

TENTH AND ELEVENTH

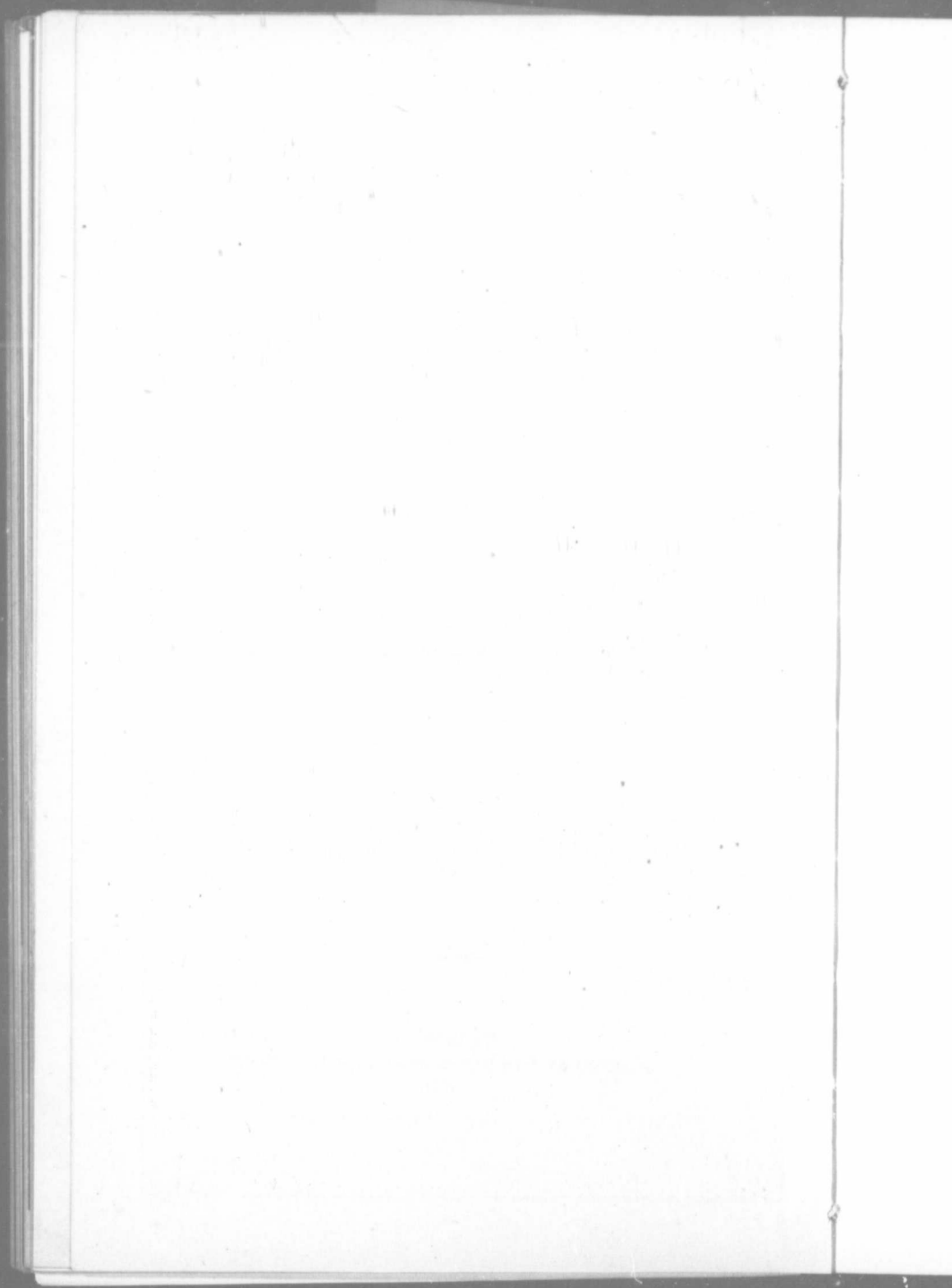
ANNUAL REPORTS

OF THE

Elgin Association,

FOR THE YEARS 1859 AND 1860.

TORONTO:
PRINTED AT THE GLOBE BOOK AND JOB OFFICE.
1861.



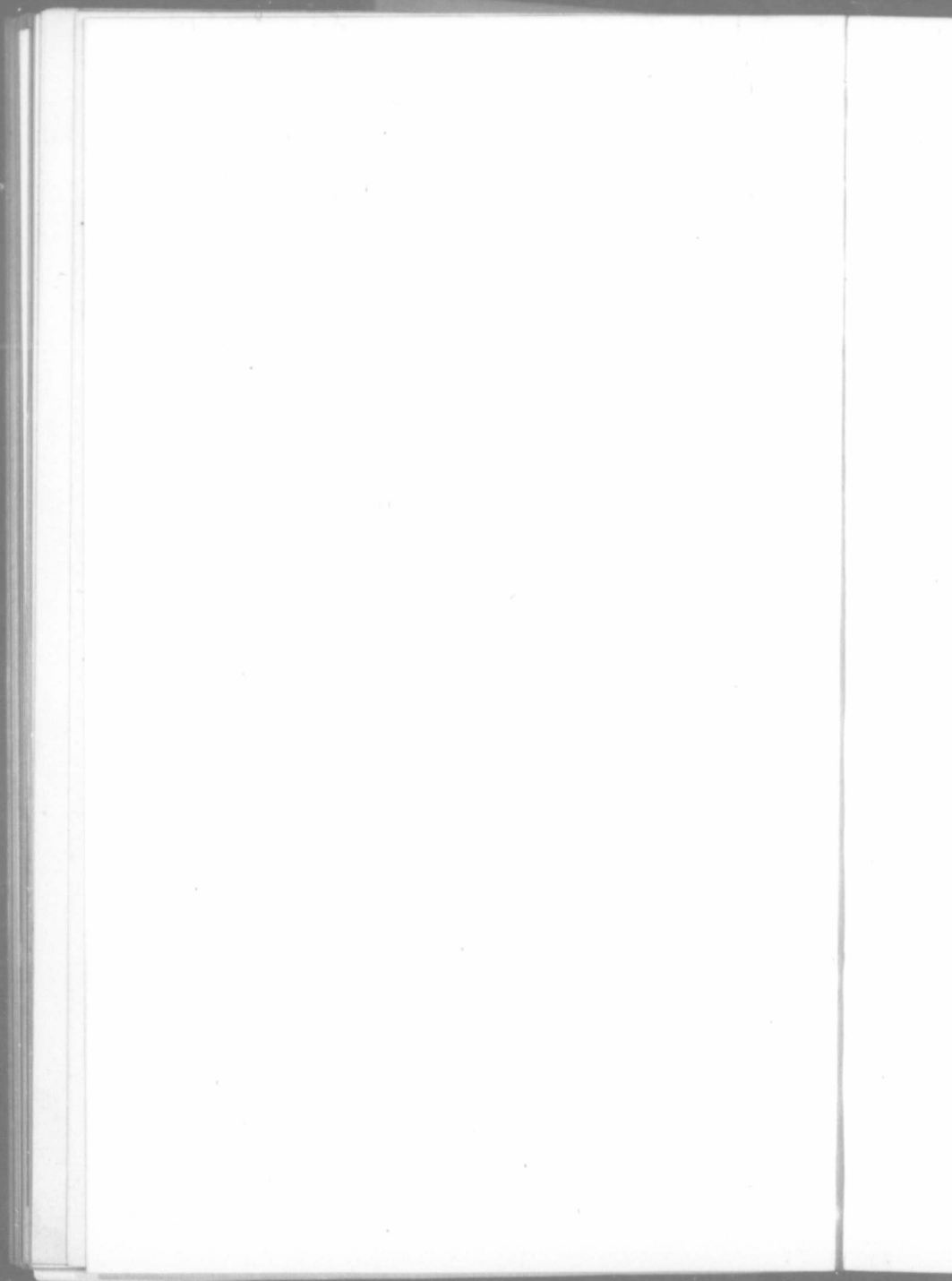
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OFFICE-BEARERS

ELECTED FOR THE YEAR COMMENCING 1st SEPTEMBER, 1860.

PRESIDENT.

PETER BROWN, Esq.

VICE-PRESIDENTS.

REV. MICHAEL WILLIS, D.D. REV. ROBERT BURNS, D.D.

TREASURER.

JAMES SCOTT HOWARD, Esq.

SECRETARY.

THOMAS HENNING, Esq.

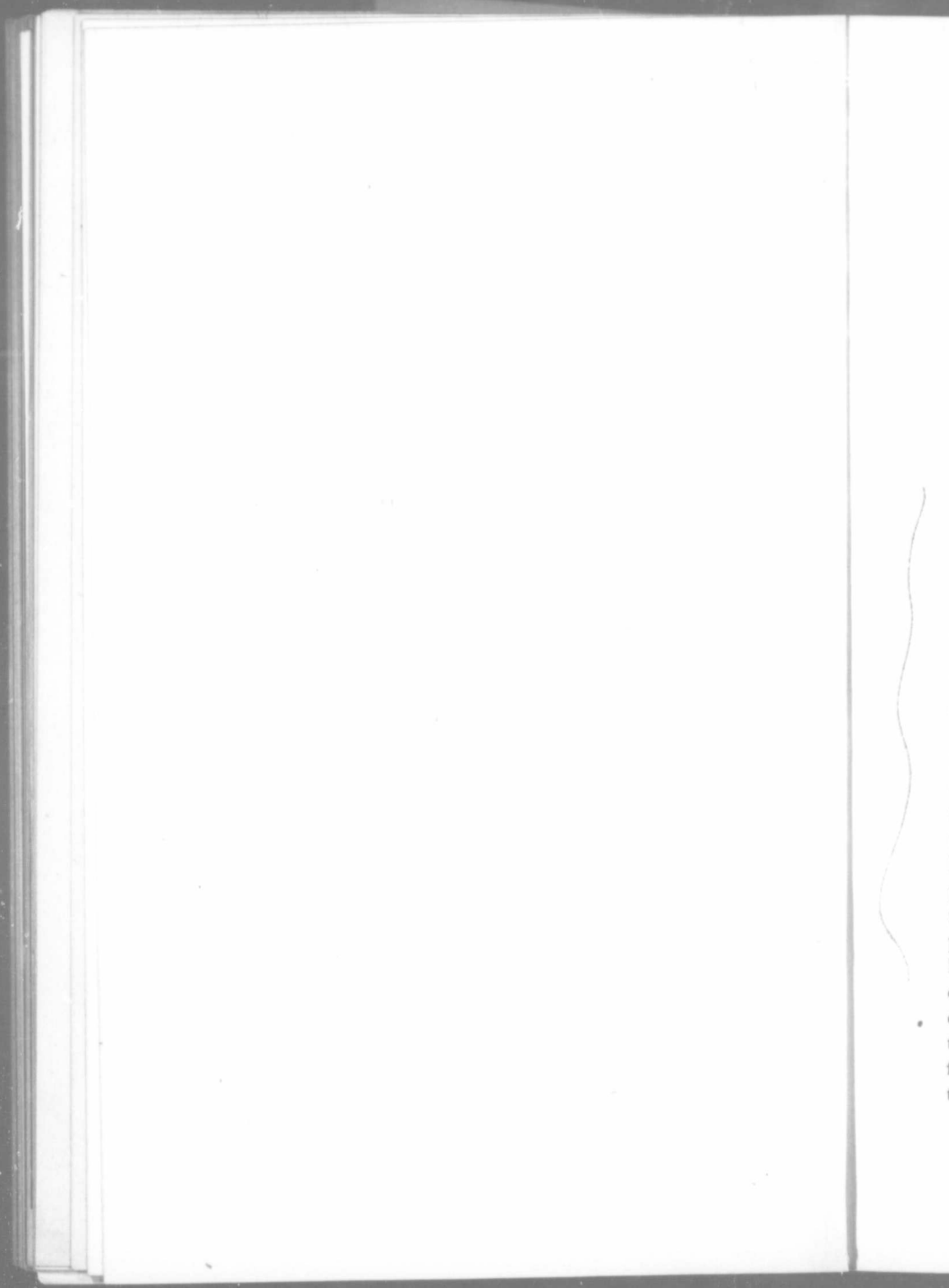
DIRECTORS.

REV. WILLIAM KING,
" WILLIAM REID,
" WILLIAM GREGG,
" DR. ORMISTON,
" R. F. BURNS,
" DR. JENNINGS,
MESSRS. A. T. McCORD,
PETER FREELAND,
JOHN LAIDLAW,
JOHN THOM,
WM. R. ABBOTT,
JOHN McNAB,

MESSRS. JAMES OSBORNE,
WILLIAM MILLER,
CHARLES ALLAN,
JOHN BIRRELL,
A. D. FERRIER,
W. CLARK,
JOHN McLEAN,
A. McKELLAR, M.P.P.,
E. C. CAMPBELL,
J. B. OSBORNE,
A. B. JONES,
JOHN FISHER.

LOCAL COMMITTEE.

A. McKELLAR, M. P. P., | REV. WILLIAM KING,
REV. A. McCOLL, |
CHATHAM.



REPORT.

IN presenting the Tenth and Eleventh Annual Reports of the Elgin Association, the Directors would acknowledge the goodness of God in giving health and general prosperity to the settlement, and would anew return thanks for the measure of success that has hitherto attended their efforts on behalf of the Coloured Population settled at Buxton.

Eight years ago, it was considered a doubtful problem, whether the social position of the coloured race could be improved in Canada, whither they had fled from bondage in the United States; the coldness of the climate, their previous habits and position, were the principal reasons urged against their amelioration. Nine years' experience has demonstrated that the difficulties to be met are not insuperable, and that the attempt to improve their social and moral condition is not hopeless. The climate, which might be considered trying to the constitution of one born in the South, is not felt more by the Fugitive than by the Canadian. When properly clothed the one stands the rigours of the climate equally as well as the other. In point of industry, the Fugitive will compare favourably with the European emigrant. The knowledge which most of them have acquired in clearing land and handling the axe, is of great use to them in their new home; and in this respect they have some advantages over the British emigrant who comes into Canada ignorant of bush life. The industry and perseverance of the settlers have been severely put to the test lately. The failure of the greater part of their crops for a number of years past, has been a great drawback to the prosperity of the settlement, but the settlers have neither been disheartened nor discouraged by their losses, but have met the difficulties of their situation with energy and perseverance. When one crop failed, they planted another, and when all nearly failed, as was the case in 1859, they supported themselves from the products of the forest, preparing the best of the oak for the foreign market, burning the inferior timber and refuse of the oak, converting the ashes into

black salts and pearl ashes. By this means they have been enabled to go on clearing their land and supporting themselves. A new branch of industry has been opened up that will keep the settlers constantly and profitably employed on their own land, and with what they have already cleared, will probably enable them to pay up for the whole of their land in three years. During the past year, there was made in the settlement 69,800 lbs. of black salts, besides a large number of staves. The quantity of salts can be doubled next year, with proper apparatus for boiling. While the settlers during the past year have been profitably employed in clearing, they have not neglected another most important improvement—namely, draining. All the land in the settlement is level, but with sufficient fall to drain it. On the shores of Lake Erie, it rises from seventy-five to one hundred feet above the lake, and slopes gradually to Lake St. Clair, one inch to the chain; the south part of the block is composed of black vegetable mould, and the north part a friable loam, inclining to clay, the whole resting on a bed of boulder clay, in some places one hundred feet thick. To prepare the land for cultivation, it was necessary that the surface water should be taken off by drainage. A law was passed a few years ago, that every man should cut a drain opposite his own lot: this law has been strictly carried out. A large portion of the land has been drained, making it much dryer and easier to cultivate, and making the roads better. During the last year, six miles of drains have been opened, and it is hoped by another year that all the lots will be drained.

The number of acres cleared and under fence is 1600, three hundred more are chopped down, and will be ready to be cleared up and put under crop in spring. Of the land cleared and under fence, five hundred and ninety acres are planted with Indian corn; one hundred with wheat; one hundred and three with oats, and six hundred with other grain crops, such as potatoes, peas, turnips, &c. Two hundred acres have been laid down with grass, to support the stock during the winter. It has been found profitable to raise horses and oxen, and the number has increased during the past year. There are in the settlement, one hundred and twenty horses; one hundred oxen; two hundred cows; seven hundred hogs, and thirty

sheep. The hogs have increased greatly in consequence of the beech and hickory nuts, on which they depend in a great measure for their food, being abundant in the forest this season.

The want of a proper place to keep the small earnings of the settlers has been long felt; often they would have a few dollars collected towards the payment of an instalment on their land, but before they could collect enough, what they had would be spent. To meet this want, a Savings' bank has been established at Buxton, where any sum above ten cents can be deposited, and kept safely till required by the depositor.

During the past year, the education of the children has not been neglected. Besides the classical school at Buxton, there are two others in connection with the settlement. The number of children enrolled, and at all the schools, is one hundred and eighty. Some have already been prepared as teachers at the Buxton school, and are now usefully employed in their profession; others are now receiving their training for that purpose.

The buildings where the schools have been hitherto kept are only of a temporary kind, but the Rev. W. KING, on his late visit to Great Britain and Ireland, has raised a sum sufficient to replace them with new and permanent ones. A number of the adults in the settlement have been taught to read. In every family in the settlement, some one of its members can read the Bible, and in some families all the adults can read. To supply them with wholesome reading, the Ladies of Edinburgh have furnished a library for the settlement of 500 volumes, and the London Religious Tract Society has given a large donation of tracts and books. A branch of the London and Foreign Bible Society has been formed at Buxton, 300 Bibles and 500 Testaments have already been circulated, and our design is to put into the hands of every man, woman, and child, who can read, a copy of the Scriptures.

The health and morals of the settlers still continue good; there has been no case of crime during the last year. Nothing that intoxicates is made or sold in the settlement, and not a drunken man has been seen in the settlement during nine years.

CASH ACCOUNT.

Dr.		£ s. d.
1859.		
July 31.	To Balance in Treasurer's hands, last year	41 12
	To Instalments on Land, one-half received this year	158 97
		£199 10 9

Cr.		£ s. d.
1859.		
July 31.	By Expense Account this year	33 12 2
	By Secretary's Salary this year	30 0 7
	Balance	135 18 7
		£199 10 9

J. S. HOWARD, *Treasurer, E. A.*

Examined and found in accordance with the Books of the Association.

J. H. MASON, }
T. HENNING, } *Auditors.*

TORONTO, April 17, 1860.

STATEMENT
OF
ASSETS AND LIABILITIES
OF THE
ELGIN ASSOCIATION,
31st JULY, 1859.

£ s. d.
..... 41 12
year..... 158 97
£199 10 7

£ s. d.
..... 33 12 2
..... 30 0 7
..... 135 18 1
£199 10 7

D, Treasurer, E. A.

Association.

MASON, }
ANNING, } Auditors.

Amount of Balances due by Purchasers of Land to date.....	£3,773 14 11
Amount due on first purchase of Land to the Government to date.....	£763 16 8
10 years and 9 months' Interest on same.....	506 18 9
	£1,270 15 5
Amount due on second purchase of Land to Government to date.....	£779 0 0
8 years and 6 months' Interest on same.....	384 1 9
	1,163 1 9
	£2,433 17 2
Amounts due Stockholders to date.....	£551 0 0
Interest on same to date.....	315 0 6
	866 0 6
	3,299 17 8
Cash in Treasurer's hands.....	£473 17 3
	135 18 7
	£609 15 10

CASH ACCOUNT,

31st JULY, 1860.

Dr.

	£	s.	d.
1859.			
July 31. To Balance in Treasurer's Hands	135	18	7
1860.			
July 31. To Instalments on Land to date this year	88	2	6
	£224	1	1

Cr.

	£	s.	d.
1860.			
July 31. By Salary Account	22	10	0
By Expense do	3	10	0
By Crown Lands Department	174	13	2
By Cash on Hand	23	7	11
	£224	1	1

J. S. HOWARD, *Treasurer, E. A.*

Examined and found correct in accordance with the Books of the Elgin Association.

J. KIRKLAND, }
T. HENNING, } *Auditors.*

Toronto, 28th January, 1861.

ELGIN ASSOCIATION.

Balance Sheet, 1860.

	£.	s.	d.		£.	s.	d.
Purchasers' Bal. Account	3841	15	10	Stock Account.....	3220	0	0
Stockholders' do	2680	12	9	Interest Account.....	156	0	11
Expense do	3	10	0	Crown Lands Account.	1381	11	3
Salary do	22	10	0	Profit and Loss.....	1814	1	10
Cash.....	23	7	11	Transfer Fee Account...	—	2	6
	6571	16	6		6571	16	6

General Balance, 1860.

	£.	s.	d.		£.	s.	d.
Purchasers' Account...	3841	15	10	Stock Account.....	3220	0	0
Stockholders' Account...	2680	12	9	Crown Lands Account.	1381	11	3
Cash.....	23	7	11	Profit and Loss.....	1944	5	3
	6545	16	6		6545	16	6

Examined and found correct in accordance with the Books of the Elgin Association.

J. KIRKLAND, }
T. HENNING, } *Auditors.*

Toronto, 28th January, 1861.

£ s. d.
..... 135 18 7
..... 88 2 6
£224 1 1

£ s. d.
..... 22 10 0
..... 3 10 0
..... 174 13 2
..... 23 7 11
£224 1 1

Treasurer, E. A.

Books of the Elgin

AND, }
NG, } *Auditors.*

ASSETS AND LIABILITIES
OF THE
ELGIN ASSOCIATION.

31st JULY, 1860.

Amount of Balance due by Purchasers of Land to date.....	£3,841	15 10
Amount due on first purchase of Land to the Government to date.....	£ 763	16 8
11 years and 9 months' Interest on same.....	552	15 7
	£1,316	12 3
Amount due on second purchase of Land to Government to date.....	£779	0 0
9 years and 6 months' Interest on same.....	430	16 7
	£1,109	16 7
Amount due Stockholders to date.....	£551	0 0
Interest on do to date.....	348	1 9
	899	1 9
	3,325	10 7
Cash in Treasurer's Hand	£516	5 3
	23	7 11
	£539	13 2

Examined and found correct in accordance with the Books of the Elgin Association.

J. KIRKLAND, }
T. HENNING, } *Auditors.*

TORONTO, 28th January, 1861.

LIST OF STOCKHOLDERS.

No. Shares.	No. Shares.	No. Shares.
MOUNT ALBION.	Archibald McKellar... 2	James McQueen... 1
William Cook... 2	James C. Brown... 1	Peter McLaren... 1
BROCKVILLE.	Thomas Bell... 1	FINGAL.
Adriel Sherwood... 1	Gabriel H. Green... 1	Robert Blackwood... 1
BELLEVILLE.	Edmund Harrison... 1	GWILLIMBURY, WEST.
Nichol Taylor... 2	Henry Harrison... 1	Isaiah Irwin... 1
Rufus Holden... 2	Jerry Johnson... 1	Donald G. McKay... 1
	Enoch Roberts... 1	
BEACHVILLE.	CALEDONIA.	
William Hook... 1	George Brown... 2	GRAFTON.
BEAMSVILLE.	John Brown... 1	John Munro, Senr... 1
J. B. Osborne... 11	John Scott... 1	
R. MORTOW... 1	A. C. Buck... 1	GALT.
BUXTON.		James Cowan... 1
Rev. W. King... 5	CORNWALL.	Adam Kerr... 1
Green Due... 1	Rev. J. C. Quinn... 1	A. H. Mowat... 1
Enos Johnston... 1	DEMORESTVILLE.	Isaac Sours... 1
Jerome Boom... 1	Rev. James Rogers... 2	Morris C. Lutz... 1
William Spriggs... 1	George Boulter... 1	Samuel Graham... 1
Anderson Stewart... 1	DOVER.	GUELPH.
Samuel Anthony... 1	Donald McColl... 2	Rev. R. Torrance... 1
BRAMPTON.	DUNDAS.	John McLean... 1
Samuel Wallace... 1	William Dixon... 1	Alexander D. Ferrier... 2
John McCanless... 1	James McIntyre... 2	Henry W. Peterson... 1
CAVAN.	James Hamilton... 1	HALDIMAND.
Alexander Robertson... 1	James Coleman... 2	James Thomas... 1
Archibald Robertson... 1	Thomas H. McKenzie... 2	HAMILTON.
	R. S. Hunter... 1	Rev. Dr. Ormiston... 1
	Wm. Miller... 1	James Osborne... 10
COLBORNE.	EKFRID.	Alexander Davidson... 1
Donald Robertson... 1	William R. Sutherland... 1	John Fisher... 10
COBOURG.	EMBRO.	Wm. P. McLaren... 10
R. Kingan... 1	John D. Dent... 1	James Walker... 1
Robert Hudspeth... 1	William Sutherland... 1	D. McLellan... 1
A. Jeffray... 2		Robert McKay... 1
CHINGACOUSY.	FERGUS.	James D. McKay... 1
Thomas Wallace... 1	Rev. G. Smellie... 1	Adam Goldie... 1
Robert Smith... 1	John Watt... 1	D. Buchanan... 1
CHATHAM.	George Jardine... 1	James Turner... 1
Rev. Angus McColl... 1	Robert Emond... 1	Fristrane Bickle... 1
	Alex. D. Fordyce, jr... 1	R. W. Harris... 1
		A. Wood... 1
		N. D. Fisher... 2

ITIES

£3,841 15 10

16 8
2 15 7

12 3

16 7

1 9

3,325 10 7

£516 5 3

23 7 11

£539 13 2

Books of the Elgin

AND, } Auditors.
ING. }

No. Shares.	No. Shares.	No. Shares.	
INGERSOLL.			
R. H. Carroll..... 1	OTTAWA.	Peter Freeland..... 1	
Rev. Robert Wallace. 1	Rev. Noble F. English 1	Mrs. Freeland..... 1	
Daniel Carrol..... 1		Betley & Kay..... 1	
Joseph Barker..... 1	PETERBORO.		
	Rev. John Gilman... 1	James Leask..... 1	
	Andrew Cathcart... 1	P. L. Box..... 1	
	William Hall..... 1	John Thom..... 2	
KINGSTON.			
Donald McKay..... 1	Rev. M. Rogers..... 1	W. R. Abbott..... 5	
	Thomas G. Hazlitt... 1	A. T. McCord..... 1	
		Rev. John Jennings.. 1	
LONDON.			
Charles Monsurrat... 1	PICKERING.	John Ewart..... 2	
John Birrell..... 1	William Dunbar..... 1	S. Connor, LL.D. ... 1	
Samuel McBride..... 1		— Rutherford..... 2	
William Begg..... 1	PESLISCH.		
H. Chisholm..... 1	Rev. A. McLean..... 1	R. H. Brett..... 1	
Edmond Raymond... 1		Robert Maitland... 1	
Henry Matthewson.. 1	SMITH.		
Thomas Craig..... 1	James McEwen..... 1	Allen McLean Howard 1	
Thomas C. Dixon..... 1	James Harvey..... 1	Elizabeth Dunlop... 1	
William Hall..... 1	John Stohart..... 1	Oliver Mowat..... 1	
B. A. Mitchell..... 1		John Salt..... 1	
G. M. Gunn..... 2	SALT FLEET.		
Lionel Ridout..... 1	Rev. George Cheyne. 1	Robert Beekman... 1	
John Diamond..... 1	Alexander Morrison. 1	John McNab..... 1	
William Clarke..... 1		James Shaw..... 1	
A. B. Jones..... 1	SOUTHWOLD.		
Titus Basfield..... 1	Alexander Steele.... 1	David Hollins..... 1	
John Reives..... 1		Adolphus Judah... 1	
Alexander Hamilton. 1	St. CATHERINES.		
Aurel Jones..... 1	Rev. Robert F. Burns. 1	Thomas Tilley..... 1	
Aaron Gibbs..... 1	Henry Gray..... 1	James Johnson..... 1	
Margery Wilkinson... 1	John Creamer..... 1	Thomas Williams... 1	
	Alfred Triplett..... 1	Daniel Davis..... 1	
		George Brown..... 2	
		John Herrard..... 2	
		Rev. Wm. Reid..... 1	
NELSON.			
Gilbert Bastedo..... 1	THORNBURY.	WATERDOWN.	
	Charles Stuart..... 1	Thomas Stock..... 1	
NIAGARA.			
Edward C. Campbell. 1	TRAFALGAR.	Henry F. Graham... 1	
Mrs. James Monroe... 1	John Proudfoot..... 2	Read Baker..... 1	
John Davidson..... 1	James Applebe..... 1		
Hope Bullet..... 1		WOODSTOCK.	
Francis Lacey..... 3	TORONTO.		
	Rev. W. Gregg..... 1	Rev. William S. Ball. 1	
	Walter Macfarlane... 1	John Douglas..... 1	
OAKVILLE.			
William Cantley..... 1	John Laidlaw..... 1	John Carter..... 1	
James Arnot..... 1	Rev. Dr. Willis..... 3	Andrew Smith..... 1	
	Rev. Dr. Burns..... 2		
	Peter Brown..... 1	ZORRA.	
ORILLIA.			
Rev. John Gray..... 5	George Brown..... 1	Rev. Donald McKenzie 1	
	Thomas Henning.... 1	John M. Ross..... 1	

	No. Sharee.
Freeland.....	1
Freeland.....	1
& Kay.....	1
Leask.....	1
Box.....	1
Thom.....	2
Abbott.....	5
McCord.....	1
John Jennings..	1
Ewart.....	2
mor, LL.D.....	1
therford.....	2
Brett.....	1
Maitland.....	1
m Langley.....	1
oward.....	1
McLean Howard	1
eth Dunlop.....	1
Mowat.....	1
Salt.....	1
Beekman.....	1
McNab.....	1
Shaw.....	1
Hollins.....	1
hus Judah.....	1
s Tilley.....	1
Johnson.....	1
Williams.....	1
Davis.....	1
e Brown.....	2
errard.....	2
m. Reid.....	1
WATERDOWN.	
s Stock.....	1
F. Graham.....	1
Baker.....	1
WOODSTOCK.	
William S. Ball..	1
Douglas.....	1
arter.....	1
w Smith.....	1
ZORRA.	
onald McKenzie	1
f. Ross.....	1

CONSTITUTION.

[ADOPTED 7TH JUNE, 1850.]

WHEREAS, the stock for the settlement and social and religious improvement of the Coloured population of Canada, in the Township of Raleigh, in accordance with the Resolution passed at a Public Meeting held in Toronto, the 16th of March, having been subscribed :—

Resolved I. That we, the Stockholders, do now form ourselves into a society, under the name and title of the "ELGIN ASSOCIATION," for the settlement and moral improvement of the Coloured population of Canada.

II. That the management of this Institution shall be vested in a President and two Vice-Presidents, Treasurer, Secretary, and a Board of 24 Directors, to be chosen annually at a meeting of the Stockholders—Five of whom shall be a quorum for the transaction of business. The President, Vice-Presidents, and Treasurer, being also members *ex-officio*.

III. That all the real estate of the Society, for the present, shall be vested in three Trustees, to be held temporarily in trust for the purposes of the Society, and to be, by them conveyed in trust hereafter, in such manner as may be provided by the Act of Parliament, or other Act of Incorporation.

IV. That at all meetings of the Board, the President shall preside ; or, in his absence, one of the Vice-Presidents ; or in their absence, the Treasurer ; or, in his absence, such members as shall be voted for that purpose. The first meeting of the Board to be held in Toronto, on the 21st June, 1849.

V. That the duties of the Board shall be as follows :—

1. To carry into effect the objects contemplated by the Society, by purchasing from the Government a tract of the Clergy Reserves land, in the Township of Raleigh, in the Western District of Canada.

2. To sub-divide and sell the lands to actual settlers, on such terms as the Board may consider for the interest of the purchasers and Stockholders.

3. To employ all subordinate persons, and officers necessary for the successful working of the Association, and in general, to manage the whole affairs of the Association ; subject to the control of the General Meeting of the Stockholders.

4. To make all By-laws and Regulations necessary for the detailed management of the Society's affairs ; such By-laws and Regulations to be submitted to the Stockholders at the Annual Meeting, and to be subject to alterations and revision at that meeting, if deemed necessary.

5. To keep a record of all their proceedings, signed by the Secretary, and countersigned by the Chairman.

6. To submit, at the annual meeting of the Stockholders, a full and detailed statement of the Society's affairs for the previous year ; and to close the concerns of the Company as soon as practicable.

VI. That no alteration be made in this Constitution except at the annual meeting, or a meeting of the Stockholders called together by the Board at their discretion, or by them upon the requisition of ten Stockholders for that purpose provided ; and that notice of such meeting be given to the Stockholders by circular, stating the object of such meeting, one month previous to the day thereof.

BY-LAWS.

1. That whenever a quorum of the Directors, with the consent of the President and Vice-Presidents, or a majority of them, and not otherwise, shall see fit to call a meeting, they are authorized to do so.

2. That the Directors are hereby authorized, with the consent and approval of the President and Vice-Presidents, or a majority of them, and not otherwise, to appoint a Committee of Advice to meet in the Township of Raleigh. The said Committee to be three in number, and to be Directors of the Association, who shall advise and consult with the Agent of the Association, who shall reside and manage the business of the Association in Raleigh; or should any case of difficulty arise in the said Township of Raleigh, the same shall be communicated to the President, or in his absence to the Vice-Presidents, for advice and direction in such matters. Both the Committee and the Agent to be subject to the Main Board of Directors, and give Reports to the Annual Meeting.

3. That all moneys due to this Society shall be paid to the Treasurer, and his receipt for the same shall be in all cases a sufficient discharge.

4. That no money be paid by the Treasurer of this Association, without an order for the same, signed by the President or one of the Vice-Presidents, and countersigned by the Secretary, and certified by him to have been duly entered on the records of the Association.

5. In order that the members of the Association may have due notice of the Annual Election of Officers, &c., it is resolved that circular notices be posted to each of the Stockholders, at least fourteen days before the first day of September, each year; and that not less than seven Stockholders shall be present before the Annual Meeting or any General Meeting proceeds to business.

6. That the local Committee be required to enforce the Rules and Regulations with regard to buildings and improvements, which are as follows: viz., each settler to put up a house 18 feet by 24 feet, 12 feet high, with a piazza running the whole length of the front. Enclosing the front of the house and garden, with a picket fence. The house to be set 33 feet from the road. And to clear from the centre of the road four rods at least, the whole front of his lot, and cut a ditch across the front of the lot, four feet wide at top, 18 inches at bottom, and at least 2 feet deep—and that the Secretary be instructed not to give any deeds, until he receives a certificate from the local Committee, that the aforesaid improvements have been made and the rules complied with.

 AN ACT

To Incorporate the Elgin Association, for the Settlement and Moral Improvement of the Coloured Population of Canada.

(10th August, 1850.)

Whereas an Association has been formed in Upper Canada, by divers persons resident therein, under the name of the ELGIN ASSOCIATION, for the settlement and moral improvement of the coloured Population of Canada, for the purpose of purchasing Crown or Clergy Reserve Lands in the Township of Raleigh, in the county of Kent, and settling the same with coloured

families resident in Canada, of approved moral character; and whereas the persons hereinafter named, office-bearers and members of the said Association, and acting on behalf of the members thereof, have by Petition prayed to be incorporated for the purpose aforesaid; and whereas it is expedient to grant the prayer of the said Petitioners, subject to the provisions and enactments hereinafter made. Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intitled, "An Act to reunite the Provinces of Upper and Lower Canada, and for the Government of Canada," and it is hereby enacted by the authority of the same, that Skeffington Connor, Michael Willis, William King, Charles Berezy, John Thomas Matthews, John Scott Howard, Walter Macfarlane, Ezekiel F. Whittemore, Andrew T. McCord, Peter Freeland, John Ewart, John Laidlaw, James Brown, Andrew Hamilton, Peter Brown, James Osborne, Edward Cartwright Thomas, John Fisher, William P. McLaren, William Millar, George Davidson, John McLean, A. D. Ferrier, John Frazer, John Michie, A. B. Jones, Donald McColl, Archibald McKellar, Thomas Campbell, Henry Garrett, Bernard Foley, Andrew Shaw, J. B. Osborne, James Dougall, Robert Watson, Rufus Holden, James Harvey, and Andrew Jeffrey, with all other such persons as are now, or being duly competent may hereafter be associated for the purpose hereinbefore mentioned, and their successors forever, shall be one body politic and corporate in deed and by name, by the name and style of THE ELGIN ASSOCIATION, and shall by that name have perpetual succession and a common seal, and shall have power from time to time to alter, renew, or change such common seal at their pleasure, and shall by the same name from time to time and at all times hereafter be able and capable of contracting and being contracted with, of suing and being sued, pleading and being impleaded, and answering and being answered unto in all Courts and places whatsoever; and also that they and their successors by the same name from time to time and at all times hereafter shall be able and capable of purchasing and holding to them and their successors, Crown and Clergy Lands in the Township of Raleigh, in the County of Kent, not exceeding nine thousand acres, to and for the use of the said Company, and of letting, conveying, and otherwise disposing of the same to Coloured persons of Canada; provided always, nevertheless, that the real estate to be held by the said Company shall be only such as shall be required to be held by them for the purpose aforesaid, and that nothing herein contained shall extend to authorize the said Association to become a Land Company in that sense of the term.

II. And be it enacted, That in all and every suit or suits in Law which hereafter may be instituted against the said Corporation, service of Process at the residence of the President or Secretary, shall be sufficient to compel the said Corporation to appear and plead to such suit or suits; any law, custom, or usage to the contrary in anywise notwithstanding.

III. And be it enacted, That the property, affairs, and concerns of the said Corporation shall be managed and conducted by the following officers, elected by the members of the said Corporation, at the annual meeting hereinafter provided for;—a President, first and second Vice-Presidents, a Secretary, Treasurer, and twenty-four Directors, five of whom shall form a quorum for the transaction of business; the President, Vice-Presidents, and Treasurer being also Directors ex-officio.

IV. And be it enacted, That the annual meeting for the election of said Officers shall be held at Toronto, where the usual meetings of said Corpora-

tion are held, on the first Wednesday in September, in each and every year, at the hour of twelve o'clock; and the said election shall be held and made by such of the stockholders of the said Corporation as shall attend for that purpose in their own proper persons, or by proxy, and all the elections for such Officers shall be by ballot; and if any vacancy or vacancies shall at any time happen among the Directors, by death, resignation, or removal from the Province, such vacancy or vacancies shall be filled, for the remainder of the year in which they may happen, by a person or persons to be nominated by the Directors at any of their regular meetings.

V. And be it enacted, That each Stockholder shall be entitled to a number of votes in proportion to the number of shares which he or she shall have in his own or her own name, and shall have at least twenty days, previous to the time of voting, according to the following rules—that is to say: one vote for each share to the extent only of two shares, and one vote for every two shares above two.

VI. And be it enacted, That in case it should at any time happen that an election of officers should not be made on any day when, pursuant to this Act it ought to have been made, the said Corporation shall not for that cause be deemed to be dissolved, but it shall and may be lawful on any day to hold and make an election of officers in such manner as shall be regulated by the By-laws and Ordinances of the said Corporation.

VII. And be it enacted, That until the first election of officers shall take place, as hereinbefore provided, the present officers of the said Association shall be and continue to be the officers of the Corporation hereby created, and that the President, or in his absence from the city of Toronto, either of the Vice-Presidents of the said Corporation, shall within one month after the passing of this Act, cause notice to be given to the members of the said Corporation by public advertisement, to be published ten days at least previous, in four newspapers published in different parts of the Province, to meet at the place in which the usual meetings of the Corporation are held, at such time as he shall in and by such notice appoint, and the said members or the major part of them as shall be then present, shall, at the time so appointed, proceed to the election of a President, a First Vice-President, a Second Vice-President, a Secretary, a Treasurer, and twenty-four Directors; which said officers, from the time of their election to their respective offices, shall continue therein till the first Wednesday in June then next ensuing, and from henceforth until others be chosen in their place; and the new officers shall enter on the duties of their office the first Monday after their election.

VIII. And whereas the sum of four thousand pounds currency, or thereabouts, has been subscribed by the members of the said Association as the Capital Stock of the same, in Shares of ten pounds each, and whereas it may be necessary to increase the said Stock, by the additional sum of one thousand pounds: Be it therefore enacted, That the said shares so subscribed as aforesaid, shall continue the Capital stock of the said Corporation, with power to the said Corporation to increase the same by one thousand pounds in like shares of ten pounds each, if they shall think it necessary for carrying out the purposes of the said Corporation, and that the aforesaid Capital Stock may, after twenty per cent. has been paid thereon, be transferable by the respective persons subscribing and holding the same, to any other person or persons, and such transfer shall be entered and registered in a book or books to be for that purpose provided by the said Corporation.

IX. And be it enacted, That immediately after the passing of this Act, it shall and may be lawful for the Directors to call upon the Stockholders of the

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each and every year, shall be held and made and shall attend for that all the elections for vacancies shall at any time, or removal from the remainder of the shares to be nominated by

be entitled to a number of shares or she shall have in the hands of the said Company, previous to the meeting, one vote for every two shares

time happen that an election pursuant to this Act shall not for that cause be held on any day to hold an election shall be regulated by the

of officers shall take the said Association in hereby created, and in Toronto, either of the said Corporation, at least previous, in the month after the passing of the said Act, to meet at the time, at such time as the Directors, or the major part of the same, shall appoint, proceed and conduct the business of the said Association, which said officers, shall continue thereunto, and from henceforth shall enter on the

currency, or thereunto, and whereas it may be seen that the sum of one thousand pounds subscribed as aforesaid, with power to receive and pay in like manner for carrying out the business of the said Capital Stock may, at any time, be by the respective Directors or persons, or by the majority of them, or books to be for

ing of this Act, it shall be sufficient for the Company to prove that the defendant, at the time of making such call, was a holder of one share or more in the undertaking, (and

said Corporation, by giving sixty days' notice thereof, in four newspapers published one in London, one in Hamilton, one in Toronto, and one in Kingston, for an instalment of twenty per centum upon each share, which they or any of them may respectively have subscribed for in the Association aforesaid, and that the residue of the sums or shares of the Stockholders shall be payable upon the first day of July, one thousand eight hundred and fifty one, until the whole sum or such part of the whole sum as the Directors shall deem necessary for carrying out the objects of the Association, shall be paid: Provided always, that the payment upon shares heretofore made by any of the aforesaid, shall be credited by the Directors, on the call of twenty per cent., so as to be made as aforesaid.

X. And be it enacted, That if any Stockholder or Stockholders, as aforesaid, shall neglect to pay at the time required any instalment or instalments which shall be lawfully required by the Directors as due upon any share or shares, such Stockholder or Stockholders so refusing or neglecting shall forfeit such share or shares as aforesaid, with any amount which shall have been previously paid thereon, and the said share or shares may be sold by the said Directors, and the sum arising therefrom, together with the amount previously paid thereon, shall be accounted for and applied in like manner as other moneys of the said Company: Provided always, that the purchaser or purchasers shall pay the said Company the amount of the instalment required over and above the purchase money of the share or shares so purchased by him, her, or them, as aforesaid, immediately after the sale, and before they shall be entitled to the certificate of the transfer of such shares purchased as aforesaid: Provided always, that fifteen days' notice of the sale of such forfeited shares shall be given in any newspaper or newspapers published in the City of Toronto, and that the instalments due may be received in redemption of any such forfeited share at any time, before the day appointed for the sale thereof: Provided also, that the shareholders may at their next meeting, after any forfeiture, restore any forfeiture, or a portion of any forfeiture, by a resolution in writing, to be passed at such meeting; and not at any other time or in any other manner.

XI. And be it enacted, That the several persons who have subscribed any money towards the Association, or their personal representatives respectively, shall pay the sums respectively so subscribed, or such portions thereof as shall be from time to time called for by the Directors; and with respect to the provisions in this Act contained for enforcing the payment of calls or instalments, the word Stockholders shall extend to and include any person who holds stock in the said Corporation, or who may have subscribed the original prospectus of the Association, or agreement to take stock therein, and shall also extend to and include the legal personal representative of such Stockholder or person aforesaid.

XII. And be it enacted, That if any default shall be made by any Stockholder in the payment of any call at the time appointed by the Directors for the payment thereof, then it shall be lawful for the Company to sue such Stockholders for the amount of such call, in any Court of Law in this Province (having competent jurisdiction in regard to the amount to be recovered,) and to recover the same with lawful interest; and if the Company shall sue any Stockholder under the authority of this Act, such suit shall not in any way interfere with the forfeiture of the share or shares of such Stockholders.

XIII. And be it enacted, That on the trial or hearing of such action, it shall be sufficient for the Company to prove that the defendant, at the time of making such call, was a holder of one share or more in the undertaking, (and

when there has been no transfer of the shares, then the proof of the subscription to the original agreement to take stock shall be sufficient evidence of holding stock to the amount subscribed,) and that such call was in fact made, and such notice thereof given as required, and it shall not be necessary for the Association to prove the appointment of the Directors who made such call, or any other matter whatever; and thereupon the Company shall be entitled to recover what shall be due on such call, with interest thereon.

XIV. And be it enacted, That when calls shall be made by the Directors, all such calls shall be taken and meant to be payable to the Treasurer of the Association for the time being.

XV. And be it enacted, That in any action or suit brought by or against the Association upon any contract or for any matter or thing whatsoever, any stockholder shall be competent as witness, and his testimony shall not be deemed inadmissible on account of interest.

XVI. And be it enacted, That the Directors for the time being, or a quorum of them, shall have power to make and subscribe all such rules and regulations touching the purchase, management, and disposition of land, properties, estate, and effects of the said Association, and the settlement and improvement of the said lands; and also touching the duties of the officers and servants of the said Corporation; and also such other matter or things as appertain to the business of the said Corporation; and also shall have power to appoint as many officers and servants for carrying on the business of the said Corporation, with such salaries as they shall think fit: Provided always, that the price fixed by the said Directors for the lands of the said Corporation shall not exceed the prices paid the Government, to any greater amount than is sufficient for the expenses of the said Corporation for any of the purposes hereinbefore mentioned, and six per cent. interest per annum upon the stock subscribed: Provided also, that if upon the final winding up of the affairs of the Corporation as hereinafter provided, any surplus should be found remaining after paying off the shares subscribed for, and six per cent. interest, such surplus shall be applied in the improvement of the said settlement in such manner as the Directors shall appoint.

XVII. And be it enacted, That whenever and as soon as all the land so purchased by the said Corporation, shall be settled and paid for to the said Corporation, the affairs of the said Corporation shall be wound up, and the stockholders thereof shall receive the amount of their shares or of such instalments as shall have been actually paid thereon, together with six per cent. interest; Provided always that nothing herein contained shall be held to prevent the Directors at any time or times, after the Government price of the said land shall be paid in full by the said Corporation, and all the existing debts and liabilities thereof fully discharged, to repay to the stockholders, rateably, any proportion of the stock actually paid up, and interest, that the Directors shall deem expedient, without waiting for the final winding up of the affairs of the said Corporation.

XVIII. And be it enacted, That it shall and may be lawful for the Governor or any person administering the Government of the Province for the time being, to require from the said Corporation true statements under oath, (which oath any Justice of the Peace is hereby authorised to administer,) of the receipts and expenditure of said Corporation; and a statement of the real and personal estate held and enjoyed by the said Corporation, shall be laid before each branch of the Provincial Legislature, within fifteen days after the opening of each Session thereof.

XIX. And be it enacted, That the property real and personal now held by

the Association hereby incorporated, or by any party in trust for them, shall be and is hereby vested in the said Corporation, which shall be responsible for all debts and obligations of the said Association, and may recover and enforce all claims and obligations in favour thereof.

XX. And be it enacted, That no member of the said Corporation shall in his private or natural capacity be liable for any debt or obligation contracted by the said Corporation.

XXI. And be it enacted, That nothing in the present Act contained shall affect in any manner or way whatsoever the right of Her Majesty, Her heirs and successors, or of any person or persons of any kind, body politic or corporate, such only excepted as are hereinbefore mentioned.

XXII. And be it enacted, That this Act shall be held and considered to be a Public Act.