last to the effect, first: that the amount of the Tax imposed on Emigrants was unusually high and therefore calculated to discourage emmigration, and secondly that the 4th clause imposed on the Master a duty which he would not always be capable of performing. To this Sir A. Bannerman has replied, that the object of the Act was to diminish rather than increase the Tax on Emigration, and that the duty imposed on the Master of preventing the landing of any Passengers until certain conditions had been complied with, was also enacted in the Act of 1848, and was not then objected to.

£ s. d.

3.—In respect to the first point, we would beg to observe that the Tax imposed by the Act of 1848 was on every Passenger or Emigrant, - Sterling, 0 8 4
If placed in quarantine for 5 days, - - - 0 16 8
If placed in quarantine for 10 days, - - - 1 5 0

For indigent or impotent Emigrants or Men over 60, and Women over 50 years of age, either double tax or a commuted tax of 10s. each. All these taxes were doubled on Emigrants arriving after the 1st of September, and trebled on those arriving after the 1st of October.

4.—The tax imposed by the Act of the last Session was on every Passenger or Emigrant (including Cabin Passengers) arriving between the 1st April and 1st of October 12s. currency equal to 10s. sterling; on those arriving between 1st October and 1st April 18s. currency equal to 15s. sterling; with an addition of 5s. currency or 4s. 2d., sterling, on Emigrants placed in quarantine for 5 days, and 10s. currency or 8s. 4d., on those placed in quarantine for 10 days. The additional tax on Emigrants arriving between the 1st of October and the 1st of April, may, however, be commuted for a Bond to repay any expences incurred within 12 months on account of such Emigrants. We subjoin a comparison of the two Acts in a tabular form, as the readiest means of bringing the difference between them clearly into view.

General Tax.		If placed in quarantine for 5 days,		If placed in quarantine for 10 days.		If arriving after 1st October,	
1848.	1851.	1848.	1851.	1848.	1851.	1848.	1851.
8s. 4d. stg.	10s. stg.	16s. 8d.	14s. 2d.	25s.	18s. 4d.	25s. and 16s. 8d. between 1st Sep. & 1st Oct.	15s. or bond for 12 months.

5. We should hardly ourselves take the same view as Sir Alexander Bannerman has expressed of the effect of those alterations, because although the tax of 1851 is less heavy on Emigrants placed in Quarantine on arriving after the 1st of September and 1st of October, and upon indigent and impotent

and aged Emigrants, is heavier on healthy Emigrants arriving between the 1st April and 1st September, which in every Emigration must be expected to constitute the bulk of the Emigrants. We should have little doubt that the aggregate sum received on an average of years would be greater under the Tariff of 1851 than under that of 1848, and it is to be remarked that the Act of 1848 did not contain the special clause making Cabin as well as Steerage Passengers, liable to the Tax, but it was not only or principally with reference to the previous Act of Prince Edward Island that we questioned the Policy of so high a Tax, but rather, as we intimated, with reference to the similar Tax in the adjoining Provinces, and the neighbouring States of the Union. We annex an extract from our last Colonization Circular, showing the amount of the Tax in the other British North American Provinces, and we may add that in the State of New York the Tax at \$1½ or 6s. 3d. sterling.

6.—Secondly, in regard to the penalty imposed on the Master for allowing Passengers to land until certain conditions have been complied with, it is no doubt true that a precisely similar clause was contained in the Act of 1848, and not then objected to. It will be remembered, however, that the Act of 1848 was passed in Prince Edward Island, as similar Acts were passed in the other British North American Provinces, under peculiar circumstances. The frightful mortality which had occurred among Emigrants during the preceding year and the contagion which they had imported with them into the Countries which received them, joined to the apprehension then general of a return of the sickness and mortality in 1848 appeared to justify and require measures of unusual strictness for the protection of the settled Inhabitants of the Colonies. Accordingly precautionary Acts were passed by the Legislature of Canada, New Brunswick and Nova Scotia, as well as Prince Edward Island and were allowed to go into operation. These Acts however have since been modified in Canada and New Brunswick in those parts which were most calculated to restrict Emigration.

It appeared to us that the clause to which we referred though justifiable when there was a risk that a large number of destitute Emigrants might be thrown into Prince Edward Island, was scarcely required now that Emigration has returned to its ordinary course, and considering the importance to Prince Edward Island of obtaining an accession to its population and Capital. We thought it our duty in considering the Act of last Session, to point out this as one of the Clauses which seemed calculated in some degree to discourage the resort of Emigrants to the Island.

We have, &c.,

(Signed,)

T. W. C. MURDOCH,
C. ALEXANDER WOOD.

T. F. Elliott, Esq., &c., &c., &c.

F

No. 5.

[COPY.]

At the Court at Windsor, 23rd October, 1851.

P R E S E N T :

(L. S.)

THE QUEEN'S MOST EXCELLENT MAJESTY,

HIS ROYAL HIGHNESS PRINCE ALBERT,

Lord Chancellor,

Lord President,

Duke Norfolk,

Marquis of Abercorn,

Lord Seymour,

Earl of Carlisle,

Earl Granville,

Lord John Russell,

Viscount Palmerston,

Lord Broughton,

Mr. Labouchere,

Sir Francis Baring, Bart,

WHEREAS the Lieutenant Governor of Her Majesty's Island of Prince Edward with the Council and Assembly of the said Island, did, in the month of April, 1851, pass an Act which has been transmitted, intituled as follows, viz :

No. 813. An Act for shortening the language used in Acts of the General Assembly.

And whereas, the said Act has been referred to the Committee of the Lords of Her Majesty's most Honorable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations, and the said Committee have reported, as their opinion, to Her Majesty, that the said Act should receive Her Majesty's special confirmation. Her Majesty was thereupon, this day pleased, by and with the advice of Her Privy Council, to declare her special confirmation of the said Act, and the same is hereby specially confirmed, ratified, and finally enacted accordingly. Whereof the Governor, Lieutenant Governor or Commander in Chief, for the time being, of Her Majesty's Island of Prince Edward, and all other persons whom it may concern are to take notice and govern themselves accordingly.

(Signed,)

W. L. BATHURST.

No. 6.

[COPY.]

At the Court at Windsor, the 14th day of November, 1851.

P R E S E N T :

(L. S.)

THE QUEEN'S MOST EXCELLENT MAJESTY,

HIS ROYAL HIGHNESS PRINCE ALBERT,

Lord President,

Duke Norfolk,

Lord Seymour,

Earl Grey,

Earl Grenville,

Lord John Russell,

Viscount Palmerston,

Mr. Labouchere,

Mr. Chancellor of the Exchequer,

WHEREAS the Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did, in the months of April and May, 1851, pass three Acts which have been transmitted as follows, viz :

No. 803.—An Act for the better prevention of Smuggling.

No. 826.—An Act relative to accidents by Fire and for the improvement of property in George Town, and for the removal of Nuisances from the Streets and Square thereof.

No. 827.—An Act to incorporate certain persons, Trustees of Princetown Royalty Church.

And whereas the said Acts having been referred to the Committee of the Lords of Her Majesty's most Honorable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations, and the said Committee have reported, as their opinion to Her Majesty, that the said Acts should be left to their operation ; Her Majesty was thereupon, this day pleased, by and with the advice of Her Privy Council, to approve the said Report : Whereof the Governor, Lieutenant Governor, or Commander in Chief for the time being, of Her Majesty's Island Prince Edward, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed.)

C. GRENVILLE.

—————◆◆◆◆◆—————

No. 7.

[COPY.]

At the Court at Windsor, 23rd October, 1851.

P R E S E N T :

THE QUEEN'S MOST EXCELLENT MAJESTY,
HIS ROYAL HIGHNESS PRINCE ALBERT,

Lord Chancellor,	Earl Grenville,
Lord President,	Lord John Russell,
Duke of Norfolk,	Viscount Palmerston,
Marquis of Abercorn,	Lord Broughton,
Lord Seymour,	Mr. Labouchere,
Earl of Carlisle,	Sir Francis Baring, Bart.

WHEREAS the Lieutenant Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did, in the months of April and May, 1851, pass twenty-four Acts which have been transmitted intituled as follows, viz :

- No. 794.—An Act to alter and amend the Laws now in force relating to the Militia.
- No. 795.—An Act to authorise a Loan for the use of this Island, and also, to make Provisions respecting the payment of Treasury Bonds and Warrants, and the Interest thereon.
- No. 798.—An Act to continue an Act for the encouragement of Education.
- No. 800.—An Act for constituting Boards of Health.
- No. 801.—An Act to oblige Husbands and Natural Relatives of Indigent and Impotent Persons, unable to maintain themselves to contribute to their support.
- No. 802.—An Act to regulate the laying out and altering of Highways.
- No. 804.—An Act for appropriating certain Moneys therein mentioned for the service of the year of our Lord one thousand eight hundred and fifty-one.
- No. 805.—An Act to provide Salaries for the Controllers of Customs and Navigation Laws appointed or to be appointed at the various Outports in this Island and to repeal a certain Act therein mentioned.
- No. 806.—An Act authorising the Colonial Secretary of this Island to appoint a Deputy.
- No. 808.—An Act authorising the Treasurer of this Island to appoint a Deputy.
- No. 809.—An Act to consolidate and amend the Laws relating to Statute Labour and the expenditure of Public Moneys on the Highways.
- No. 810.—An Act to provide for the transfer of the management of the Inland Posts within Prince Edward Island.
- No. 811.—An Act to restrain Bulls from running at large in the Common and Royalty of Charlotte Town.
- No. 812.—An Act to provide for the summary Trial of Common Assaults and Batteries.
- No. 815.—An Act to regulate the costs of distress levied for payment of rents and to amend the laws relating to Distress.
- No. 816.—An Act to enable Abraham Gesner to obtain certain Letters Patent for the Invention of a new and improved mode of manufacturing Illuminating Gas.
- No. 817.—An Act to consolidate and amend the Laws now in force, for the relief of Insolvent Debtors,
- No. 818.—An Act to reduce the salary of the Collector of Impost and Excise for the District of Charlotte Town.
- No. 820.—An Act to extend the provisions of an Act for ascertaining the standard of Weights and Measures, in this Island to Mills therein, and to make other alterations therein.
- No. 821.—An Act to relieve Members of the Legislature from the liability to pay a Penalty in case of refusing to accept the Office of High Sheriff.
- No. 822.—An Act relating to Stray Cattle.
- No. 823.—An Act to provide for removing the Post Office of Charlotte Town into the Old Court House therein and for other purposes therein mentioned.

No. 824.—An Act to prohibit the playing of certain games and the use of Fireworks in the Squares and Thoroughfares of Charlottetown.

No. 825.—An Act to alter the appropriation of a certain sum of Money raised by the present Land Assessment Act.

And whereas the said Acts have been referred to the Committee of the Lords of Her Majesty's most Honorable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations, and the said Committee have reported, as their opinion to Her Majesty, that the said Acts should be left to their operation ; Her Majesty was thereupon, this day pleased, by and with the advice of Her Privy Council, to approve the said Report : Whereof the Governor, Lieutenant Governor, or Commander in Chief for the time being, of Her Majesty's Island of Prince Edward, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed.) Wm. L. BATHURST.



No. 8.

[COPY.]

At the Court at Windsor, 26th day of December, 1851.

P R E S E N T :

(L. S.)

THE QUEEN'S MOST EXCELLENT MAJESTY,
HIS ROYAL HIGHNESS PRINCE ALBERT,

Lord Chancellor,	Earl Grenville,
Lord President,	Lord John Russell,
Lord Steward,	Mr. Maul,
Marquis of ClarinCARDE,	Mr. Labouchere,
Lord Seymour,	Sir George Grey, Bart.
Earl Grey,	

WHEREAS the Lieutenant Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did, in the months of April and May, 1851, pass two Acts which have been transmitted intituled as follows, viz :

No. 796.—An Act for raising a Revenue.

No. 799.—An Act relating to Emigrants.

And whereas, the said Acts have been referred to the Committee of the Lords of Her Majesty's Most

Honorable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations, and the said Committee have reported, as their opinion, to Her Majesty, that the said Acts should be left to their operation. Her Majesty was thereupon, this day pleased, by and with the advice of Her Privy Council, to approve the said Report: Whereof the Governor, Lieutenant Governor or Commander in Chief, for the time being, of Her Majesty's Island of Prince Edward, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed.) C. GREVILLE.

No. 9.

[COPY.]

No. 17.

DOWNING STREET, 28th July, 1851.

Sir,

I have to acknowledge the receipt of your Despatch, No. 20, of the 5th instant, enclosing the Copy of a Report of a Special Committee of the House of Assembly, in which they recommend that Light Houses should be erected at the North Cape and East Point of Prince Edward Island.

Whenever I shall be apprised of the result of the application, which the Committee propose should be made to the neighbouring Provinces, I shall be prepared to take the whole subject into my consideration.

I am, &c.,

(Signed.) GREY.

Lieutenant Governor, Sir A. Bannerman, &c., &c.

[COPY.]

SECRETARY'S OFFICE, Fredericton, 21st June, 1851.

Sir,

In reply to your communication of the 2nd instant, enclosing an Address of the House of Assembly of your Island, relative to the erection of certain Light Houses. I have the honor to inform you that the same will be duly laid before the Executive Council and the Legislature.

I am, &c.,

(Signed.) J. R. PARTELOW.

Hon. James Warburton, Colonial Secretary, P. E. Island.

[COPY.]

SECRETARY'S OFFICE, Toronto, 25th June, 1851.

Sir:

I have the honor to acknowledge the receipt of your letter of the 2nd instant, transmitting copy of a Report of a Committee of the House of Assembly of Prince Edward Island, on the expediency of erecting Light Houses at the North Cape and East Point of that Island, together with an Address to His Excellency the Lieutenant Governor on the same subject. I shall not fail to bring your Letter and its enclosures under the consideration of the Governor General, and to acquaint you with His Excellency's decision, in regard to them, at as early a day as possible.

I have, &c.,

(Signed.)

H. LESLIE,

Secretary.

The Hon. James Warburton, Colonial Secretary, &c., &c., &c., Ch. Town.

[COPY.]

HALIFAX, 30th June, 1851.

Sir,

We have to acknowledge the receipt of your letter of the 21st inst., with a Copy of a Report of a Committee of the House of Assembly of Prince Edward Island, on the expediency of erecting Light Houses on that Island, together with an Address to the Lieutenant Governor of the Island, in which His Excellency is requested to ascertain what sum the adjoining Colonies may be disposed to contribute towards the erection and support of such Lights.

We beg to state for the information of His Honor the Administrator of the Government, that this Government has already erected several Light Houses, from which the Trade of Prince Edward Island receives almost equal benefit with this Province; but the Island has not contributed either towards the building or support of those Lights, the Light Houses to which we refer, are as follows: One on Cranberry Island, at the Southren entrance of the Gut of Canso. One at the Northern entrance of the Gut of Canso. One at the entrance of Pictou Harbour. One at Louisbourgh. One at Beaver Island, and one now building on Sand Point, at the Southern entrance of the Gut of Canso. It may not be out of place here to state that the Government of Prince Edward Island agreed thirty years ago, to pay to this Province an annual sum of about £70 or £80, towards the support of Cranberry Island Light at the entrance of Canso, which was about that time erected by this Province under this agreement, but we believe that no part of this sum has been paid. Light money was however actually levied with this intention on all Vessels arriving in the Island, and a large sum collected: These collections were made

during a period of more than twenty years before there was a single Light House erected on the Island.

The Light Houses proposed to be erected will be of great benefit to the Trade of Prince Edward Island, this Province and the other adjacent Colonies, but under the circumstances above detailed we do not think we should be justified in recommending any contribution on the part of Nova Scotia, towards them.

This Province has now twenty-three Light Houses in operation and Four in the course of construction, and it is likely that others will be erected before long in which Prince Edward Island will benefit.

We have, &c.,

(Signed.)

S. CUNARD,
JAMES McNAB,
J. P. MILLER,

} Commissioners
of
Light Houses.

Wm. H. Keating, Esq., Deputy Secretary, Province of N. S.

[COPY.]

SECRETARY'S OFFICE, 4th July, 1851.

Sir,

I have received and laid before the Governor, your Letter of the 2nd ultimo, with the enclosed Copy of a Report of the House of Assembly of Prince Edward Island, "on the expediency of erecting Light Houses, at the North Cape and East Point of that Island," and in reply, I am to acquaint you, that His Excellency will bring your communication under the consideration of the Legislature of this Colony, when again in session.

I have, &c.,

(Signed.)

JAMES CROWDY.

The Honble. Col. Secretary, P. E. Island.

[COPY.]

PROVINCIAL SECRETARY'S OFFICE, Halifax, August 1, 1851.

Sir,

I have to acknowledge your Letter of the 2nd June, transmitting for the information of this Government, Copy of a Report of a Committee of the House of Assembly of Prince Edward Island, on the expediency of erecting Light Houses on parts of that Island, together with an Address on that subject.

This communication was referred to the Commissioners of His Honor the Administrator of the Government. I transmit a Copy of their Report.

I have, &c.,

(Signed.)

JOSEPH HOWE.

The Honble. James Warburton, Provincial Secretary.

No. 11.

[COPY.]

No. 38.

DOWNING STREET, 19th January, 1852.

Sir,

I have to acknowledge the receipt of your Despatch, No. 40, of the 12th of September last, enclosing the Copy of an Address from the House of Assembly, praying for the appointment of an additional Surveyor of Shipping for King's and Prince Counties.

I transmit for your information an extract from a Report of the Commissioners of Custom, from which it appears, that by a recent arrangement the inconvenience and delay complained of, will in future be avoided.

I am Sir,
(Signed.) GREY.

Lieutenant Governor, Sir Alexander Bannerman, &c., &c.

[COPY.]

We have directed the Controller at Halifax, to take the necessary measures in order that the Controller of Customs and Navigation Laws at Bedeque and Souris, may in future perform the duties of Admeasurer of Shipping, with a view to the necessary certificates of Registry being ultimately granted by the Imperial Controller of Customs and Navigation Laws, stationed at Charlottetown, the principal port in Prince Edward Island, whereby the inconvenience, delay and expense, which is at present experienced by that Officer in proceeding to King's and Prince Counties, which are distant from 30 to 60 miles, and in some instance 80 miles from Charlottetown, will in future be avoided.

(Signed,)

THOS. F. FREEMANTLE,
J. GOULBURN,
J. F. DICKENSON.

Custom House, December 30, 1851.

H

No. 12.

[COPY.]

CHARLOTTE TOWN, 14th February, 1852.

Sir,

We have to acknowledge the receipt from you of a Memorandum, signed by the Honorables George Coles and William Swabey, as a Committee of the Executive Council, recommending the annual inspection by us of the Books of Account of the several Government Offices, where money is received and paid on the Public Service.

Having completed the inspection thereby required, (for the year 1851,) we now proceed to report thereon for the information of His Excellency the Lieutenant Governor in Council.

We have visited in succession the Post Office, the Registrar's Office, the Charlottetown Impost Office, and that of the Road Correspondent.

The books at the Post Office, appear to be kept in a very accurate and careful manner, and as plain as it is possible that accounts of such an intricate nature, can be kept. In this Department the receipts may be classed under four heads.

1.—The British, or 10d., Sterling Rate. This is accounted for to the General Post Office in London, which Office keeps check upon the Department here. Bermuda and Newfoundland postage is also accounted for to the Office in London.

2.—Colonial or the 2d. Sterling Rate, on British letters paid to the credit of the Government of P. E. Island.—In this branch the integrity of the Post Master is entirely to be depended on, as in some cases no check can be exercised upon him. On the arrival of nearly every Mail, that Officer has to charge himself with sums not charged to him by the Office sending.

3.—Inter-colonial.—Under this head may be classed the Rates received on letters received from and sent to the Offices at Pictou, Halifax, Amherst and St. John, N. B. These Offices keep check on each other, monthly sheets being mutually exchanged.

4.—Inland or 2d., Currency Rate.—The Post Master General in Charlottetown has the correction of the accounts of the Country and Way Offices.

In the Registrar's Office we corrected the few errors and omissions discovered there, and certified the balance. That Office had paid into the Treasury on account of fees more than the amount received. In the Crown land department we would recommend, that a Ledger should be prepared, in which the names of purchasers of lands, sold prior to May, 1851, with the amounts paid and due, might be ascertained on inspection.

In the Impost and Excise Office, we compared the Importers' Entries with the Books and the furnished accounts, and find them to correspond. This Office being that in which the greater part of the revenue of the whole Country is collected cannot be kept with too close vigilance on the part of the Officer in charge of it, to counteract the attempts at fraud which may be made by individuals to evade the pay-

ment of duties. Impressed with this consideration, we feel it our duty to offer the following remarks :

1.—In few instances the Report of the Master corresponds with the entries made by the Importers. We would respectfully submit that some means should be adopted to compel the Master of each Vessel to furnish, on Reporting, an accurate account of his cargo.

2.—The Merchants' Entries are frequently altered and show marks of erasure. We consider this objectionable, in as much as in any action for false Entry, a difficulty would be experienced in the want of clear proof necessary for conviction.

3.—We notice in some cases two Entries by the same individual of Dutiable Goods arriving in the same Vessel, in such cases a more particular Form of Oath for the Post Entry would be necessary, as in each case the Entry is attested to as the whole importation.

4.—A custom prevails at this office, of granting permits to land Dutiable Goods before the Entry is filed or attested to, or the duties secured. This practice, we conceive, is not only objectionable and contrary to Law, but liable to abuse and injurious to the Officer.

5.—In the conversion of Newfoundland Currency into that of this Island, 20 per cent only is added. As the Spanish and Mexican Dollar is current in that Colony at 5s. and other coins in proportion, it appears to us that the par of Exchange is 25 per cent.

6.—We notice two Entries of Dutiable Goods imported for His Excellency the Lieut. Governor, on which no duties were exacted, in conformity with a long standing usage. As we are not aware of any Statute exempting them from Impost Duty, we feel it our duty to state the circumstance.

7.—Two Entries of Watch Machinery have been made on which the Duty exacted was 5 per cent. There is a doubt on our minds whether these Goods should not have been classed under Wheel Machinery, paying 15 per cent.

We would respectfully suggest that the Impost Office and Post Office should be inspected quarterly.

The Accounts and Books of the Road Correspondent were minutely examined, vouchers for all the payments were exhibited and compared, the balance struck, and a Copy certified.

We have previously reported on the Accounts of the Royal Agricultural Society.

We have the honor to be,

Sir,

Your obedt. Servants,

(Signed.)

W. CUNDALL,
RALPH BRECKEN.

} Auditors.

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73. Of divers Inhabitants of Princetown Road, praying for a system of Free Education, *ib.*
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76. Of divers inhabitants of Launching Place and vicinity praying aid to extend Wharf, *ib.*
77. Of divers inhabitants of Tryon, praying that the Bill for establishing a system of Free Education, may not pass into a Law, *ib.*
78. Of divers Inhabitants of one of the Back Settlements of Tryon, praying aid for a Road, *ib.*
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89. Of Trustees of Roman Catholic Schools in Charlottetown, praying for a sum of money in aid of such schools, *ib.*
90. Of divers Inhabitants of Cardigan River, &c., praying aid for Wharf, 41.
91. Of divers Inhabitants of Cardigan River, Launching Place, &c., praying for aid to improve their road communications, *ib.*
92. Of divers Inhabitants of North Side of Township No. 33, on same subject, *ib.*
93. Of divers Inhabitants of West River, Township, No. 47, on same subject, *ib.*
94. Of divers Inhabitants of Canoe Cove, Township No. 65, praying for the establishment of a system of Free Education, *ib.*
95. Of divers Inhabitants of Townships No. 26, and 27, on same subject, *ib.*
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4. Copy Despatch from Earl Grey, with a Report of the Colonial Land Emigration Commissioners.
5. Order of Her Majesty in Council, confirming Act for shortening Language used in Acts of Assembly.
6. Order of Her Majesty in Council, confirming three Acts therein named.
7. Order of Her Majesty in Council, confirming twenty-four Acts therein named.
8. Order of Her Majesty in Council, confirming two Acts therein named.
9. Copy of Despatch on the erection of Light

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- Houses at the East Point and North Cape, with various letters from the British North American Colonies on the same subject.
10. Report of Visitor of Schools for Prince County, for the past year.
 11. Copy of Despatch from Earl Grey, in answer

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- to Address of House of Assembly, praying for the appointment of additional Surveyors of Shipping.
12. Report of Auditors of Public Accounts, appointed to inspect the books and accounts of the several Government Departments.

